

Babcock & Wilcox

a McDermott company
BARBERTON, OHIO 44203

REQUISITIONED BY & DATE

U/RAC 071135

INVOICE TO:

ADDRESS

P.O. BOX 271
BARBERTON, OH 44203

PURCHASE ORDER

DATE
08:22:85

NUMBER
454909BE

BABCOCK & WILCOX COMPANY
1910 COCHRAN ROAD
MANOR OAK #2
PITTSBURGH, PA 15220

PLAINTIFF'S EXHIBIT

**VENDOR
NUMBER**

CONTRACT NUMBER

787120

172|945E|23425

BAB-331

THE REQUIRED DATE LISTED BELOW IS THE DATE MATERIALS / ITEMS ORDERED ARE REQUIRED TO SHIP TO DESTINATION.

SHIP TO THE BABCOCK & WILCOX CO. # 4549098E
SECOND STREET BARBERTON, OH 44203

SHIP YOUR DELVY										TERMS. ☐ PREPAY & ADD TO INVOICE ☒ PREPAY & ALLOW ☐ SEE BELOW		F.O.B. POINT		SARBERTON, OH.			
TERMS ☒ NET 30 DAYS ☐ %										DAYS-NET		DAYS		$\frac{1}{2}$ % 10 DAYS-NET 30 DAYS		☐ 1% 10 DAYS-NET 30 DAYS ☐ SEE BELOW	
TECH. QUANTITY										FOLIO		RECE. DATE		SHOP		CWT	
COMM. CODE										NO. DATE		NO. DATE		COMM. CODE		NET PRICE PER U2M	
U2M										U2M		U2M		U2M		U2M	

- INDEX: 1) ITEMS TO BE FURNISHED
2) PAYMENT TERMS
3) TERMS & CONDITIONS
4) TECHNICAL NOTES
5) INSPECTION
6) SHIPPING/TRANSPORTATION
7) MISCELLANEOUS

SECTION 1) ITEMS TO BE FURNISHED

01	1LT REMOVAL OF ASBESTOS INSULATION IN BLDG. #2 (EAST GATE BLDG.) FOLLOW ALL NECESSARY CODES & PRECAUTIONS.	990001071985	100	0483	45000001
----	--	--------------	-----	------	----------

REQ. BY R. A. CARTWRIGHT - 8W031R.

FIRM PRICE PER JOHN RUSSELL.

PLEASE FURNISH THE ITEMS ABOVE TO THE TERMS & CONDITIONS ON BACK HEREOF
ACKNOWLEDGE THIS ORDER PROMPTLY AND STATE DEFINITELY WHEN SHIPMENT WILL BE MADE

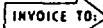
SALES TAX STATUS ☒ EXEMPT ☐ NON EXEMPT STATE OH NO 77-04605

PURCHASE ORDER CONTRACT ITEM AND FOLIO NO MUST BE SHOWN ON ALL PACKAGES
INVOICES PAPERS AND DRAWINGS
INVOICE IN QUADRUPPLICATE SHOWING OUR PURCHASE ORDER NO.. CONTRACT NO ITEM
NO. FOLIO NO.. WHETHER PARTIAL OR FINAL BILLING AND MAIL TO THE ACCOUNTS PAY-
ABLE DEPARTMENT AT THE ABOVE INVOICE TO ADDRESS

Babcock & Wilcox
a McDermott company

AUTHORIZED SIGNATURE

000002

Babcock & Wilcoxa McDermott company
BARBERTON, OHIO 44203REQUISITIONED BY & DATE
000/RAC/07/11/85INVOICE TO: ADDRESS
P.O. BOX 271
BARBERTON, OH 44203**PURCHASE ORDER**DATE
08/28/85NUMBER
454909BETO
BABCOCK & WILCOX COMPANY
1910 COCHRAN ROAD
MANOR OAK #2
PITTSBURGH, PA 15220VENDOR
NUMBER

CONTRACT NUMBER

0787120 172845E23425

THE REQUIRED DATE LISTED BELOW IS
THE DATE MATERIALS / ITEMS ORDERED
ARE REQUIRED TO SHIP TO DESTINATION.SHIP TO THE BABCOCK & WILCOX CO. # 454909BE
SECOND STREET BARBERTON, OH 44203SHIP VIA YOUR DLVY FREIGHT PAYMENT TERMS: ☐ PREPAY & ADD TO INVOICE ☒ PREPAY & ALLOW ☐ SEE BELOW ☐ 1% 10 DAYS-NET 30 DAYS ☐ 1% 10 DAYS-NET 30 DAYS ☐ SEE BELOW
TERMS: ☒ NET 30 DAYS ☐ % DAYS-NET DAYS ☐ 1/2 % 10 DAYS-NET 30 DAYS ☐ 1% 10 DAYS-NET 30 DAYS ☐ SEE BELOW
ITEM QUANTITY U/M DESCRIPTION FOLIO PRICE DATE PER SHOP CWT. COM CODE NET PRICE PER U/M U/M

T.O.V. - \$4500.00

BUYER: S.L. SMITH, BUYER, NED GENERAL PURCH.

PLEASE FURNISH THE ITEMS ABOVE TO THE TERMS & CONDITIONS ON BACK HEREOF
ACKNOWLEDGE THIS ORDER PROMPTLY AND STATE DEFINITELY WHEN SHIPMENT WILL BE MADESALES TAX STATUS ☐ EXEMPT ☐ NON EXEMPT STATE _____ NO _____PURCHASE ORDER CONTRACT, ITEM AND FOLIO NO. MUST BE SHOWN ON ALL PACKAGES
INVOICES PAPERS AND DRAWINGSINVOICE IN QUADRUPPLICATE SHOWING OUR PURCHASE ORDER NO., CONTRACT NO., ITEM
NO., FOLIO NO., WHETHER PARTIAL OR FINAL BILLING AND MAIL TO THE ACCOUNTS PAY-
ABLE DEPARTMENT AT THE ABOVE INVOICE TO ADDRESS**Babcock & Wilcox**
a McDermott company

AUTHORIZED SIGNATURE

Babcock & Wilcox
NUCLEAR EQUIPMENT DIVISION
PURCHASE REQUISITION

NED, GEN. PURCH.

JUL 24 1985

REQUISITIONED BY		DATE		P.O. NUMBER	
0312 / RAC		MO DAY YR 07 11 85		454909	
VENDOR				CHARGE TO OR CONTRACT NO.	
B & W CONSTRUCTION Co 1910 COCHRAN RD MANOR OAK #2 PITTSBURGH, PENNA 15220				SC ORD CP GP BL 122 945E 23 42 5	
SHIP TO				NED TYPING	
BYW				AUG 22 1985	
VIA				NED TYPING	
YOUR DELIVERY PPD-ALLOW				AUG 22 1985	
TERMS				NED TYPING	
N/30				AUG 22 1985	
TAXABLE				RECEIVED	
TAX EXEMPT				RECEIVED	

ATTENTION: REQUISITIONER—THIS FORM IS NOT TO BE USED FOR ORDERING CONTROLLED PRODUCTS.
THIS VERIFIES THAT I HAVE READ AND UNDERSTAND THE INFORMATION ON THE REVERSE SIDE.
SIGNATURE: *[Signature]* (REQUISITION WITHOUT SIGNATURE WILL BE RETURNED.)

Approved
N. E. D.

ITEM	QUANTITY	U/M	DESCRIPTION	FOLIO	REQ'D DATE AT DESTINATION			SHOP	CWT	COMM CODE	NET PRICE PER U/M	U/M
					MO	DA	YR					
1	1	LT	REMOVAL OF ASBESTOS INSULATION IN Bldg #2 (East Gate Bldg) Follow: All Necessary Codes & PRECAUTIONS		7	19	85	100		0483	4500.00	LT
FIRM PRICE PER JOHN RUSSELL												
											TOT \$4500	

P.O. COPIES TO: COPIES #4

REQUISITIONED FOR	SIGNED	DATE
BARBERTON	<i>[Signature]</i>	7-12-85
SHOP MACHINE NO.	NAME OF JOB	
	ASBESTOS REMOVAL	
CHECKED BY	APPROVED BY	DATE
7-16-85	<i>[Signature]</i>	7-12-85
COUNTERSIGNED	EDNA HARSHBARGER	
AND DATE		

AUG 22 1985

PURCH. & COMP. CTR.

As Sold: _____
 Program & Part Name: Antistatic Removal
 SIGNATURE APPROVAL: (PUR 1211-01 and PUR 1211-01-01)
 Purch. Section Mgr.: R. P. Caldwell 8/21/83
 Manager, Materials

[illegible][illegible]

1. Source Specified - Explain In Comments
2. \$1000 or Less (PUR 1208-B2-02)
3. Lowest Acceptable Quoted Price and Delivery
4. Catalog, Published Price or Established Market Price - Explain in Comments
5. Comparison with Prior Purchase of Same or Similar Item - Specify in Comments - Vendor, P.O., Date Purchased, Quantity, Price and Basis for reasonableness
6. Other (Explain in Comments)

Babcock & Wilcox

a McDermott company

B&W Construction Company

Suite 350
4500 Rockside Road
Cleveland, Ohio 44131
(216) 524-9440

February 8, 1985

Babcock & Wilcox
Nuclear Equipment Division
91 Stirling Avenue
Barberton, Ohio 44203

Attention: R.A. Cartwright
Industrial Engineer

Dear Sir:

Per our recent discussions, we are pleased to offer the following budget cost estimates for performing various services relating to asbestos abatement at your facility:

- 1) Eight (8) air born quality samples at various locations in your facility. \$1,450.00
- 2) Encapsulate approximately 60 locations utilizing two applications of a spray-type encapsulating agent. No removal or other "mechanical" repair is included. (Includes full time field superintendent at \$375.00 per day for two (2) days) \$1,500.00
- 3) Remove asbestos bearing insulation from piping at various locations throughout the facility. Does not include removal or reinstallation of ceiling tiles, etc. or off-site disposal of asbestos. Assumes working off-shifts in such a manner as to allow normal business to continue during regular shifts. Includes all equipment required and full time B&W Construction Co. Asbestos Abatement Superintendent. Includes daily air monitoring. (using 3" pipe w/2" insulation as average) \$14,357.00

As we discussed there are multiple precautions that must be taken and monitored to ensure compliance with minimum requirements. We would be glad to meet with you again to discuss how we would approach this project and the methods we would use to ensure complete adherence to all applicable rules and regulations.

If you have any questions or require any additional information, please advise.

Yours truly,
B&W Construction Company

Kenneth E. Wasilewski
Kenneth E. Wasilewski
Account Manager

cc: H.W. Hazen
N.J. Knezevich

SAMSEL SERVICES COMPANY

The Service Professionals

1948 Carter Road
CLEVELAND OHIO 44113

Oil and Hazardous Materials Services

24 Hour Emergency Response
216-861-3949

December 20, 1984

Mr. Robert A. Cartwright
Industrial Engineer
Nuclear Equipment Division
Babcock & Wilcox
91 Stirling Ave.
P.O. Box 271
Barberton, Ohio 44203

Bldg. 1 20% of 21250 = \$4250.00
2 30% of 21250 = \$6375.00
3 ↓ ↓ ↓ = ↓
4 20% of 21250 = \$4250.00

per Al Garlauskas 8/21/85
check 8/21/85

Dear Mr. Cartwright,

During the walk-through survey you and I conducted, I identified about 60 places in the asbestos insulation on pipes in Buildings 1, 2, 3, and 4.

The areas in need of repair are characterized by fractured insulation, frayed pieces hanging and falling on the floor. These spots should be cleaned; the frayed insulation removed; and the remaining insulation at the repair point should be taped and encapsulated.

Our survey was very brief and lacked detail. To provide a solid cost estimate, I need to conduct a detailed inspection. At this time I can offer a reasonable estimate which can be used as a budget figure to start the project.

The project entails the repair of critical areas of asbestos insulation on pipes. The critical areas are defined as areas where asbestos insulation is in such disrepair that particles of the insulation are falling on the floor and in part could be emitted into the air.

I estimate that we can repair the critical areas for Twenty-One-Thousand-Two-Hundred-and-Fifty Dollars (\$21,250.00). We can discuss the pricing in more detail, when you are ready to proceed. We need to identify each spot to be repaired and agree which one will be repaired in this project.

Please, let me know when you are ready to negotiate a contract. I can be reached at (216) 861-3949.

Sincerely,

Al B. Garlauskas
Al B. Garlauskas
Executive Director

ABG/jww

cc: Mr. D. L. McCabe (Babcock & Wilcox)
Mr. C. Reiterer (Merit Marketing)

SAMSEL SERVICES COMPANY

The Service Professionals

1948 Carter Road
CLEVELAND OHIO 44113

Oil and Hazardous Materials Services

24 Hour Emergency Response
216-861-3449

November 30, 1984

Mr. Donald L. McCabe
Manager, Environmental Engineering
Nuclear Equipment Division
Babcock & Wilcox
91 Stirling Avenue
Barberton, Ohio 44203

DLM
What Do You Do?
Want To Bob

Dear Mr. McCabe,

As you requested, I performed a brief visual asbestos survey of buildings 1, 2, 3, and 4. Mr. Robert Cartwright of your office guided me through the buildings.

Based on our conversation and the survey, I recommend the following steps:

- (1) Establish if asbestos particles are present in the air of the buildings; and establish the types and concentrations of asbestos present in the insulation materials. This can be achieved by the implementation of an asbestos air and insulation sampling and analysis program.
- (2) Identify and repair/remove specific areas where asbestos insulation is frayed and crumbling. In the brief survey over 50 places were identified that need immediate repair.
- (3) Develop and implement an asbestos abatement program for each of the four buildings. The program should include evaluation of alternative abatement measures - removal or encapsulation.

We propose the following approach:

- (1) Implement immediately an asbestos sampling and analysis program. This should include:
 - Four (4) air samples in each building for a total of 16 air samples
 - Eight (8) bulk samples taken from selected spots on the insulation in the four buildings
 - Samsel Services Company offers to implement and complete this program for a lump sum of Two-Thousand-Three-Hundred-and-Forty Dollars (\$2,340.00). We can perform this work as soon as you issue the authorization to proceed.
- (2) Develop with the contractor (Samsel Services Company) an agreement which of the over 50 critical spots identified with frayed and crumbling asbestos should be repaired immediately. Develop an estimated cost and instruct the contractor to proceed with repairs to eliminate the immediate hazard. (?) \$\$ To Mail Co - 12-14-84
- (3) Work with the contractor to develop the long range asbestos abatement plan costing out the alternatives, setting a budget and goal for completion, and developing specifications for the work.

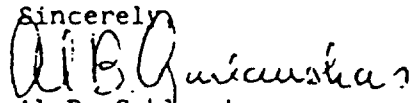
Mr. Donald L. McCabe
Nuclear Equipment Division
Babcock & Wilcox

Page 2

Samsel Services Company has performed asbestos abatement projects in full compliance with federal, state, and local regulations. The Company has highly trained and experienced hazardous materials technicians who will perform the work according to regulations governing the sampling, testing, removal, and/or encapsulation of asbestos materials.

We recommend that Samsel Services Company perform the asbestos air and bulk sampling and analysis as soon as practical. Please, contact me at (216) 861-3949 when you are ready to proceed.

Sincerely,


Al B. Gaklasukas
Executive Director

ABG/jww

cc: Robert A. Cartwright (B&W)
Charles Reiterer (Merit Marketing)

SAMSEL SERVICES COMPANY

Babcock & Wilcoxa McDermott company
BARBERTON, OHIO 44203REQUISITIONED BY & DATE
000/RAC/11/19/85

INVOICE TO:

ADDRESS

P.O. BOX 271
BARBERTON, OH 44203**PURCHASE ORDER**DATE
12/06/85NUMBER
454909BETO
BABCOCK & WILCOX COMPANY
1910 COCHRAN ROAD
MANOR OAK #2
PITTSBURGH, PA 15220VENDOR
NUMBER
0787120CONTRACT NUMBER
172P45E23K25THE REQUIRED DATE LISTED BELOW IS
THE DATE MATERIALS / ITEMS ORDERED
ARE REQUIRED TO SHIP TO DESTINATION.

SHIP TO

SHIP VIA	YOUR DELVY	FREIGHT PAYMENT	TERMS	PREPAY & ADD TO INVOICE	PREPAY & ALLOW	SEE BELOW	F.O.B. POINT	BARBERTON, OH.
TERMS	NET 30 DAYS			DAYS-NET	DAYS	1/2 % 10 DAYS-NET 30 DAYS		1% 10 DAYS-NET 30 DAYS
ITEM	QUANTITY	U/M		DESCRIPTION	FOLIO	MC	DA	YR.

CHANGE ORDER 001

CHANGE ORDER AS FOLLOWS:

ADD THE FOLLOWING ITEM:

02	1LT REMOVAL OF ASBESTOS INSULATION ABOVE CEILING IN BASEMENT OF BLDG. #2.	990001071985	100	0483	4833680LT
----	---	--------------	-----	------	-----------

1000 LF REMOVED @ \$9333.00 = \$9.33/LF

BUYER: S.L. SMITH, BUYER, NED GENERAL PURCH.

PLEASE FURNISH THE ITEMS ABOVE TO THE TERMS & CONDITIONS ON BACK HEREOF
ACKNOWLEDGE THIS ORDER PROMPTLY AND STATE DEFINITELY WHEN SHIPMENT WILL BE MADE**Babcock & Wilcox**
a McDermott companySALES TAX STATUS ☒ EXEMPT ☐ NON EXEMPT STATE OH NO 77-04605PURCHASE ORDER CONTRACT, ITEM AND FOLIO NO. MUST BE SHOWN ON ALL PACKAGES.
INVOICES PAPERS AND DRAWINGS
INVOICE IN QUADRUPPLICATE SHOWING OUR PURCHASE ORDER NO., CONTRACT NO., ITEM NO., FOLIO NO., WHETHER PARTIAL OR FINAL BILLING AND MAIL TO THE ACCOUNTS PAYABLE DEPARTMENT AT THE ABOVE "INVOICE TO" ADDRESSBY _____
AUTHORIZED SIGNATURE

BABCOCK & WILCOX
NUCLEAR EQUIPMENT DIVISION
MATERIALS PURCHASING

BID ANALYSIS FORM

change order #1

As Sold: _____
 Program & Part Name: Robtates Removal
 SIGNATURE APPROVAL: (PUR 12/1-01 and PUR 12/11-01-01)
 Purch. Section Mgr.: Brady 12/5/85
 Manager, Materials _____

Manager, Contracts

COMPLETE FOR GOVERNMENT CONTRACTS (FUR 1208-B1-01)
No small business or small disadvantaged

business solicited:

☐ Sole source vendor

☐ No known small business or small

disadvantaged business

- Technical specifications

Time considerations

Other COMMENTS (SEE COMMENTS SLIP(S)) 13416

disadvantaged (low SES) families

business solicited: 10,550,718

☐ No inquiries returned

☐ No inquiries returned

☐ Vendor not competitive

☐ Delivery schedule
☐ Delivery schedule
☐ Delivery schedule

2778-2787\$ 4.95 All in 1

[illegible]

Additional removal of asbestos in Bldg. #2
(East Gate Bldg.)

Additional Cost of \$4833.68 which brings the TDV to \$9333.68.

100 LF removed @ 9.33/LF

SELECTION BASIS CODES (ENTER IN COLUMN 6):

SELECTION BASIS CODES (ENTER IN CODE
(PIR 1208-A2-01 AND PIR 1208-B2-02))

1. **Sale Source - Explain in Comments**

1. **Source Sought** - Explain in words

2. Source Specified - Explain why
3. \$1000 or less (PUR 1208-B2-02)

3: \$1000 LESS (FOR LESS (70-28-8271) 100001)

4. Lowest Acceptable Quality Level

3. Catalog, Published

6. Comparison with Prior Purchase of Same or Similar Item -

U: Completion with prior purchase of
Specify in Comments - Vendor: P.O.:

Price and Basis for reasonableness

D 30683-2

CHANGE ORDER

ENDOR

B & W CONSTRUCTION CO

VN 0787120

SHIP TO

IA

F.O.B.

TERMS

Approved
M.E.D.

TAXABLE

TAX EXEMPT

NO. COPIES TO

THE BABCOCK & WILCOX COMPANY

POWER GENERATION GROUP

BARBERTON, OHIO

REQUISITIONED BY		DATE			P. O. NUMBER			CHARGE TO OR CONTRACT NO.				
MO	DA	YR	MO	DA	YR	SC	ORD	CP	GP	BL		
0312	11	19	85	454909	BE	172	X	945	E	23	42	5
ITEM	QUANTITY	U/M	DESCRIPTION			FOLIO	SHOP	CWT.	COMM. CODE	NET PRICE PER U/M	U/	
ENDORS NAME B & W CONSTRUCTION												
UPPLEMENT TO PO DATED 7-11-85												
CHANGE ORDER NO. ONE												
DESCRIPTION OF CHANGE CHANGE PRICE AS SHOWN												
AND ADD THE FOLLOWING ITEM:												
2	1	LT	REMOVAL OF ASBESTOS			719.85	100			0483	4833 ⁶⁸	
INSULATION ABOVE CEILING												
IN BASEMENT OF Bldg. 2												
Old TOV \$4500 ⁰⁰												
Add 4833 ⁶⁸												
New TOV \$9333 ⁶⁸												
100% LF Removal @ 9333 = \$9333/LF												
NED TYPING												
DEC 06 1985												
RECEIVED												
EDNA HARSHBARGER												
DEC 06 1985												
PURCH. & COMP. CTR.												
COPIES #4												