



**County Engineer  
Environmental Engineer**

233 W. Sixth Street  
Marysville, Ohio 43040  
P 937. 645. 3021  
F 937. 645. 3161

[www.unioncountyohio.gov/engineer](http://www.unioncountyohio.gov/engineer)

**Building Department**

233 W. Sixth Street  
Marysville, Ohio 43040  
P 937. 645. 3018

**Marysville Operations Facility**

16400 County Home Road  
Marysville, Ohio 43040  
P 937. 645. 3017  
F 937. 645. 3111

**Richwood Outpost**

190 Beatty Avenue  
Richwood, Ohio 43344

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*Public Service with integrity*

March 31, 2026

Hello:

Enclosed you will find quotation forms with attached specifications to be used for the submittal of unit price quotations for ASPHALT MATERIALS for Union County.

Please complete the quotation forms and *return to the Commissioners' office* as instructed. The specifications shall remain attached to the quotation.

Once the quotations are received and accepted, all further contact or correspondence should be with this office.

Thank you in advance for your interest.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jeff Stauch".

Jeff Stauch,  
Union County Engineer

Enclosure

**QUOTATION  
ASPHALT MATERIALS**

The Board of Commissioners of Union County, Ohio, will accept sealed unit price Quotations in the office of the Board of Commissioners, County Office Building, 233 W. 6th Street, Marysville, Ohio 43040 until 9:30 AM on Wednesday, April 15, 2026 for the purchase of ASPHALT MATERIALS. The Quotations will be opened and read aloud immediately thereafter on the same date and at the same location.

1. ASPHALT MATERIALS shall conform to the 2023 edition of the Construction and Material Specifications of the Ohio Department of Transportation and the attached Supplemental Specifications. Additionally, ODOT CMS Section 401.20, Asphalt Binder Price Adjustment, Steel Price Adjustment and Fuel Price Adjustment shall not apply to this Contract.
2. The unit prices quoted shall remain in effect until April 30, 2027.
3. Payment for materials will be based upon the vendor's monthly statement.
4. The Board of Commissioners of Union County reserves the right to reject any or all quotations and to waive any irregularities or informalities in any quotation. Quotes will be selected on the lowest and best quote for each individual item.

Please contact Justin Story for questions regarding the specifications at 937-645-3017.

**PART A**

The following ASPHALT MATERIALS shall be quoted as F.O.B. and supplied in accordance with the ODOT 2023 Construction and Materials Specifications. Plant prices:

	<u>UNIT</u>	<u>PRICE</u>
Item 301 Bituminous Aggregate Base	Ton	_____
Item 302 Bituminous Aggregate Base	Ton	_____
Item 441 Asphalt Concrete Intermediate Course, Type 1	Ton	_____
Item 441 Asphalt Concrete Intermediate Course, Type 2	Ton	_____
Item 441 Asphalt Concrete Surface Course, Type 1	Ton	_____
Asphalt Cold Mix*	Ton	_____

\*please attach JMF

**QUOTATION**  
**ASPHALT MATERIALS**  
**Page 3**

The following ASPHALT MATERIALS shall be quoted as delivered prices. Each quotation shall specify the source of supply. Only one QUOTATION will be considered from any single source of supply. Free unloading time and demurrage rates shall be included with each Quotation.

**PART B (Surface Treatment)**

<u>DESCRIPTION</u>	<u>POLYMER</u>	<u>UNIT</u>	<u>UNIT PRICE</u>
MC-30	N/A	Gallon	_____
RS-2	N/A	Gallon	_____
CM-90	N/A	Gallon	_____
HFRS-2P	(SBS )	Gallon	_____
RS-2P	(SBS)	Gallon	_____
CRS-2P	(SBS)	Gallon	_____
HFRS-2P	(SBR-latex)	Gallon	_____
RS-2P	(SBR-latex)	Gallon	_____
CRS-2P	(SBR-latex)	Gallon	_____
CSS-1HD (50% diluted Fog Seal)		Gallon	_____
Fast Drying Fog Seal *(FasBlack or equivalent)		Gallon	_____
CM-150#	N/A	Gallon	_____
CM-300	N/A	Gallon	_____
Engineered Recycling Emulsion, Cold Central Plant	N/A	Gallon	_____
Mixing Plant Mix		Tons	_____
Mixing Plant Mobilization		Lump	_____
Premium for "Supply Bond"		Lump	_____

**QUOTATION**  
**ASPHALT MATERIALS**  
**Page 4**

\*Attach applicable specifications/technical data  
# See additional detailed specifications provided

Free Unloading Time 2 ½ HOURS

Demurrage Rate\_\_\_\_\_

NOTE: These blanks must be completed.

Source of supply\_\_\_\_\_

**QUOTATION  
ASPHALT MATERIALS  
Page 5**

Name, address, signature and phone number of person, firm or corporation submitting this Quotation for Part A and /or Part B:

NAME of COMPANY \_\_\_\_\_

CONTACT NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

PHONE \_\_\_\_\_ FAX \_\_\_\_\_

SIGNATURE \_\_\_\_\_

DATE \_\_\_\_\_

NAME \_\_\_\_\_

TITLE \_\_\_\_\_

E-MAIL ADDRESS \_\_\_\_\_

(All quotations must be signed)

***Acknowledgement of Addendum(s) (if any) to Proposal:***

Addendum(s) Received (circle if applicable) #1 #2 #3 #4

Date Signed \_\_\_\_\_ Signature of Bidder \_\_\_\_\_

**SUPPLEMENTAL SPECIFICATIONS**  
**for PART B (surface treatment)**

**GENERAL**

Supplier is responsible for providing "on-site" consultation with Union County Engineer's representatives at the start of operations as well as upon request.

**MATERIAL SPECIFICATIONS**

All material supplied shall comply with the material specifications listed under Section 702, Asphalt Material, the 2023 edition of the Construction and Material Specifications of the Ohio Department of Transportation, and these Supplemental Specifications. Plants supplying material need to be ODOT certified for CRS2P per 2023 specs, unless determined otherwise by the Union County Engineer.

Approximately 400,000 gallons of bituminous material is estimated to be supplied. The number is for reference only and is subject to change based on outcome of unit prices. An additional 5,000 – 10,000 gallons of Fog Seal emulsion (CSS-1HD, 50% diluted) may be used at the Engineer's discretion.

The County reserves the right to adjust the quantities of material to be supplied and shall not be deemed in default of this agreement to the extent that performance of its obligations are prevented by reason of any act of God, fire, natural disaster, war, riots, strike or labor difficulties, terrorism, power failure, pandemic, or other acts constituting force majeure or any governmental enactment, determination or action, regulation or order.

**BID AND SUPPLY BONDS**

Each proposal shall be accompanied by either a bid bond OR one of the following:

1. A certified check,
2. a cashier's check, or
3. an acceptable letter of credit.

A certified check, a cashier's check or a letter of credit shall be for an amount of ten percent (10%) of the bid amount and shall be in accordance with Section 153.54 (C) of the Ohio Revised Code.

## **QUOTATION**

### **ASPHALT MATERIALS**

Page 6

#### **SUPPLEMENTAL SPECIFICATIONS for PART B (surface treatment), continued**

The checks of all except the lowest and best three bidders will be returned as soon as the Proposals are examined. The checks of these three bidders will be held until the execution of the Contract after which they will be returned.

The bidder to whom the award is made will be required to execute a written contract with Union County, and to furnish and provide a "Supply Bond" within ten (10) days after the award of the Contract.

#### **MATERIALS GUARANTEE**

Materials used or provided that are not in conformance with these specifications will not be accepted.

Bituminous materials provided that are defective or show an excessive loss of stone (if testing determines that material does not meet specifications) within 14 months after application shall be replaced by the supplier and the cost required to provide replacement bituminous material shall be borne by the bituminous supplier.

#### **DELIVERY**

Materials to be supplied shall be delivered in insulated transport trucks (5000 gallon minimum capacity) to any designated location in Union County. The transports shall arrive at the designated locations at the times specified by the Union County Engineer or his representative. A Union County representative will guide the transports to the unloading points.

**SUPPLEMENTAL SPECIFICATIONS for PART B (surface treatment), continued**

The driver of the supplier's transport must sign a delivery sheet provided by the Union County Engineer for each delivery. The delivery sheet shall contain the scheduled time of arrival, actual time of arrival, time unloading began and departure time. Two and one half (2 ½) hours of free unloading time is required and shall begin at the scheduled time of delivery. Demurrage charges shall only be applicable for hours in excess of the two and one half (2 ½) hours free unloading time.

Equipment used in delivery shall be subject to approval of the Union County Engineer's representative and shall be maintained in satisfactory operating condition. Asphalt emulsions delivered for use shall be at a temperature range of 160°-190° F. Other bituminous materials delivered (Part 'A' – except cold mix) for use shall be at a temperature range of 280°-300° plus or minus 10°F. Those materials not conforming shall be returned to the supplier at no additional cost to Union County.

Gallonage shall be computed at 60 degrees Fahrenheit.

**MATERIAL TESTING**

The Union County Engineer or his representative will draw samples for testing by an independent testing laboratory (ITL). The cost incurred shall be the responsibility of the Union County Engineer. All samples will be taken from the transport truck at the construction site. All samples will be held for future reference and/or verification. "Sister" samples may be drawn by the supplier at the same time but will be the responsibility of the supplier's representative.

**SUPPLEMENTAL SPECIFICATIONS for PART B (surface treatment), continued**

The Engineer's testing shall be used as a comparison to the ODOT 702 specifications. Should the results differ significantly as determined by the Union County Engineer, additional samples shall be evaluated at an independent lab agreed upon by both parties. This additional testing shall be at the Contractor's expense. If results remain substandard, suppliers shall conform to requirements within the Materials Guarantee specifications.

Additionally, the supplier shall provide Union County Engineer with QA/QC testing results in a timely manner for every 15,000 gallons of material supplied to Union County (part 'B' only). The Engineer's testing shall be used as a comparison to these quality control results. Should the results differ significantly as determined by the Engineer, additional samples shall be evaluated at an independent lab of the Engineer's choice. This shall be at the Contractor's expense.

**Detailed Specifications**

**I. CM150 Bituminous Material** – Bituminous material to be used shall meet the specifications shown in Table 1 or equivalent.

<b>Table 2: Specifications for Multigrade Cold Mix Asphalt</b>	
Method of Test	CM-150
Modified Kopper Vacuum Viscosity, 25°C, ASTM D 4957	1,000 – 10,000
Flash Point. Tag Flash Point, ASTM D 3143-98	65.5°C (min)
Water in Petroleum, ASTM D 95-05	1.0% (max)
Cut-Back Distillation, ASTM D 402-02 Distillate, % by Volume of Total Distillate to 360°: to 225°C to 260°C to 315.5°C Residue from Distillation to 360°C	0 – 3% by Vol 0 – 3% by Vol 40 – 80% by Vol Vol 85% (min)
Test on Residue from Distillation, ASTM D 402	
Penetration, 25°C, 100 g, 5 sec. ASTM D 5-05a	150 – 250 dmm
Solubility in Trichloroethylene, ASTM D 2042-01	99.0% (min)
Softening Point, ASTM D 36-95	73.8°C (min)
Float Test, 60°C, ASTM D 139-95	1200 sec (min)

The asphalt binder shall be delivered to point of production at a minimum temperature of 250°F.

**2. Cold Constructed Asphalt** – Typical application rate of bituminous material shall be approximately 4.5% by weight +/- 5%, depending on the aggregate gradation, moisture content and temperature. The final percent by weight shall be determined by the Project Engineer or owners Representative at the time of production.

**The following information shall apply to 1.) Cold Constructed Asphalt, 2.) Cold Central Plant Recycling Material, and 3.) Cold Mix Patching Material.**

Mixing Plant; The mixing unit shall have as a minimum two (2) 6-cubic yard capacity hoppers with oversize screening and vibrators on the hopper walls to assist in the free flow of material. The proportioning of materials shall be controlled by means of mechanically adjustable gate valves at the point of discharge to a variable speed belt conveyor, equipped with a belt scale for continuous weighting of the aggregate. The aggregate belt scale shall be coupled/interlocked with two microprocessor controlled systems, complete with two independent pumping systems and spray bars, to regulate the application of bituminous material.

The mixing unit shall be an on-board completely self-contained counter rotating twin shaft pug mill. A metering device shall be capable of automatically adjusting the flow of bituminous material to compensate for any variation in the weight of the aggregate introduced into the pug mill.

Bituminous material shall be metered by weight of aggregate using a mass flow, Coriolis Effect, type meter that will accurately measure the amount to within 0.5 percent of the amount required by the JMF or as adjusted by the Engineer.

Control of the plant shall be fully automatic via the microprocessors. Control functions shall include: batch production, automatic plant startup, monitoring of individual drive systems, warning signals in case of material shortage, monitoring of filling leveling, temperatures and pressures, pre-selection of tonnage, automatic plant shut down. A current setting of the mixing unit shall be continuously displayed.

The Contractor shall be required to assure complete coating of the blended aggregate with the Multigrade Cold Mix Asphalt Binder (or CCPR, Cold Mix Patching Materials) and any remixing through the pug mill or by manipulation of stockpiled material shall be considered acceptable.

**Mobilization to stock pile location shall be included in the unit price.**

Stock Pile: Marysville Operation Facility, 16400 County Home Road, Marysville, OH 43040

The county engineer will provide two wheeled loaders and employees to load the mixing plant and stockpile the processed material Monday-Thursday 7:00am-4:30pm. The awarded bidder shall contact the Engineer's office to determine the scheduled processing time prior to May 1, 2025 to process the material. **Material shall be processed between this time frame: June 9<sup>th</sup>, 2025-September 15<sup>th</sup>, 2025.**

Payment of this item will be tons of material processed based on the gallons of CM-150 used at 12 gallons per ton.

**EMLUSION SPECIFICATION FOR  
 COLD CENTRAL PLANT RECYCLING**

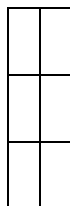
**General.** This work consists of developing a Cold Central Plant Recycling (CCPR) mixture design consisting of reclaimed asphalt pavement (RAP), asphalt emulsion, water, and other additives, producing in a central plant, placing, and compacting the CCPR mixture in accordance with the plans and this and other applicable standards and specifications.

The asphalt emulsion supplier selects the asphalt emulsion for based on the County’s mix design in accordance with AASHTO MP31 and Table 1-1. Provide emulsion that is within  $\pm 25$  dmm of the penetration of the selected design emulsion and no greater than 120 °F.

**TABLE 1-1 CCPR EMULSIFIED ASPHALT MATERIAL SPECIFICATION**

<b>Test</b>	<b>Procedure</b>	<b>Minimum</b>	<b>Maximum</b>
Viscosity, Saybolt Furol, @77° F (25° C), SFS	AASHTO T 59	20	100
Sieve Test, No. 20 (850 µm), retained on sieve, %	AASHTO T 59		0.10
Storage Stability Test, 24 hr., %	AASHTO T 59		1
Distillation Test, Residue by distillation, %	AASHTO T 59 <sup>[1]</sup>	64.0	
Oil Distillate by volume, %	AASHTO T 59		1
Penetration, 77° F (25° C), 100 g, 5 s, dmm	AASHTO T 59	50	200

[1] Modified AASHTO T 59 – Distillation temperature of 350 ± 9° F (177 ± 5° C) with a 20-minute hold.



**Mixture Design.** Sample the material to be recycled; roadway, RAP stockpiles, or both, to obtain the material properties and propose a mix design. If utilizing millings from the existing roadway, sample the roadway at a frequency of at least one sample per lane mile.

Use the collected samples of each of the proposed materials for the mix design and all associated testing. Use a design laboratory that is an AASHTO Accredited Laboratory accredited in hot mix asphalt (HMA) and asphalt emulsion to complete the mix design. Perform additional mix designs when the proposed material changes significantly in order to establish representative mixes for the entire job. Ensure the mix design meets the properties of Table 2-1.

**TABLE 2-1 25 GYRATION (75 BLOW EQUIVALENT) MARSHALL DESIGN**

<b>Property</b>	<b>Criteria</b>
Cured Marshall Stability <sup>[1]</sup> , ASTM D 1559, Part 5, 40°C, lb.	≥1250
Retained Marshall Stability <sup>[1]</sup> after soaking based on cured stability, %	≥70

[1] Cured stability determined on 60°C curing to constant weight (<72 hours). Retained stability determined after 23-hour water soak at 25°C followed by 40°C soak for one hour.

Portland cement or fly ash may be added to meet the Marshall Stability requirements. If an additive is used, include the type and amount in the submitted mix design.

Ensure a technical representative from the emulsion supplier is on the job site at the beginning of the project including the test strip to verify proper asphalt emulsion performance. Also ensure the technical representative is available to check on the project and make adjustments to the asphalt emulsion formulation as needed.

**AFFIDAVIT**

(To be filled in and executed if the Contractor is a Corporation)

STATE OF \_\_\_\_\_ )  
COUNTY OF \_\_\_\_\_ )  
\_\_\_\_\_ ) S.S.

\_\_\_\_\_, being sworn, deposes and says  
that he is Secretary of \_\_\_\_\_ a  
corporation organized and existing under an by virtue of the laws of the State of \_\_\_\_\_,  
corporation charter/registration # \_\_\_\_\_, and having its principal office at  
\_\_\_\_\_, \_\_\_\_\_, County,  
(number and street) (city) (name of county)  
\_\_\_\_\_.  
(state)

Affiant further says that he is familiar with the records, minute books and by-laws of  
\_\_\_\_\_. Affiant further says that  
(name of corporation)

\_\_\_\_\_ of the corporation  
(Name) (Title)

is duly authorized to sign the Contract for the construction of \_\_\_\_\_  
\_\_\_\_\_ for said corporation by  
virtue of \_\_\_\_\_  
(state whether a provision of by-laws or a resolution of the Board of Directors)

\_\_\_\_\_.  
(If by a resolution, give date of adoption.)

\_\_\_\_\_  
(Secretary of Corporation)

Sworn to before me and subscribed in my presence this \_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Notary Public in and for  
\_\_\_\_\_, County

**HOLD HARMLESS AGREEMENT**

**KNOW ALL MEN BY THESE PRESENTS, that we,**

\_\_\_\_\_  
(Firm Name)

\_\_\_\_\_  
(Address)

\_\_\_\_\_  
(City, State and Zip Code)

as principal, shall indemnify and save harmless Union County, Ohio, their agents and employees, from all suits and actions of every name and description brought against the Owner for or on account of any injury or damage to persons or property arising from or growing out of the construction of the work in said agreement, specified to be done, or the doing of any work therein described.

Witness our signature(s) for the above agreement this \_\_\_\_\_ day of

\_\_\_\_\_, \_\_\_\_\_.

PRINCIPAL \_\_\_\_\_

BY \_\_\_\_\_

TITLE \_\_\_\_\_

SIGNED IN PRESENCE OF:

\_\_\_\_\_

\_\_\_\_\_

ATTEST: \_\_\_\_\_

**NON-COLLUSION AFFIDAVIT**

State of \_\_\_\_\_

County of \_\_\_\_\_

**BID IDENTIFICATION:** \_\_\_\_\_

**CONTRACTOR:** \_\_\_\_\_

Being first duly sworn, deposes and says that he/she is \_\_\_\_\_

\_\_\_\_\_ (sole owner, a partner, president, secretary, etc.) of

\_\_\_\_\_

**(Name of Company)**

the party making the foregoing BID; that such BID is not made in the interest of or on behalf of any undisclosed person, partnership, company, associate, organization or corporation; that such BID is genuine and not collusive or sham; that said BIDDER has not directly or indirectly induced or solicited any other BIDDER to put in a false or sham BID, and has not directly or indirectly colluded, conspired, connived, or agreed with any BIDDER or anyone else to put in a sham BID, or that any one shall refrain from bidding; that said BIDDER has not in any manner, directly or indirectly, sought by agreement, communication or conference with anyone to fix the BID price of said BIDDER or of any other BIDDER or to secure any advantage against the OWNER awarding the contract or anyone interested in the proposed contract; that all statements contained in such bid are true; and further, that said BIDDER has not, directly or indirectly, submitted his BID price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid and will not pay any fee in connection therewith, to any corporation, partnership, company, association, organization, BID depository, or to any member or agent thereof: or to any other individual except to such person or persons as have a partnership or other financial interest with said BIDDER in his general business.

Signed \_\_\_\_\_

Title \_\_\_\_\_

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 2016

\_\_\_\_\_

\_\_\_\_\_

SEAL

Notary Public

# Request for Taxpayer Identification Number and Certification

**Give Form to the  
requester. Do not  
send to the IRS.**

<b>Print or type See Specific Instructions on page 2.</b>	<b>1</b> Name (as shown on your income tax return). Name is required on this line; do not leave this line blank.	
	<b>2</b> Business name/disregarded entity name, if different from above	
	<b>3</b> Check appropriate box for federal tax classification; check only <b>one</b> of the following seven boxes: <input type="checkbox"/> Individual/sole proprietor or single-member LLC <input type="checkbox"/> C Corporation <input type="checkbox"/> S Corporation <input type="checkbox"/> Partnership <input type="checkbox"/> Trust/estate <input type="checkbox"/> Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=partnership) ▶ _____ <b>Note.</b> For a single-member LLC that is disregarded, do not check LLC; check the appropriate box in the line above for the tax classification of the single-member owner. <input type="checkbox"/> Other (see instructions) ▶ _____	<b>4</b> Exemptions (codes apply only to certain entities, not individuals; see instructions on page 3): Exempt payee code (if any) _____ Exemption from FATCA reporting code (if any) _____ <i>(Applies to accounts maintained outside the U.S.)</i>
	<b>5</b> Address (number, street, and apt. or suite no.)	Requester's name and address (optional)
	<b>6</b> City, state, and ZIP code	
	<b>7</b> List account number(s) here (optional)	

## Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on line 1 to avoid backup withholding. For individuals, this is generally your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN* on page 3.

<b>Social security number</b>											
				-			-				
<b>or</b>											
<b>Employer identification number</b>											
				-							

**Note.** If the account is in more than one name, see the instructions for line 1 and the chart on page 4 for guidelines on whose number to enter.

## Part II Certification

Under penalties of perjury, I certify that:

1. The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me); and
2. I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding; and
3. I am a U.S. citizen or other U.S. person (defined below); and
4. The FATCA code(s) entered on this form (if any) indicating that I am exempt from FATCA reporting is correct.

**Certification instructions.** You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions on page 3.

<b>Sign Here</b>	Signature of U.S. person ▶	Date ▶
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## General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

**Future developments.** Information about developments affecting Form W-9 (such as legislation enacted after we release it) is at [www.irs.gov/fw9](http://www.irs.gov/fw9).

### Purpose of Form

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following:

- Form 1099-INT (interest earned or paid)
- Form 1099-DIV (dividends, including those from stocks or mutual funds)
- Form 1099-MISC (various types of income, prizes, awards, or gross proceeds)
- Form 1099-B (stock or mutual fund sales and certain other transactions by brokers)
- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)

- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

*If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding? on page 2.*

By signing the filled-out form, you:

1. Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
2. Certify that you are not subject to backup withholding, or
3. Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income, and
4. Certify that FATCA code(s) entered on this form (if any) indicating that you are exempt from the FATCA reporting, is correct. See *What is FATCA reporting?* on page 2 for further information.

**Note.** If you are a U.S. person and a requester gives you a form other than Form W-9 to request your TIN, you must use the requester's form if it is substantially similar to this Form W-9.

**Definition of a U.S. person.** For federal tax purposes, you are considered a U.S. person if you are:

- An individual who is a U.S. citizen or U.S. resident alien;
- A partnership, corporation, company, or association created or organized in the United States or under the laws of the United States;
- An estate (other than a foreign estate); or
- A domestic trust (as defined in Regulations section 301.7701-7).

**Special rules for partnerships.** Partnerships that conduct a trade or business in the United States are generally required to pay a withholding tax under section 1446 on any foreign partners' share of effectively connected taxable income from such business. Further, in certain cases where a Form W-9 has not been received, the rules under section 1446 require a partnership to presume that a partner is a foreign person, and pay the section 1446 withholding tax. Therefore, if you are a U.S. person that is a partner in a partnership conducting a trade or business in the United States, provide Form W-9 to the partnership to establish your U.S. status and avoid section 1446 withholding on your share of partnership income.

In the cases below, the following person must give Form W-9 to the partnership for purposes of establishing its U.S. status and avoiding withholding on its allocable share of net income from the partnership conducting a trade or business in the United States:

- In the case of a disregarded entity with a U.S. owner, the U.S. owner of the disregarded entity and not the entity;
- In the case of a grantor trust with a U.S. grantor or other U.S. owner, generally, the U.S. grantor or other U.S. owner of the grantor trust and not the trust; and
- In the case of a U.S. trust (other than a grantor trust), the U.S. trust (other than a grantor trust) and not the beneficiaries of the trust.

**Foreign person.** If you are a foreign person or the U.S. branch of a foreign bank that has elected to be treated as a U.S. person, do not use Form W-9. Instead, use the appropriate Form W-8 or Form 8233 (see Publication 515, Withholding of Tax on Nonresident Aliens and Foreign Entities).

**Nonresident alien who becomes a resident alien.** Generally, only a nonresident alien individual may use the terms of a tax treaty to reduce or eliminate U.S. tax on certain types of income. However, most tax treaties contain a provision known as a "saving clause." Exceptions specified in the saving clause may permit an exemption from tax to continue for certain types of income even after the payee has otherwise become a U.S. resident alien for tax purposes.

If you are a U.S. resident alien who is relying on an exception contained in the saving clause of a tax treaty to claim an exemption from U.S. tax on certain types of income, you must attach a statement to Form W-9 that specifies the following five items:

1. The treaty country. Generally, this must be the same treaty under which you claimed exemption from tax as a nonresident alien.
2. The treaty article addressing the income.
3. The article number (or location) in the tax treaty that contains the saving clause and its exceptions.
4. The type and amount of income that qualifies for the exemption from tax.
5. Sufficient facts to justify the exemption from tax under the terms of the treaty article.

**Example.** Article 20 of the U.S.-China income tax treaty allows an exemption from tax for scholarship income received by a Chinese student temporarily present in the United States. Under U.S. law, this student will become a resident alien for tax purposes if his or her stay in the United States exceeds 5 calendar years. However, paragraph 2 of the first Protocol to the U.S.-China treaty (dated April 30, 1984) allows the provisions of Article 20 to continue to apply even after the Chinese student becomes a resident alien of the United States. A Chinese student who qualifies for this exception (under paragraph 2 of the first protocol) and is relying on this exception to claim an exemption from tax on his or her scholarship or fellowship income would attach to Form W-9 a statement that includes the information described above to support that exemption.

If you are a nonresident alien or a foreign entity, give the requester the appropriate completed Form W-8 or Form 8233.

## Backup Withholding

**What is backup withholding?** Persons making certain payments to you must under certain conditions withhold and pay to the IRS 28% of such payments. This is called "backup withholding." Payments that may be subject to backup withholding include interest, tax-exempt interest, dividends, broker and barter exchange transactions, rents, royalties, nonemployee pay, payments made in settlement of payment card and third party network transactions, and certain payments from fishing boat operators. Real estate transactions are not subject to backup withholding.

You will not be subject to backup withholding on payments you receive if you give the requester your correct TIN, make the proper certifications, and report all your taxable interest and dividends on your tax return.

**Payments you receive will be subject to backup withholding if:**

1. You do not furnish your TIN to the requester,
2. You do not certify your TIN when required (see the Part II instructions on page 3 for details),

3. The IRS tells the requester that you furnished an incorrect TIN,

4. The IRS tells you that you are subject to backup withholding because you did not report all your interest and dividends on your tax return (for reportable interest and dividends only), or

5. You do not certify to the requester that you are not subject to backup withholding under 4 above (for reportable interest and dividend accounts opened after 1983 only).

Certain payees and payments are exempt from backup withholding. See *Exempt payee code* on page 3 and the separate Instructions for the Requester of Form W-9 for more information.

Also see *Special rules for partnerships* above.

## What is FATCA reporting?

The Foreign Account Tax Compliance Act (FATCA) requires a participating foreign financial institution to report all United States account holders that are specified United States persons. Certain payees are exempt from FATCA reporting. See *Exemption from FATCA reporting code* on page 3 and the Instructions for the Requester of Form W-9 for more information.

## Updating Your Information

You must provide updated information to any person to whom you claimed to be an exempt payee if you are no longer an exempt payee and anticipate receiving reportable payments in the future from this person. For example, you may need to provide updated information if you are a C corporation that elects to be an S corporation, or if you no longer are tax exempt. In addition, you must furnish a new Form W-9 if the name or TIN changes for the account; for example, if the grantor of a grantor trust dies.

## Penalties

**Failure to furnish TIN.** If you fail to furnish your correct TIN to a requester, you are subject to a penalty of \$50 for each such failure unless your failure is due to reasonable cause and not to willful neglect.

**Civil penalty for false information with respect to withholding.** If you make a false statement with no reasonable basis that results in no backup withholding, you are subject to a \$500 penalty.

**Criminal penalty for falsifying information.** Willfully falsifying certifications or affirmations may subject you to criminal penalties including fines and/or imprisonment.

**Misuse of TINs.** If the requester discloses or uses TINs in violation of federal law, the requester may be subject to civil and criminal penalties.

## Specific Instructions

### Line 1

You must enter one of the following on this line; **do not** leave this line blank. The name should match the name on your tax return.

If this Form W-9 is for a joint account, list first, and then circle, the name of the person or entity whose number you entered in Part I of Form W-9.

a. **Individual.** Generally, enter the name shown on your tax return. If you have changed your last name without informing the Social Security Administration (SSA) of the name change, enter your first name, the last name as shown on your social security card, and your new last name.

**Note. ITIN applicant:** Enter your individual name as it was entered on your Form W-7 application, line 1a. This should also be the same as the name you entered on the Form 1040/1040A/1040EZ you filed with your application.

b. **Sole proprietor or single-member LLC.** Enter your individual name as shown on your 1040/1040A/1040EZ on line 1. You may enter your business, trade, or "doing business as" (DBA) name on line 2.

c. **Partnership, LLC that is not a single-member LLC, C Corporation, or S Corporation.** Enter the entity's name as shown on the entity's tax return on line 1 and any business, trade, or DBA name on line 2.

d. **Other entities.** Enter your name as shown on required U.S. federal tax documents on line 1. This name should match the name shown on the charter or other legal document creating the entity. You may enter any business, trade, or DBA name on line 2.

e. **Disregarded entity.** For U.S. federal tax purposes, an entity that is disregarded as an entity separate from its owner is treated as a "disregarded entity." See Regulations section 301.7701-2(c)(2)(iii). Enter the owner's name on line 1. The name of the entity entered on line 1 should never be a disregarded entity. The name on line 1 should be the name shown on the income tax return on which the income should be reported. For example, if a foreign LLC that is treated as a disregarded entity for U.S. federal tax purposes has a single owner that is a U.S. person, the U.S. owner's name is required to be provided on line 1. If the direct owner of the entity is also a disregarded entity, enter the first owner that is not disregarded for federal tax purposes. Enter the disregarded entity's name on line 2, "Business name/disregarded entity name." If the owner of the disregarded entity is a foreign person, the owner must complete an appropriate Form W-8 instead of a Form W-9. This is the case even if the foreign person has a U.S. TIN.

**Line 2**

If you have a business name, trade name, DBA name, or disregarded entity name, you may enter it on line 2.

**Line 3**

Check the appropriate box in line 3 for the U.S. federal tax classification of the person whose name is entered on line 1. Check only one box in line 3.

**Limited Liability Company (LLC).** If the name on line 1 is an LLC treated as a partnership for U.S. federal tax purposes, check the "Limited Liability Company" box and enter "P" in the space provided. If the LLC has filed Form 8832 or 2553 to be taxed as a corporation, check the "Limited Liability Company" box and in the space provided enter "C" for C corporation or "S" for S corporation. If it is a single-member LLC that is a disregarded entity, do not check the "Limited Liability Company" box; instead check the first box in line 3 "Individual/sole proprietor or single-member LLC."

**Line 4, Exemptions**

If you are exempt from backup withholding and/or FATCA reporting, enter in the appropriate space in line 4 any code(s) that may apply to you.

**Exempt payee code.**

- Generally, individuals (including sole proprietors) are not exempt from backup withholding.
- Except as provided below, corporations are exempt from backup withholding for certain payments, including interest and dividends.
- Corporations are not exempt from backup withholding for payments made in settlement of payment card or third party network transactions.
- Corporations are not exempt from backup withholding with respect to attorneys' fees or gross proceeds paid to attorneys, and corporations that provide medical or health care services are not exempt with respect to payments reportable on Form 1099-MISC.

The following codes identify payees that are exempt from backup withholding. Enter the appropriate code in the space in line 4.

- 1—An organization exempt from tax under section 501(a), any IRA, or a custodial account under section 403(b)(7) if the account satisfies the requirements of section 401(f)(2)
- 2—The United States or any of its agencies or instrumentalities
- 3—A state, the District of Columbia, a U.S. commonwealth or possession, or any of their political subdivisions or instrumentalities
- 4—A foreign government or any of its political subdivisions, agencies, or instrumentalities
- 5—A corporation
- 6—A dealer in securities or commodities required to register in the United States, the District of Columbia, or a U.S. commonwealth or possession
- 7—A futures commission merchant registered with the Commodity Futures Trading Commission
- 8—A real estate investment trust
- 9—An entity registered at all times during the tax year under the Investment Company Act of 1940
- 10—A common trust fund operated by a bank under section 584(a)
- 11—A financial institution
- 12—A middleman known in the investment community as a nominee or custodian
- 13—A trust exempt from tax under section 664 or described in section 4947

The following chart shows types of payments that may be exempt from backup withholding. The chart applies to the exempt payees listed above, 1 through 13.

IF the payment is for . . .	THEN the payment is exempt for . . .
Interest and dividend payments	All exempt payees except for 7
Broker transactions	Exempt payees 1 through 4 and 6 through 11 and all C corporations. S corporations must not enter an exempt payee code because they are exempt only for sales of noncovered securities acquired prior to 2012.
Barter exchange transactions and patronage dividends	Exempt payees 1 through 4
Payments over \$600 required to be reported and direct sales over \$5,000 <sup>1</sup>	Generally, exempt payees 1 through 5 <sup>2</sup>
Payments made in settlement of payment card or third party network transactions	Exempt payees 1 through 4

<sup>1</sup> See Form 1099-MISC, Miscellaneous Income, and its instructions.

<sup>2</sup> However, the following payments made to a corporation and reportable on Form 1099-MISC are not exempt from backup withholding: medical and health care payments, attorneys' fees, gross proceeds paid to an attorney reportable under section 6045(f), and payments for services paid by a federal executive agency.

**Exemption from FATCA reporting code.** The following codes identify payees that are exempt from reporting under FATCA. These codes apply to persons submitting this form for accounts maintained outside of the United States by certain foreign financial institutions. Therefore, if you are only submitting this form for an account you hold in the United States, you may leave this field blank. Consult with the person requesting this form if you are uncertain if the financial institution is subject to these requirements. A requester may indicate that a code is not required by providing you with a Form W-9 with "Not Applicable" (or any similar indication) written or printed on the line for a FATCA exemption code.

A—An organization exempt from tax under section 501(a) or any individual retirement plan as defined in section 7701(a)(37)

B—The United States or any of its agencies or instrumentalities

C—A state, the District of Columbia, a U.S. commonwealth or possession, or any of their political subdivisions or instrumentalities

D—A corporation the stock of which is regularly traded on one or more established securities markets, as described in Regulations section 1.1472-1(c)(1)(i)

E—A corporation that is a member of the same expanded affiliated group as a corporation described in Regulations section 1.1472-1(c)(1)(i)

F—A dealer in securities, commodities, or derivative financial instruments (including notional principal contracts, futures, forwards, and options) that is registered as such under the laws of the United States or any state

G—A real estate investment trust

H—A regulated investment company as defined in section 851 or an entity registered at all times during the tax year under the Investment Company Act of 1940

I—A common trust fund as defined in section 584(a)

J—A bank as defined in section 581

K—A broker

L—A trust exempt from tax under section 664 or described in section 4947(a)(1)

M—A tax exempt trust under a section 403(b) plan or section 457(g) plan

**Note.** You may wish to consult with the financial institution requesting this form to determine whether the FATCA code and/or exempt payee code should be completed.

**Line 5**

Enter your address (number, street, and apartment or suite number). This is where the requester of this Form W-9 will mail your information returns.

**Line 6**

Enter your city, state, and ZIP code.

**Part I. Taxpayer Identification Number (TIN)**

**Enter your TIN in the appropriate box.** If you are a resident alien and you do not have and are not eligible to get an SSN, your TIN is your IRS individual taxpayer identification number (ITIN). Enter it in the social security number box. If you do not have an ITIN, see *How to get a TIN* below.

If you are a sole proprietor and you have an EIN, you may enter either your SSN or EIN. However, the IRS prefers that you use your SSN.

If you are a single-member LLC that is disregarded as an entity separate from its owner (see *Limited Liability Company (LLC)* on this page), enter the owner's SSN (or EIN, if the owner has one). Do not enter the disregarded entity's EIN. If the LLC is classified as a corporation or partnership, enter the entity's EIN.

**Note.** See the chart on page 4 for further clarification of name and TIN combinations.

**How to get a TIN.** If you do not have a TIN, apply for one immediately. To apply for an SSN, get Form SS-5, Application for a Social Security Card, from your local SSA office or get this form online at [www.ssa.gov](http://www.ssa.gov). You may also get this form by calling 1-800-772-1213. Use Form W-7, Application for IRS Individual Taxpayer Identification Number, to apply for an ITIN, or Form SS-4, Application for Employer Identification Number, to apply for an EIN. You can apply for an EIN online by accessing the IRS website at [www.irs.gov/businesses](http://www.irs.gov/businesses) and clicking on Employer Identification Number (EIN) under Starting a Business. You can get Forms W-7 and SS-4 from the IRS by visiting [IRS.gov](http://IRS.gov) or by calling 1-800-TAX-FORM (1-800-829-3676).

If you are asked to complete Form W-9 but do not have a TIN, apply for a TIN and write "Applied For" in the space for the TIN, sign and date the form, and give it to the requester. For interest and dividend payments, and certain payments made with respect to readily tradable instruments, generally you will have 60 days to get a TIN and give it to the requester before you are subject to backup withholding on payments. The 60-day rule does not apply to other types of payments. You will be subject to backup withholding on all such payments until you provide your TIN to the requester.

**Note.** Entering "Applied For" means that you have already applied for a TIN or that you intend to apply for one soon.

**Caution:** A disregarded U.S. entity that has a foreign owner must use the appropriate Form W-8.

## Part II. Certification

To establish to the withholding agent that you are a U.S. person, or resident alien, sign Form W-9. You may be requested to sign by the withholding agent even if items 1, 4, or 5 below indicate otherwise.

For a joint account, only the person whose TIN is shown in Part I should sign (when required). In the case of a disregarded entity, the person identified on line 1 must sign. Exempt payees, see *Exempt payee code* earlier.

**Signature requirements.** Complete the certification as indicated in items 1 through 5 below.

**1. Interest, dividend, and barter exchange accounts opened before 1984 and broker accounts considered active during 1983.** You must give your correct TIN, but you do not have to sign the certification.

**2. Interest, dividend, broker, and barter exchange accounts opened after 1983 and broker accounts considered inactive during 1983.** You must sign the certification or backup withholding will apply. If you are subject to backup withholding and you are merely providing your correct TIN to the requester, you must cross out item 2 in the certification before signing the form.

**3. Real estate transactions.** You must sign the certification. You may cross out item 2 of the certification.

**4. Other payments.** You must give your correct TIN, but you do not have to sign the certification unless you have been notified that you have previously given an incorrect TIN. "Other payments" include payments made in the course of the requester's trade or business for rents, royalties, goods (other than bills for merchandise), medical and health care services (including payments to corporations), payments to a nonemployee for services, payments made in settlement of payment card and third party network transactions, payments to certain fishing boat crew members and fishermen, and gross proceeds paid to attorneys (including payments to corporations).

**5. Mortgage interest paid by you, acquisition or abandonment of secured property, cancellation of debt, qualified tuition program payments (under section 529), IRA, Coverdell ESA, Archer MSA or HSA contributions or distributions, and pension distributions.** You must give your correct TIN, but you do not have to sign the certification.

## What Name and Number To Give the Requester

For this type of account:	Give name and SSN of:
1. Individual	The individual
2. Two or more individuals (joint account)	The actual owner of the account or, if combined funds, the first individual on the account <sup>1</sup>
3. Custodian account of a minor (Uniform Gift to Minors Act)	The minor <sup>2</sup>
4. a. The usual revocable savings trust (grantor is also trustee) b. So-called trust account that is not a legal or valid trust under state law	The grantor-trustee <sup>1</sup> The actual owner <sup>1</sup>
5. Sole proprietorship or disregarded entity owned by an individual	The owner <sup>3</sup>
6. Grantor trust filing under Optional Form 1099 Filing Method 1 (see Regulations section 1.671-4(b)(2)(i)(A))	The grantor*
For this type of account:	Give name and EIN of:
7. Disregarded entity not owned by an individual	The owner
8. A valid trust, estate, or pension trust	Legal entity <sup>4</sup>
9. Corporation or LLC electing corporate status on Form 8832 or Form 2553	The corporation
10. Association, club, religious, charitable, educational, or other tax-exempt organization	The organization
11. Partnership or multi-member LLC	The partnership
12. A broker or registered nominee	The broker or nominee
13. Account with the Department of Agriculture in the name of a public entity (such as a state or local government, school district, or prison) that receives agricultural program payments	The public entity
14. Grantor trust filing under the Form 1041 Filing Method or the Optional Form 1099 Filing Method 2 (see Regulations section 1.671-4(b)(2)(i)(B))	The trust

<sup>1</sup> List first and circle the name of the person whose number you furnish. If only one person on a joint account has an SSN, that person's number must be furnished.

<sup>2</sup> Circle the minor's name and furnish the minor's SSN.

<sup>3</sup> You must show your individual name and you may also enter your business or DBA name on the "Business name/disregarded entity" name line. You may use either your SSN or EIN (if you have one), but the IRS encourages you to use your SSN.

<sup>4</sup> List first and circle the name of the trust, estate, or pension trust. (Do not furnish the TIN of the personal representative or trustee unless the legal entity itself is not designated in the account title.) Also see *Special rules for partnerships* on page 2.

\*Note. Grantor also must provide a Form W-9 to trustee of trust.

**Note.** If no name is circled when more than one name is listed, the number will be considered to be that of the first name listed.

## Secure Your Tax Records from Identity Theft

Identity theft occurs when someone uses your personal information such as your name, SSN, or other identifying information, without your permission, to commit fraud or other crimes. An identity thief may use your SSN to get a job or may file a tax return using your SSN to receive a refund.

To reduce your risk:

- Protect your SSN,
- Ensure your employer is protecting your SSN, and
- Be careful when choosing a tax preparer.

If your tax records are affected by identity theft and you receive a notice from the IRS, respond right away to the name and phone number printed on the IRS notice or letter.

If your tax records are not currently affected by identity theft but you think you are at risk due to a lost or stolen purse or wallet, questionable credit card activity or credit report, contact the IRS Identity Theft Hotline at 1-800-908-4490 or submit Form 14039.

For more information, see Publication 4535, Identity Theft Prevention and Victim Assistance.

Victims of identity theft who are experiencing economic harm or a system problem, or are seeking help in resolving tax problems that have not been resolved through normal channels, may be eligible for Taxpayer Advocate Service (TAS) assistance. You can reach TAS by calling the TAS toll-free case intake line at 1-877-777-4778 or TTY/TDD 1-800-829-4059.

**Protect yourself from suspicious emails or phishing schemes.** Phishing is the creation and use of email and websites designed to mimic legitimate business emails and websites. The most common act is sending an email to a user falsely claiming to be an established legitimate enterprise in an attempt to scam the user into surrendering private information that will be used for identity theft.

The IRS does not initiate contacts with taxpayers via emails. Also, the IRS does not request personal detailed information through email or ask taxpayers for the PIN numbers, passwords, or similar secret access information for their credit card, bank, or other financial accounts.

If you receive an unsolicited email claiming to be from the IRS, forward this message to [phishing@irs.gov](mailto:phishing@irs.gov). You may also report misuse of the IRS name, logo, or other IRS property to the Treasury Inspector General for Tax Administration (TIGTA) at 1-800-366-4484. You can forward suspicious emails to the Federal Trade Commission at: [spam@uce.gov](mailto:spam@uce.gov) or contact them at [www.ftc.gov/idtheft](http://www.ftc.gov/idtheft) or 1-877-IDTHEFT (1-877-438-4338).

Visit [IRS.gov](http://IRS.gov) to learn more about identity theft and how to reduce your risk.

## Privacy Act Notice

Section 6109 of the Internal Revenue Code requires you to provide your correct TIN to persons (including federal agencies) who are required to file information returns with the IRS to report interest, dividends, or certain other income paid to you; mortgage interest you paid; the acquisition or abandonment of secured property; the cancellation of debt; or contributions you made to an IRA, Archer MSA, or HSA. The person collecting this form uses the information on the form to file information returns with the IRS, reporting the above information. Routine uses of this information include giving it to the Department of Justice for civil and criminal litigation and to cities, states, the District of Columbia, and U.S. commonwealths and possessions for use in administering their laws. The information also may be disclosed to other countries under a treaty, to federal and state agencies to enforce civil and criminal laws, or to federal law enforcement and intelligence agencies to combat terrorism. You must provide your TIN whether or not you are required to file a tax return. Under section 3406, payers must generally withhold a percentage of taxable interest, dividend, and certain other payments to a payee who does not give a TIN to the payer. Certain penalties may also apply for providing false or fraudulent information.