

Torres P... ara

From: k...@...net
Sent: 11/13/2012 10:48 AM
To: ...
Cc: ...
Subject: ...

...

En...
E...
Co... glaway Products
Me... 170 N State St
Ma...
Or...
St...
Zig...
E... torres@glaway.net
Ph...
Re... of the records. Yes

... (s).
... requesting a copy of the PyramContract Bond for the following: E.Wic-054-058, Newark
Liberty International Airport Reland of Parking Lot P6. GC: Paving Materials Constr Co Inc

MP 1-11-12

Mr. Brian Mc
1000 Longway Road
1770 N State St
Columbus OH 43201

Re: Request for Information of Amendment No. 18-01

Dear Mr. Mc:

It is our pleasure to let you know that your request for information regarding Amendment No. 18-01 is being processed and that the Authority is ready to provide you with a copy of the Amendment. The Amendment No. 18-01 is located at 1000 Longway Road, Columbus, Ohio.

In order to receive your request and provide you with the information, please send us the Payment Authority to the Authority at the following address: 1000 Longway Road, Columbus, Ohio 43201.

The Authority will review your request and provide you with a copy of the Amendment if it is available.

If you have any questions, please contact the Authority at the following phone number: (614) 462-1000.

Very truly yours,

[Signature]

[Name]

[Title]

Enclosure

CONTRACT EWR-154.028

PERFORMANCE AND PAYMENT BOND

KNOW ALL MEN BY THESE PRESENTS that we, the undersigned²⁴ Contractor and surety company (or companies), as principal and surety (or sureties), respectively,

Contractor	Surety
Paving Materials and Construction Company, Inc. a Corporation organized under the laws of the State of New Jersey 616 West First Avenue Roselle, NJ 07203	Travelers Casualty and Surety Company of America One Tower Square Hartford, CT 06183

²⁴ Insert names of the Contractor and surety company (or companies) in the appropriate columns. If space is insufficient add index.

If the Contractor is a corporation, give the state of incorporation, using also the phrase "a corporation organized under the laws of _____."

If the Contractor is a partnership, give full names of partners, using the phrase "co-partners doing business under the firm name of _____."

If the Contractor is an individual using a trade name, give individual name, using also the phrase "an individual doing business under the trade name of _____."

are hereby held and firmly bound unto The Port Authority of New York and New Jersey (herein called the "Authority") in the penal sum of Fifteen Million One Hundred Eighty Eight Thousand Four Hundred Twenty Eight and Dollars and ten Cents (\$ 15,182,428.10), for the payment of which, well and truly to be made, we hereby jointly and severally bind ourselves, our heirs, representatives, executors, administrators, successors and assigns. Each surety, however, if there is more than one, shall be jointly and severally liable for said penal sum.

Signed this 14th day of October 2009

The condition of the above obligation is that

WHEREAS, the above named principal has entered into a Contract in writing with the Authority, a copy of which is hereby made a part of this bond as though herein set forth in full and which is designated Contract EWR-154.028 - "Newark Liberty International Airport - Rehabilitation of Parking Lot P6 and Gas Station Site", and

WHEREAS, the Authority has required this bond for the faithful performance of all obligations imposed by said Contract and also for the payment of all lawful claims of subcontractors, materialmen and workmen arising out of the performance of said Contract;

NOW, if the said principal shall well and faithfully do and perform the things agreed by him to be done and performed according to the terms and true intent and meaning of said Contract and if all lawful claims of subcontractors, materialmen and workmen arising out of the performance of said Contract are paid, then this obligation shall be void, otherwise the same shall remain in full force and effect. It being expressly understood and agreed that, provided the sureties shall comply with the provisions herein, the aggregate liability of all sureties for any and all claims hereunder shall in no event exceed the penal amount of this obligation as hereinbefore stated.

This undertaking is for the benefit the Authority and all subcontractors, materialmen and workmen having lawful claims arising out of the performance of said Contract, and all such subcontractors, materialmen and workmen (as well as the Authority itself) shall have a direct right of action upon this bond; but the rights and equities of such subcontractors, materialmen and workmen shall be subject and subordinate to those of the Authority.

The sureties, for value received hereby stipulate and agree that the obligations of said sureties and their bond shall be in no way impaired or affected by any extensions of time, modification, omission, addition or change in or to the said Contract or the construction to be performed thereunder, or by any supervision or inspection or inspection to supervise or inspect the construction, or by any payment thereunder before the time required thereby, or by any waiver of any provision or condition thereof (whether precedent or subsequent), or any assignment, subletting or other transfer thereof or of any part thereof or of any contract to be performed or any moneys due or to become due thereunder; and said sureties do hereby waive notice of any and all of such extensions, modifications, omissions, additions, changes, payments, waivers, assignments, subcontracts and transfers, and hereby expressly stipulate and agree that any and all things done and omitted to be done by and in relation to assignees, subcontractors and other transferees shall have the same effect as to said sureties as though done by or in relation to said principal.

The sureties shall give the General Counsel of the Authority the following notices:

- A. Written notice of an intent to pay any claim of a subcontractor, materialman or workman hereunder.
- B. Written notice within five days of the institution of an action by a subcontractor, materialman or workman hereunder.

The sureties shall not pay the claim of any subcontractor, materialman or workman hereunder until the expiration of thirty days after receipt by said General Counsel of notice under either subparagraph A or B above, describing the claim to be paid.

IN WITNESS WHEREOF, the obligor and the sureties have hereunto set their hands and seals, and each of them as the obligor and the sureties caused their corporate seals to be hereto affixed and these presents to be signed by their proper officers, the day and year first set forth above.

Paving Materials and Construction Company, Inc.

(Seal)

By: 

Michael A. Mulvihill, Vice President

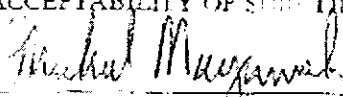
Travelers Casualty and Surety Company of America

Surety

By: 

Jeanne Primavera, Attorney-in-Fact

APPROVED AS TO ACCEPTABILITY OF SURETIES:



Credit Manager

October 23, 2009

- 21 If bond is signed by an officer or agent, give title; if signed by a corporation, affix corporate seal.
- 22 Add signatures of additional sureties, if any

ACKNOWLEDGMENT OF PRINCIPAL, IF A CORPORATION

State of New Jersey

SS:

County of Union

On this 14th day of October, 2009, before me personally came and appeared Michael A. Whitehead, to me known, who being by me duly sworn, did depose and say that he resides at _____ (Ex. 1) - personal privacy that he is the Vice President of _____ the corporation described in and which executed the foregoing instrument; that he knows the seal of said corporation; that one of the seals affixed to said instrument is such seal; that it was so affixed by order of the directors of said corporation, and that he signed his name thereto by like order.

(Notary Seal)

Carol A. Romano

(Notary Signature)

ACKNOWLEDGMENT OF PRINCIPAL, IF A PARTNERSHIP

CAROL A. ROMANO

**NOTARY PUBLIC OF NEW JERSEY
MY COMMISSION EXPIRES OCT 3, 2013**

State of _____

SS:

County of _____

On this _____ day of _____, 20____, before me personally came and appeared _____, to me known, and known to me to be one of the members of the firm of _____ described in and who executed the foregoing instrument and he acknowledged to me that he executed the same as and for the act and deed of said firm.

(Notary Seal)

(Notary Signature)

ACKNOWLEDGMENT OF PRINCIPAL, IF AN INDIVIDUAL

State of _____

SS:

County of _____

On this _____ day of _____, 20____, before me personally came and appeared _____, to me known and known to me to be the person described in and who executed the foregoing instrument and he acknowledged to me that he executed the same.

(Notary Seal)

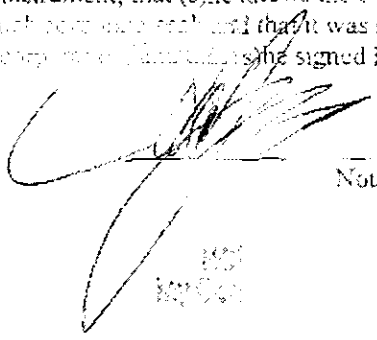
(Notary Signature)

AFFIX ACKNOWLEDGMENT AND JUSTIFICATION OF SURETY

SURETY ACKNOWLEDGMENT

State of New Jersey
County of Morris ss:
City of Farmingdale

On this 14th day of October, in the year of 2009
before me, personally, came Jeanne Primavera
(to be identified as being by me duly sworn, did depose and say that (s)he resides in Tinton Falls, New Jersey and that she is the Attorney-in-Fact of Travelers Casualty and Surety Company of America the corporation organized under which executed the attached instrument; that (s)he knows the contents of the same, that the seal annexed to the said instrument is such as to duly seal and that it was so annexed by order of the Board of Directors of the said corporation and that (s)he signed his/her name thereto by like order.



Notary Public

NOT
NOTARY

2009

SURETY DISCLOSURE STATEMENT AND CERTIFICATION

pursuant to N.J.S.A. 2A:44-145

(for use when surety(ies) have a certificate from U.S. Secretary of the Treasury in accordance with 31 U.S.C. Section 9305)

Travelers Indemnity Company of America, St. Paul Fire and Marine Insurance Company, Travelers Casualty and Surety Company of America, Travelers Indemnity Insurance Company of America, Fidelity and Guaranty Insurance Company, Standard Fire Insurance Company, Travelers Indemnity Insurance Company of America, Casualty Insurance Company of America, Travelers Indemnity Insurance Company of America, Travelers Casualty Insurance Company of America, Travelers Indemnity Insurance Company of America, Travelers Casualty and Surety Company of America, and Travelers Indemnity Insurance Company of America surety(ies) on the attached bond, hereby certifies(y) the following:

- 1) Each surety meets the applicable capital and surplus requirements of R.S.17:17-6 or R.S.17:17-7 as of the surety's most current annual filing with the New Jersey Department of Insurance.
- 2) The capital and surplus in accordance with the applicable laws of this State, of the surety participating in the issuance of the attached bond are, in the following amounts as of the calendar year ended March 31, 2012 (most recent calendar year for which capital and surplus amounts are available), were examined by KPMG LLP, located at One Financial Plaza, Hartford, CT 06103-4103, in the manner set forth in the Standard Statement filed first eleven (11) companies below, and on a Stand-alone Annual Audited Financial Statement of the following company below, all on file with the New Jersey Department of Insurance, 200 West State Street, Trenton, New Jersey 08625-0325.

<u>Company Name</u>	<u>Capital</u>	<u>Surplus</u>
Travelers Indemnity Insurance Company	\$1,375,000,000	\$1,244,398
St. Paul Fire and Marine Insurance Company	\$20,720,000	\$6,361,501,477
Travelers Casualty and Surety Company	\$2,125,000	\$5,211,731,898
Travelers Indemnity Insurance Company of America	\$3,125,000	\$2,061,562,465
Standard Fire Insurance Company	\$5,000,000	\$1,301,201,540
Travelers Indemnity Insurance Company of America	\$6,125,000	\$49,611,495
Fidelity and Guaranty Insurance Company	\$6,125,000	\$26,411,968
St. Paul Fire and Marine Insurance Company	\$4,125,000	\$65,111,461
Fidelity and Guaranty Insurance Underwriters, Inc	\$5,125,000	\$31,111,465
Standard Fire Insurance Company	\$4,125,000	\$26,272,974
Fidelity and Guaranty Insurance Company	\$5,125,000	\$19,573,284
Travelers Casualty and Surety Company of America	\$6,000,000	\$1,734,976,318

- 3) With respect to each surety participating in the issuance of the attached bond that has received from the U.S. Secretary of the Treasury a certificate in accordance with 31 U.S.C. Section 9305, the underwriting limitation established thereon on July 1, 2012 (most recent calendar year) is as follows:

<u>Company Name</u>	<u>Limitation</u>
Travelers Indemnity Insurance Company	\$1,375,000,000
St. Paul Fire and Marine Insurance Company	\$20,720,000
Travelers Casualty and Surety Company	\$2,125,000
Travelers Indemnity Insurance Company of America	\$3,125,000
Standard Fire Insurance Company	\$5,000,000
Travelers Indemnity Insurance Company of America	\$6,125,000
Fidelity and Guaranty Insurance Company	\$6,125,000
St. Paul Fire and Marine Insurance Company	\$4,125,000
Fidelity and Guaranty Insurance Underwriters, Inc	\$5,125,000
Standard Fire Insurance Company	\$4,125,000
Fidelity and Guaranty Insurance Company	\$5,957,000
Travelers Casualty and Surety Company of America	\$173,498,000

- 4) If, by virtue of one or more contracts of reinsurance, the amount of the bond indicated under Item 3 below exceeds the total underwriting limitation of all sureties on the bond as set forth in Item 3 above, then for each such contract of reinsurance:

e) The name and address of each such reinsurer under that contract and the amount of the reinsurer's participation in the contract is as follows:

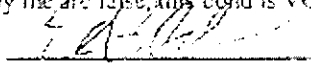
<u>Reinsurer</u>	<u>Address</u>	<u>Amount</u>
------------------	----------------	---------------

The amount of the bond indicated under Item 5 below *does not* exceed the total underwriting limitation of all sureties on the bond as set forth in Item 3 above.

and,
b) Each surety that is party to such contract of reinsurance certifies that each reinsurer listed under Item 4a) satisfies the credit for reinsurance requirement established under P.L.1993, c. 243 (C.I.T.51B-1 et seq.) and any applicable regulations in effect as of the date on which the bond to which this statement and certification is attached shall have been filed with the appropriate public agency.

CERTIFICATE

I, Eric B. Bruder, as Attorney-in-Fact for the companies herein listed, corporations domiciled in Connecticut, Iowa, Maryland, Minnesota and Wisconsin, DO HEREBY CERTIFY that, to the best of my knowledge, the foregoing statements made by me are true, and ACKNOWLEDGE that, if any of those statements made by me are false, this bond is VOIDABLE.



(Signature of certifying agent/officer)
Eric B. Bruder

(Print name of certifying agent/officer)
Chief Financial Officer, Bond & Financial Products

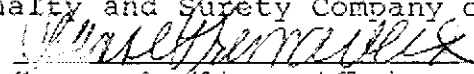
(Title of certifying agent/officer)

Date: Aug. 17, 2009

5) The amount of the bond to which the statement and certification is attached is \$15,188,428.10, which *does not* exceed the total underwriting limitation of all sureties on the bond as set forth in Item 3 above

CERTIFICATE

Jeanne Primavera (name of agent), as Attorney-in-Fact for the companies herein listed, corporations domiciled in Connecticut, Iowa, Maryland, Minnesota and Wisconsin, DO HEREBY CERTIFY that, to the best of my knowledge, the foregoing statement made by me is true, and ACKNOWLEDGE that, if the statement made by me is false, this bond is VOIDABLE.
Travelers Casualty and Surety Company of America



(Signature of certifying agent/officer)
Jeanne Primavera

(Print name of certifying agent/officer)
Attorney-in-Fact

(Title of certifying agent/officer)

Date: October 14, 2009

TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA

HARTFORD, CONNECTICUT 06183

FINANCIAL STATEMENT AS OF DECEMBER 31, 2008

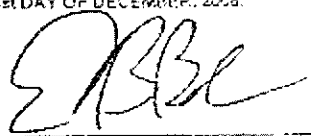
AS FILED IN THE STATE OF NEW JERSEY


CAPITAL STOCK \$ 5,000,000

ASSETS		LIABILITIES & SURPLUS	
CASH & INVESTED CASH	\$ 146,779,723	UNEARNED PREMIUMS	\$ 841,170.59
BONDS	3,452,929,321	LOSSES	821,611,134
STOCK	7,596,626	LOSS ADJUSTMENT EXPENSES	271,120,162
INVESTMENT INCOME DUE AND ACCRUED	46,680,631	COMMISSIONS	32,147,146
PREMIUM BALANCES	303,562,195	TRAVELER SERVICE AND FEES	41,117,110
TAX DEFERRED TAX ASSET	49,073,233	OTHER EXPENSES	21,111,111
REINSURANCE RECOVERABLE	12,425,353	AMOUNTS PAID TO AND FOR BENEFICIARIES OF LIFE, ACCIDENT AND HEALTH INSURANCE CONTRACTS	109,111,111
OTHER ASSETS	86,225,430	REINSURANCE AND OTHER REINSURANCE	11,111,111
		AMOUNTS PAID TO AND FOR BENEFICIARIES OF LIFE, ACCIDENT AND HEALTH INSURANCE CONTRACTS	11,111,111
		RETRIBUTION INSURANCE RESERVE	11,111,111
		RESERVE FOR UNPAID CLAIMS	11,111,111
		CAPITAL STOCK	5,000,000.00
		PAID IN SURPLUS	307,111,111
		OTHER SURPLUS	1,421,572,111
		TOTAL SURPLUS TO POLICYHOLDERS	\$ 1,728,683,222
TOTAL ASSETS	\$ 4,095,243,572	TOTAL LIABILITIES & SURPLUS	\$ 4,095,243,572

STATE OF CONNECTICUT)
 COUNTY OF HARTFORD) SS.
 CITY OF HARTFORD)

ERIC B. BRUDER, BEING DULY SWORN, SAYS THAT HE IS CHIEF FINANCIAL OFFICER - TRAVELERS BOND & FINANCIAL PRODUCTS, OF TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA, AND THAT TO THE BEST OF HIS KNOWLEDGE AND BELIEF, THE FOREGOING IS A TRUE AND CORRECT STATEMENT OF THE FINANCIAL CONDITION OF SAID COMPANY AS OF THE 31st DAY OF DECEMBER, 2008.


 CHIEF FINANCIAL OFFICER - BOND & FINANCIAL PRODUCTS


 NOTARY PUBLIC

SUBSCRIBED AND SWORN TO BEFORE ME THIS
 17th DAY OF APRIL, 2009



MARIE C. TETREAULT
 Notary Public
 My Commission Expires June 30, 2011



POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Attorney-In Fact No. 220827

Certificate No. 002802140

KNOW ALL MEN BY THESE PRESENTS, That the undersigned herein do hereby certify that we are duly organized under the laws of the State of New York, that we are Fire and Marine Insurance Companies, and that we are all duly licensed by the State of New York to do business in the State of New York, and that we are all members of the Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., United States Fidelity and Guaranty Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and St. Paul Fire and Marine Insurance Company, and that we are all duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies are all duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies are all duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies")...

K. A. Gelok, Scott R. Kuzmic, Donald Goetz, and Jeanne Primavera

of the City of Farmington, State of New Jersey, their true and lawful Attorney(s)-in-Fact, each in their individual and joint names as named above, to sign, seal, execute, deliver, and file with the proper authorities all contracts, stipulations and other writings and documents and to execute on behalf of the Companies all contracts, stipulations and other writings and documents and to execute the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this 29th day of January, 2009.

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
Seaboard Surety Company
St. Paul Fire and Marine Insurance Company

St. Paul Guardian Insurance Company
St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut
City of Hartford

By: [Signature]
George W. Thompson, Senior Vice President

On this the 29th day of January, 2009, before me personally appeared [Name], who acknowledged to me that he is the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he is duly authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the Companies by himself as a duly authorized officer...

In Witness Whereof, I hereunto set my hand and official seal.
My Commission expires the 30th day of June, 2011



[Signature]
Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Fire and Marine Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and Travelers Casualty and Surety Company, and such resolutions are now in full force and effect, to-wit: as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, any Treasurer, any Controller, the Corporate Secretary or any Assistant Secretary may appear in person, or by a duly authorized agent, on behalf of the Company and execute, sign, seal, countersign, and deliver, as his or her certificate of authority may provide, any and all instruments, contracts, and writings with the Company, including, but not limited to, bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or contract of indemnity, and any of said instruments, contracts, or writings may be removed and revoked the power given him or her, and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate the authority herein conferred by this Power of Attorney to one or more officers or employees of this Company, provided that each such delegation is in writing, and a copy thereof is filed in the office of the Secretary, and it is

FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding on the Company, and the Company shall be bound thereunder, if the same is signed, sealed, countersigned, and delivered by any Vice President, any Treasurer, any Controller, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, any Treasurer, any Controller, the Corporate Secretary or any Assistant Secretary, and any such instrument, contract, or writing shall be valid and binding on the Company, if the same is signed, sealed, countersigned, and delivered (under seal, if required) by one or more Attorneys-in-Fact, acting pursuant to the power herein conferred, or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Treasurer, any Controller, and Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney, or any certificate of authority, or any instrument, contract, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking, and the signature or facsimile seal shall be valid and binding on the Company, if the same is signed, sealed, countersigned, and delivered by such facsimile signature or facsimile seal, and shall be valid and binding on the Company, if the same is signed, sealed, countersigned, and delivered as provided herein, and it is

I, Kori M. Johanson, the undersigned Corporate Secretary, of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., Seaboard Surety Company, St. Paul Fire and Marine Insurance Company, St. Paul Fire and Marine Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and Travelers Casualty and Surety Company do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney hereinbefore recited, which is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seal of the Company this 14th day of October, 2009


Kori M. Johanson, Assistant Secretary



To verify the authenticity of this Power of Attorney, call 1-800-421-0000 or contact us at www.travelersbond.com. Please refer to the Attorney-In-Fact number, the above name, and the details of the bond to which the power is attached.