



U.S. Department  
of Transportation  
**Pipeline and Hazardous  
Materials Safety  
Administration**

1200 New Jersey Avenue SE  
Washington DC 20590

## PIPELINE SAFETY

### 2011 State Damage Prevention Grant

for

Miss Utility of West Virginia

Please follow the directions listed below:

1. Review the entire document for completeness.
2. Review and have an authorized signatory sign page 2.
3. Fasten all pages with a paper or binder clip - no staples please as this package will be scanned upon it's arrival at PHMSA.
4. Mail the entire document, including this cover page to the following:

**ATTN: Maria Munoz  
U.S. Department of Transportation  
Pipeline & Hazardous Materials Safety Administration  
Office of Contracts and Procurement (PHA-30)  
1200 New Jersey Avenue, SE Second Floor E22-305  
Washington, D.C. 20590**

#### **FedSTAR Information**

Submission Date: 9/8/2010 11:03:19 AM



**Pipeline and Hazardous Materials Safety Administration**  
**1200 New Jersey Avenue, SE**  
**Washington DC 20590**

DEPARTMENT OF TRANSPORTATION

APPLICATION

2011 GRANT PROGRAM IN SUPPORT OF STATE DAMAGE PREVENTION

The Miss Utility of West Virginia hereby applies to the Department of Transportation for Federal funds appropriated for the support of State Damage Prevention Programs established under 49 U.S.C. Section 60134 et seq.

The State agency plans to carry out the State Damage Prevention Program, during calendar year 2011, as described in Attachment 1, "Project Abstract/Statement of Objectives". To accomplish the program, the state agency proposes to expend funds as set forth in Attachment 4, "State Damage Prevention Estimated Budget".

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Signature

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Title

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Date

## Project Abstract/Statement of Objectives

Please provide a clear and concise description of the work this grant will fund for calendar year 2011

Miss Utility of West Virginia (MUWV) is the designated One Call system for the State of West Virginia. As such, MUWV will use funding from this grant to promote Safety and Damage Prevention throughout the state to facility owners / operators, excavators, state, county and city entities, business and residential property owners through an enhanced radio, tv, newspaper and industry newsletter campaign.

MUWV will also prepare and present an aggressive damage prevention campaign of enforcement of current law(s) with presentations at the State, County and City law enforcement facilities and training centers throughout the state.

## State Damage Prevention Elements

### **ELEMENT 1 - EFFECTIVE COMMUNICATIONS**

"Participation by operators, excavators, and other stakeholders in the development and implementation of methods for establishing and maintaining effective communications between stakeholders from receipt of an excavation notification until successful completion of the excavation, as appropriate."

**Does the proposed project address this element? (Required)** No

**Describe any existing state initiatives that support this element: (Required)**

I am not aware of any state initiatives.

**ELEMENT 2 - COMPREHENSIVE STAKEHOLDER SUPPORT**

"A process for fostering and ensuring the support and partnership of stakeholders, including excavators, operators, locators, designers, and local government in all phases of the program."

**Does the proposed project address this element? (Required) No**

**Describe any existing state initiatives that support this element: (Required)**

I am not aware of any state initiatives.

**ELEMENT 3 - OPERATOR INTERNAL PERFORMANCE MEASUREMENT**

"A process for reviewing the adequacy of a pipeline operator's internal performance measures regarding persons performing locating services and quality assurance programs."

**Does the proposed project address this element? (Required) No**

**Describe any existing state initiatives that support this element: (Required)**

This process is being conducted by the Gas Pipeline Safety Section of the West Virginia Public Service Commission (PSC). The PSC, a member of MUWV, focuses, in more detail on an individual gas pipeline operators locating program on an on-going basis. The internal measurements are the responsibility of each MUWV member.

This process could be extended internally by the Commission to direct Staff to review the performance measures and damage prevention practices of all regulated utilities within the framework of either a general investigation or rate case.

**ELEMENT 4 - EFFECTIVE EMPLOYEE TRAINING**

"Participation by operators, excavators, and other stakeholders in the development and implementation of effective employee training programs to ensure that operators, the one call center, the enforcing agency, and the excavators have partnered to design and implement training for the employees of operators, excavators, and locators."

**Does the proposed project address this element? (Required)** No

**Describe any existing state initiatives that support this element: (Required)**

The member companies of MUWV have their own training programs or basic protocols to follow. The Construction Contractors' associations have their own programs, as do locating contractors' trade associations. MUWV participates in and conducts safety presentations with stakeholders on an on-going basis to enhance their safety programs.

**ELEMENT 5 - PUBLIC EDUCATION**

"A process for fostering and ensuring active participation by all stakeholders in public education for damage prevention activities."

**Does the proposed project address this element? (Required)** Yes

**Describe any existing state initiatives that support this element: (Required)**

I am not aware of any state initiatives.

**Describe how the proposed project will enhance or continue implementation of this element: (Required only if proposal addresses this element)**

MUWV has a limited public education program that consists of trade show exhibits, media exposure, participation in statewide pipeline safety meetings and can be greatly enhanced. A need exists to educate the general public and contractors in a pro-active manner on damage prevention. MUWV proposes funds be used for telephone surveys which will direct a vigorous campaign of Radio, Television, Newspaper, Billboard, Bill Inserts and Telephone activities directed to strengthen weak areas targeted by the surveys. This exposure will greatly enhance an awareness of the underground dangers throughout the rural areas of West Virginia.

**Estimated budget for this element: (Required only if proposal addresses this element)**

a. Personnel:	\$0.00
b. Fringe Benefits:	\$0.00
c. Travel:	\$0.00
d. Equipment:	\$0.00
e. Supplies:	\$0.00
f. Contractual:	\$40,000.00
g. Construction:	\$0.00
h. Other:	\$10,000.00
<b>i. Total Direct Charges (sum of a through h):</b>	<b>\$50,000.00</b>
j. Indirect Charges:	\$0.00
<b>k. TOTAL (sum of i and j):</b>	<b>\$50,000.00</b>

**Budget Narrative for this element: (Required only if proposal addresses this element)**

Budget limitations controls MUWV's ability to actively reach audiences in West Virginia's rural areas. This grant expenditure would allow MUWV to expand its aggressive campaign of Radio, TV, Newspaper, Billboard and Direct mailing advertising on the dangers of failing to "Call Before You Dig".

**ELEMENT 6 - DISPUTE RESOLUTION**

"A process for resolving disputes that defines the State authority's role as a partner and facilitator to resolve issues."

**Does the proposed project address this element? (Required) No**

**Describe any existing state initiatives that support this element: (Required)**

Outside of litigation of civil suits in Circuit Court, there is no defined state role to mediate or resolve disputes. Legislation that would authorize a party to establish an underground facility damage dispute mediation process would need to be enacted.

**ELEMENT 7 - ENFORCEMENT**

"Enforcement of State damage prevention laws and regulations for all aspects of the damage prevention process, including public education, and the use of civil penalties for violations assessable by the appropriate State authority."

**Does the proposed project address this element? (Required) Yes**

**Describe any existing state initiatives that support this element: (Required)**

MUWV has directed letters to all West Virginia law enforcement agencies (state police, sheriff departments, county prosecutors, etc.) informing them of the changes to the state law assigning penalties for violators of the excavator provisions of Chapter 24C WV Underground Damage Prevention Law. MUWV works toward public education via advertisements, conferences, safety meetings and one on one contacts stressing Chapter 24-C WV Underground Damage Prevention Law civil penalties.

**Describe how the proposed project will enhance or continue implementation of this element: (Required only if proposal addresses this element)**

Monies awarded for this element will allow MUWV to develop, prepare and deliver a program to state, county and local law enforcement agencies a comprehensive program on the potential risks of pipeline damage and how they can administer penalties concurrent to West Virginia's One-Call Law.

**Estimated budget for this element: (Required only if proposal addresses this element)**

a. Personnel:	\$0.00
b. Fringe Benefits:	\$0.00
c. Travel:	\$0.00
d. Equipment:	\$0.00
e. Supplies:	\$0.00
f. Contractual:	\$50,000.00
g. Construction:	\$0.00
h. Other:	\$0.00
<b>i. Total Direct Charges (sum of a through h):</b>	<b>\$50,000.00</b>
j. Indirect Charges:	\$0.00
<b>k. TOTAL (sum of i and j):</b>	<b>\$50,000.00</b>

**Budget Narrative for this element: (Required only if proposal addresses this element)**

Monies awarded for this element will allow MUWV to develop a program to have law enforcement and prosecuting agencies educated on the potential risks of pipeline damage in an effort to administer penalties concurrent to West Virginia's one call Law. A pilot program for the counties with the existing risk factors based on incident and systems data per PHMSA's data bases will be established and individual meetings with law enforcement agencies and local governments will be conducted.

**ELEMENT 8 - TECHNOLOGY**

"A process for fostering and promoting the use, by all appropriate stakeholders, of improving technologies that may enhance communications, underground pipeline locating capability, and gathering and analyzing information about the accuracy and effectiveness of locating programs."

**Does the proposed project address this element? (Required)** No

**Describe any existing state initiatives that support this element: (Required)**

I am not aware of any state initiatives.

**ELEMENT 9 - DAMAGE PREVENTION PROGRAM REVIEW**

"A process for review and analysis of the effectiveness of each program element, including a means for implementing improvements identified by such program reviews."

**Does the proposed project address this element? (Required) No**

**Describe any existing state initiatives that support this element: (Required)**

I am not aware of any state initiatives.

## Legislative/Regulatory Actions

**Provide a description of any legislature or regulatory actions (including legislative/regulatory studies) taken by the State within the past five (5) years pertaining to damage prevention program improvement, even if those actions were not completely successful.**

A bill to require universal membership (removing exemptions from the original statute) was reintroduced in the 2005 Regular Session. However, HB2346 was not voted out of the Judiciary Committee.

In the 2006 Regular Session, SB439 was voted out of committee and subsequently received approval from both houses.

The bill modified existing §24C to require:

1. Positive response from underground facility owners with no facilities in work zone;
2. Immediate notification of appropriate emergency responders when a line is hit and creates an emergency situation;
3. Notification of the call center within 24 hours for non-emergency dig-ins; and,
4. Excavators who fail to call Miss Utility or fail to report dig-ins are subject to criminal penalties of up to \$5,000.

The law was effective on June 10, 2006.

State Damage Prevention Estimated Budget - Calendar Year 2011

**DIRECT COSTS**

Personnel .....	
Fringe Benefits .....	
Travel .....	
Equipment .....	
Supplies .....	
Contractual .....	\$90,000.00
Construction .....	
Other .....	\$10,000.00
<b>Total Direct .....</b>	<b>\$100,000.00</b>

**INDIRECT COSTS**

Indirect Charges .....	
------------------------	--

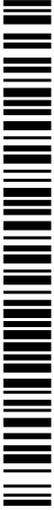
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**TOTAL ESTIMATED COSTS**

**\$100,000.00**

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**State Damage Prevention Application Attachments**



Governors\_letter\_2010.pdf  
2010 Billboard Invoice.doc  
Metro News Proposal 2010.doc  
WV Media Proposal 2010.doc





# INDEPENDENT'S SERVICE COMPANY

**“Your Total Solution for Large Format Printing”**

**To:** Tom Taylor  
**Company:** Miss Utility West Virginia  
**Number:** 2010 Quote  
**From:** Ann Miller

<b>Billboard printing</b>
---------------------------

Quantity	Description	Price Each	Total Price
90	Poster flexes	\$52.93	\$4,763.70
75	Paper posters	\$35.00	\$2,625.00
	<b>Sub-total</b>		<b>\$7,388.70</b>

	<b>UPS Shipping:</b>		<b>\$480.78</b>
	<b>Total</b>		<b>\$7,869.48</b>

Thank you,  
**Ann Miller**

**Independent's Service Company**

P.O. Box 231 • 2710 Market St. • Hannibal, MO 63401  
 Phone 573-221-4615 • Toll Free 800-325-3694 • Fax 573-221-4616  
 Email: [Amiller@isco.net](mailto:Amiller@isco.net)  
 To upload artwork, visit our website at [www.isco.net](http://www.isco.net)



PO Box 11848  
Charleston, WV 25339  
(304) 720-6534 phone  
(304) 720-6504 fax

## INVOICE

Miss Utility  
5608 MacCorkle Ave. SW  
South Charleston, WV 25309

Date: Q2 2010

	CONTRACTS	
WTRF	Pending \$	3,000.00
WBOY	Pending \$	5,040.00
WVNS	Pending \$	2,730.00
WOWK	Pending \$	6,180.00
WJAL	Pending \$	1,800.00
EVNS	Pending \$	660.00
ETRF	Pending \$	660.00
		<b>Total \$20,070</b>

This proposal will include 282 "Call Before You Dig" television announcements on seven TV stations covering the 55 counties in West Virginia airing in April and May of 2010.



*State of West Virginia*  
*Joe Manchin III*  
*Governor*

Office of the Governor  
State Capitol  
1900 Kanawha Boulevard, East  
Charleston, WV 25305

Telephone: (304) 558-2000  
Toll Free: 1-888-438-2731  
FAX: (304) 342-7025  
[www.wv.gov](http://www.wv.gov)

September 8, 2010

Pipeline and Hazardous Materials Safety Administration  
Office of Contracts and Procurement (PHA-30)  
1200 New Jersey Avenue, SE  
East Building, Second Floor, Room E22-305  
Washington, DC 20590

Attention: Warren Osterberg, Contracting Officer

Dear Mr. Osterberg:

Miss Utility of West Virginia (MUWV) is applying for a federal grant that is made available through the Pipeline and Hazardous Material Safety Administration (PHMSA) for use by the state designated facility for underground utility damage prevention.

MUWV was established in 1981 as the "Call Before You Dig" one-call center in West Virginia to ensure that underground facilities are properly marked before any digging or excavation project begins and is recognized as the statewide notification authority between excavators and facility owners when excavation activity is required. MUWV promotes safe digging, pipeline safety and public awareness throughout the 55 counties of West Virginia on an ongoing basis.

This letter serves to recognize MUWV as the appropriate recipient of the following PHMSA sponsored State Damage Prevention grant.

Title:	"State Damage Prevention Grants"
Funding Number:	DTPH56 - 11 - SN - 0001
CFDA Number:	20.720

West Virginia is proud to recognize Miss Utility's efforts in the protection of our underground infrastructure, the prevention of injuries to our workforce and keeping the citizens of our state safe.

With warmest regards,

A handwritten signature in blue ink, appearing to read "Joe Manchin III".

Joe Manchin III  
Governor

**Application for Federal Assistance SF-424**

Version 02

* 1. Type of Submission: <input type="checkbox"/> Preapplication <input checked="" type="checkbox"/> Application <input type="checkbox"/> Changed/Corrected Application	* 2. Type of Application: <input checked="" type="checkbox"/> New <input type="checkbox"/> Continuation <input type="checkbox"/> Revision	* If Revision, select appropriate letter(s): <input type="text"/> * Other (Specify) <input type="text"/>
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* 3. Date Received: <input type="text" value="09/08/2010"/>	4. Applicant Identifier: <input type="text"/>
--	--

5a. Federal Entity Identifier: <input type="text"/>	* 5b. Federal Award Identifier: <input type="text"/>
--	---

**State Use Only:**

6. Date Received by State: <input type="text"/>	7. State Application Identifier: <input type="text"/>
---	---

**8. APPLICANT INFORMATION:**

\* a. Legal Name:

* b. Employer/Taxpayer Identification Number (EIN/TIN): <input type="text" value="52-1225871"/>	* c. Organizational DUNS: <input type="text" value="057899903"/>
--	---

**d. Address:**

* Street1:	<input type="text" value="5608 Maccorkle Ave., S. W."/>
Street2:	<input type="text"/>
* City:	<input type="text" value="South Charleston"/>
County:	<input type="text"/>
* State:	<input type="text" value="WV: West Virginia"/>
Province:	<input type="text"/>
* Country:	<input type="text" value="USA: UNITED STATES"/>
* Zip / Postal Code:	<input type="text" value="25309-0000"/>

**e. Organizational Unit:**

Department Name: <input type="text"/>	Division Name: <input type="text"/>
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**f. Name and contact information of person to be contacted on matters involving this application:**

Prefix: <input type="text" value="Mr."/>	* First Name: <input type="text" value="Thomas"/>
Middle Name: <input type="text"/>	
* Last Name: <input type="text" value="Taylor"/>	
Suffix: <input type="text"/>	

Title:

Organizational Affiliation:

* Telephone Number: <input type="text" value="304-345-3959"/>	Fax Number: <input type="text"/>
---	----------------------------------

\* Email:

**Application for Federal Assistance SF-424**

Version 02

**9. Type of Applicant 1: Select Applicant Type:**

A: State Government

Type of Applicant 2: Select Applicant Type:

Type of Applicant 3: Select Applicant Type:

\* Other (specify):

**\* 10. Name of Federal Agency:**

Pipeline & Hazardous Material Safety Administration

**11. Catalog of Federal Domestic Assistance Number:**

20.720

CFDA Title:

State Damage Prevention Program Grants

**\* 12. Funding Opportunity Number:**

DTPH56-11-SN-0001

\* Title:

State Damage Prevention Grants

**13. Competition Identification Number:**

Title:

**14. Areas Affected by Project (Cities, Counties, States, etc.):**

**\* 15. Descriptive Title of Applicant's Project:**

Miss Utility of West Virginia State Damage Prevention

Attach supporting documents as specified in agency instructions.

Add Attachments

Delete Attachments

View Attachments

**Application for Federal Assistance SF-424**

Version 02

**16. Congressional Districts Of:**

\* a. Applicant

\* b. Program/Project

Attach an additional list of Program/Project Congressional Districts if needed.

Add Attachment

Delete Attachment

View Attachment

**17. Proposed Project:**

\* a. Start Date:

\* b. End Date:

**18. Estimated Funding (\$):**

* a. Federal	<input type="text" value="100,000.00"/>
* b. Applicant	<input type="text" value="0.00"/>
* c. State	<input type="text" value="0.00"/>
* d. Local	<input type="text" value="0.00"/>
* e. Other	<input type="text" value="0.00"/>
* f. Program Income	<input type="text" value="0.00"/>
* g. TOTAL	<input type="text" value="100,000.00"/>

**\* 19. Is Application Subject to Review By State Under Executive Order 12372 Process?**

- a. This application was made available to the State under the Executive Order 12372 Process for review on  .
- b. Program is subject to E.O. 12372 but has not been selected by the State for review.
- c. Program is not covered by E.O. 12372.

**\* 20. Is the Applicant Delinquent On Any Federal Debt? (If "Yes", provide explanation.)**

- Yes  No

**21. \*By signing this application, I certify (1) to the statements contained in the list of certifications\*\* and (2) that the statements herein are true, complete and accurate to the best of my knowledge. I also provide the required assurances\*\* and agree to comply with any resulting terms if I accept an award. I am aware that any false, fictitious, or fraudulent statements or claims may subject me to criminal, civil, or administrative penalties. (U.S. Code, Title 218, Section 1001)**

\*\* I AGREE

\*\* The list of certifications and assurances, or an internet site where you may obtain this list, is contained in the announcement or agency specific instructions.

**Authorized Representative:**

Prefix:  \* First Name:

Middle Name:

\* Last Name:

Suffix:

\* Title:

\* Telephone Number:  Fax Number:

\* Email:

\* Signature of Authorized Representative:  \* Date Signed:

**Application for Federal Assistance SF-424**

Version 02

**\* Applicant Federal Debt Delinquency Explanation**

The following field should contain an explanation if the Applicant organization is delinquent on any Federal Debt. Maximum number of characters that can be entered is 4,000. Try and avoid extra spaces and carriage returns to maximize the availability of space.

**BUDGET INFORMATION - Non-Construction Programs**

OMB Approval No. 4040-0006  
Expiration Date 07/30/2010

**SECTION A - BUDGET SUMMARY**

Grant Program Function or Activity (a)	Catalog of Federal Domestic Assistance Number (b)	Estimated Unobligated Funds		New or Revised Budget		
		Federal (c)	Non-Federal (d)	Federal (e)	Non-Federal (f)	Total (g)
1. State Damage Prevention Program		\$	\$	\$ 100,000.00	\$ 0.00	\$ 100,000.00
2.						
3.						
4.						
<b>5. Totals</b>		\$	\$	\$ 100,000.00	\$	\$ 100,000.00

**SECTION B - BUDGET CATEGORIES**

6. Object Class Categories	GRANT PROGRAM, FUNCTION OR ACTIVITY				Total (5)
	(1)	(2)	(3)	(4)	
	SDP				
a. Personnel	\$ 0.00	\$	\$	\$	\$
b. Fringe Benefits	0.00				
c. Travel	0.00				
d. Equipment	0.00				
e. Supplies	0.00				
f. Contractual	90,000.00				90,000.00
g. Construction	0.00				
h. Other	10,000.00				10,000.00
i. Total Direct Charges (sum of 6a-6h)	100,000.00				\$ 100,000.00
j. Indirect Charges	0.00				\$
k. TOTALS (sum of 6i and 6j)	\$ 100,000.00	\$	\$	\$	\$ 100,000.00
7. Program Income	\$	\$	\$	\$	\$

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Standard Form 424A (Rev. 7- 97)  
Prescribed by OMB (Circular A -102) Page 1A

**SECTION C - NON-FEDERAL RESOURCES**

(a) Grant Program	(b) Applicant	(c) State	(d) Other Sources	(e)TOTALS
8. <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>
9. <input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
10. <input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
11. <input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<b>12. TOTAL (sum of lines 8-11)</b>	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>

**SECTION D - FORECASTED CASH NEEDS**

	Total for 1st Year	1st Quarter	2nd Quarter	3rd Quarter	4th Quarter
13. Federal	\$ <input type="text"/>				
14. Non-Federal	\$ <input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<b>15. TOTAL (sum of lines 13 and 14)</b>	\$ <input type="text"/>				

**SECTION E - BUDGET ESTIMATES OF FEDERAL FUNDS NEEDED FOR BALANCE OF THE PROJECT**

(a) Grant Program	FUTURE FUNDING PERIODS (YEARS)			
	(b)First	(c) Second	(d) Third	(e) Fourth
16. <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>
17. <input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
18. <input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
19. <input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
<b>20. TOTAL (sum of lines 16 - 19)</b>	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>	\$ <input type="text"/>

**SECTION F - OTHER BUDGET INFORMATION**

21. Direct Charges: <input type="text"/>	22. Indirect Charges: <input type="text"/>
23. Remarks: <input type="text"/>	

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## CERTIFICATION REGARDING LOBBYING

### Certification for Contracts, Grants, Loans, and Cooperative Agreements

The undersigned certifies, to the best of his or her knowledge and belief, that:

(1) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of an agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement.

(2) If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "Disclosure of Lobbying Activities," in accordance with its instructions.

(3) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all subrecipients shall certify and disclose accordingly. This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

### Statement for Loan Guarantees and Loan Insurance

The undersigned states, to the best of his or her knowledge and belief, that:

If any funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this commitment providing for the United States to insure or guarantee a loan, the undersigned shall complete and submit Standard Form-LLL, "Disclosure of Lobbying Activities," in accordance with its instructions. Submission of this statement is a prerequisite for making or entering into this transaction imposed by section 1352, title 31, U.S. Code. Any person who fails to file the required statement shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

<b>* APPLICANT'S ORGANIZATION</b>	
<input style="width: 90%;" type="text" value="Miss Utility of West Virginia"/>	
<b>* PRINTED NAME AND TITLE OF AUTHORIZED REPRESENTATIVE</b>	
Prefix: <input style="width: 50px;" type="text" value="Mr."/>	* First Name: <input style="width: 150px;" type="text" value="Thomas"/> Middle Name: <input style="width: 100px;" type="text"/>
* Last Name: <input style="width: 200px;" type="text" value="Taylor"/>	Suffix: <input style="width: 50px;" type="text"/>
* Title: <input style="width: 200px;" type="text" value="Senior Manager"/>	
<b>* SIGNATURE:</b> <input style="width: 250px;" type="text" value="Thomas Taylor"/>	<b>* DATE:</b> <input style="width: 100px;" type="text" value="09/08/2010"/>