

PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES
49 CFR PART 663
BUY AMERICA CERTIFICATION

The American Bus Accessories hereby certifies that the rolling stock to be procured through a contract with KY Public Transit Association meets the requirements of Section 165(a), or (b)(3), of the Surface Transportation Assistance Act of 1982, as amended, and hereby submits its Buy America Audit prepared by someone other than the above manufacturer or its agent which lists both the Chassis and Conversion:

- (1) Components and subcomponent parts of the rolling stock identified by manufacturer of the parts, their country of origin and costs; and
- (2) The location of the final assembly point for the rolling stock, including a description of the activities that will take place at the final assembly point and the cost of final assembly.

The above information is attached.

Signature Michael A. Roberts
Michael A. Roberts

Title President

Date 10-28-09



The _____ certifies that it has obtained and is submitting the letter from the Federal Transit Administration (FTA) granting a waiver from the Buy America requirements under section 165(b)(1), (b)(2), or (b)(4) of the Surface Transportation Assistance Act of 1982, as amended, for the rolling stock to be purchased through a contract with KY Public Transit Association. The above letter is attached.

Signature

Title

Date

**PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES
49 CFR PART 663**

CERTIFICATION OF COMPLIANCE WITH FEDERAL MOTOR VEHICLE SAFETY STANDARDS

The American Bus Accessories (Bidder/Manufacturer) hereby provides its self-certification that the rolling stock to be procured through a contract with the KY Public Transit Association complies with the FMVSS issued by the National Highway Traffic Safety Administration in part 571 of this title and complies with the relevant Federal Motor Vehicle Safety Standards (FMVSS).

Signature Michael A. Roberts Title President
Michael A. Roberts

Date 10-28-09

The Bidder must attach its self-certification on Company letterhead that the vehicle it proposes to supply meets or exceeds the FMVSS. A copy of the testing at Altoona, PA must be included as a part of the bid.

The _____ certifies that it has obtained and will keep on file its certification that it received a statement from the manufacturer that the rolling stock to be purchased under this part is not subject to the FMVSS issued by the National Highway Traffic Safety Administration in part 571 of this title. (This subpart shall not apply to rolling stock that is not a motor vehicle.)

Signature _____ Title _____

Date _____

Above statement is included on Company letterhead.

PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES
49 CFR PART 663

PURCHASER'S REQUIREMENTS CERTIFICATION

The American Bus & Accessories, Inc. hereby certifies that the manufacturer is a responsible Bidder with the capability to produce a vehicle that meets the specifications set forth in the purchaser's solicitation for bids, that the rolling stock to be procured through a contract with KY Public Transit Association is the same product described in the solicitation specifications.

Signature Michael A. Roberts
Michael A. Roberts

Title President

Date 10-28-09

References:

Please provide with the bid a minimum of 3 references of Companies or individuals that have purchased the same or a similar product through this bidder. Include the Company name, address, contact person, telephone, fax, or other applicable information; or provide a letter(s) of commendation with the bid.

PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES

49 CFR PART 663

BUY AMERICA CERTIFICATION

Central States
16/2 Conversion

The Starcraft Bus hereby certifies that the rolling stock to be procured through a contract with KY Public Transit Association meets the requirements of Section 165(a), or (b)(3), of the Surface Transportation Assistance Act of 1982, as amended, and hereby submits its Buy America Audit prepared by someone other than the above manufacturer or its agent which lists both the Chassis and Conversion:

- (1) Components and subcomponent parts of the rolling stock identified by manufacturer of the parts, their country of origin and costs; and
- (2) The location of the final assembly point for the rolling stock, including a description of the activities that will take place at the final assembly point and the cost of final assembly.

The above information is attached.

Signature *Jay Hime*

Title Regional Sales Manager

Date 10/28/09

The _____ certifies that it has obtained and is submitting the letter from the Federal Transit Administration (FTA) granting a waiver from the Buy America requirements under section 165(b)(1), (b)(2), or (b)(4) of the Surface Transportation Assistance Act of 1982, as amended, for the rolling stock to be purchased through a contract with KY Public Transit Association. The above letter is attached.

Signature

Title

Date

PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES
49 CFR PART 663
BUY AMERICA CERTIFICATION

Kyle Ford
Chassis

The Starcraft Bus hereby certifies that the rolling stock to be procured through a contract with KY Public Transit Association meets the requirements of Section 165(a), or (b)(3), of the Surface Transportation Assistance Act of 1982, as amended, and hereby submits its Buy America Audit prepared by someone other than the above manufacturer or its agent which lists both the Chassis and Conversion:

- (1) Components and subcomponent parts of the rolling stock identified by manufacturer of the parts, their country of origin and costs; and
- (2) The location of the final assembly point for the rolling stock, including a description of the activities that will take place at the final assembly point and the cost of final assembly.

The above information is attached.

Signature *Jay Hime*

Title Regional Sales Manager

Date 10/28/09

The _____ certifies that it has obtained and is submitting the letter from the Federal Transit Administration (FTA) granting a waiver from the Buy America requirements under section 165(b)(1), (b)(2), or (b)(4) of the Surface Transportation Assistance Act of 1982, as amended, for the rolling stock to be purchased through a contract with KY Public Transit Association. The above letter is attached.

Signature

Title

Date

PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES
49 CFR PART 663

16/2
Central States

CERTIFICATION OF COMPLIANCE WITH FEDERAL MOTOR VEHICLE SAFETY STANDARDS

The Starcraft Bus (Bidder/Manufacturer) hereby provides its self-certification that the rolling stock to be procured through a contract with the KY Public Transit Association complies with the FMVSS issued by the National Highway Traffic Safety Administration in part 571 of this title and complies with the relevant Federal Motor Vehicle Safety Standards (FMVSS).

Signature Jay Hime Title Regional Sales Manager

Date 10/28/09

The Bidder must attach its self-certification on Company letterhead that the vehicle it proposes to supply meets or exceeds the FMVSS. A copy of the testing at Altoona, PA must be included as a part of the bid.

The _____ certifies that it has obtained and will keep on file its certification that it received a statement from the manufacturer that the rolling stock to be purchased under this part is not subject to the FMVSS issued by the National Highway Traffic Safety Administration in part 571 of this title. (This subpart shall not apply to rolling stock that is not a motor vehicle.)

Signature _____ Title _____

Date _____

Above statement is included on Company letterhead.

PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES
49 CFR PART 663

PURCHASER'S REQUIREMENTS CERTIFICATION

16/2
Central States

The Starcraft Bus hereby certifies that the manufacturer is a responsible Bidder with the capability to produce a vehicle that meets the specifications set forth in the purchaser's solicitation for bids, that the rolling stock to be procured through a contract with KY Public Transit Association is the same product described in the solicitation specifications.

Signature Jay King

Title Regional Sales Manager

Date 10/28/09

References:

Please provide with the bid a minimum of 3 references of Companies or individuals that have purchased the same or a similar product through this bidder. Include the Company name, address, contact person, telephone, fax, or other applicable information; or provide a letter(s) of commendation with the bid.

PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES

49 CFR PART 663

BUY AMERICA CERTIFICATION

SUV

The Jack Kainford hereby certifies that the rolling stock to be procured through a contract with KY Public Transit Association meets the requirements of Section 165(a), or (b)(3), of the Surface Transportation Assistance Act of 1982, as amended, and hereby submits its Buy America Audit prepared by someone other than the above manufacturer or its agent which lists both the Chassis and Conversion:

- (1) Components and subcomponent parts of the rolling stock identified by manufacturer of the parts, their country of origin and costs; and
- (2) The location of the final assembly point for the rolling stock, including a description of the activities that will take place at the final assembly point and the cost of final assembly.

The above information is attached.

Signature *[Signature]*
 Title *As seen. Sales Mgr.*
 Date *10-28-07*

The _____ certifies that it has obtained and is submitting the letter from the Federal Transit Administration (FTA) granting a waiver from the Buy America requirements under section 165(b)(1), (b)(2), or (b)(4) of the Surface Transportation Assistance Act of 1982, as amended, for the rolling stock to be purchased through a contract with KY Public Transit Association. The above letter is attached.

Signature _____
 Title _____
 Date _____

**PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES
49 CFR PART 663**

SUV

CERTIFICATION OF COMPLIANCE WITH FEDERAL MOTOR VEHICLE SAFETY STANDARDS

The Jack Train Ford (Bidder/Manufacturer) hereby provides its self-certification that the rolling stock to be procured through a contract with the KY Public Transit Association complies with the FMVSS issued by the National Highway Traffic Safety Administration in part 571 of this title and complies with the relevant Federal Motor Vehicle Safety Standards (FMVSS).

Signature Pat Hooley Title Gen. Sales, Mgr.
Date 10-28-07

The Bidder must attach its self-certification on Company letterhead that the vehicle it proposes to supply meets or exceeds the FMVSS. A copy of the testing at Altoona, PA must be included as a part of the bid.

The Jack Train Ford certifies that it has obtained and will keep on file its certification that it received a statement from the manufacturer that the rolling stock to be purchased under this part is not subject to the FMVSS issued by the National Highway Traffic Safety Administration in part 571 of this title. (This subpart shall not apply to rolling stock that is not a motor vehicle.)

Signature Pat Hooley Title Gen. Sales, Mgr.
Date 10.28.07.

Above statement is included on Company letterhead.

PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES
49 CFR PART 663

PURCHASER'S REQUIREMENTS CERTIFICATION

SUV

The JACK TRAIN FORD. hereby certifies that the manufacturer is a responsible Bidder with the capability to produce a vehicle that meets the specifications set forth in the purchaser's solicitation for bids, that the rolling stock to be procured through a contract with KY Public Transit Association is the same product described in the solicitation specifications.

Signature [Handwritten Signature]

Title Comm. Sales, Mgr.

Date 10-28-09.

References:

Please provide with the bid a minimum of 3 references of Companies or individuals that have purchased the same or a similar product through this bidder. Include the Company name, address, contact person, telephone, fax, or other applicable information; or provide a letter(s) of commendation with the bid.

WinStar Farm.
3001 Pisgah Pt.
Versailles, Ky. 40383.
Attn: Jim Bunce.
859-537-5013.

City of Harland
Court House
Main St
HALLAN, Ky. 40831
606-573-6329
Bob OR Melissa.
OR. 606-573-5833

Hospice of the Bluegrass.
2312 ALEXANDER DR.
LEX, Ky 40504 - ANN PREWITT
859-276-3344
X 314

PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES
49 CTR PART 663
BUY AMERICA CERTIFICATION

J.P.P.

The Transportation Equipment Sales Corp hereby certifies that the rolling stock to be procured through a contract with KY Public Transit Association meets the requirements of Section 165(a), or (b)(3), of the Surface Transportation Assistance Act of 1982, as amended, and hereby submits its Buy America Audit prepared by someone other than the above manufacturer or its agent which lists both the Chassis and Conversion:

- (1) Components and subcomponent parts of the rolling stock identified by manufacturer of the parts, their country of origin and costs; and
- (2) The location of the final assembly point for the rolling stock, including a description of the activities that will take place at the final assembly point and the cost of final assembly.

The above information is attached.

Signature *J.P.P.*

Title Jeffrey P. Pappas, Executive Vice President

Date October 28, 2009

.....

The N/A certifies that it has obtained and is submitting the letter from the Federal Transit Administration (FTA) granting a waiver from the Buy America requirements under section 165(b)(1), (b)(2), or (b)(4) of the Surface Transportation Assistance Act of 1982, as amended, for the rolling stock to be purchased through a contract with KY Public Transit Association. The above letter is attached.

Signature

Title

Date

PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES
49 CFR PART 663
BUY AMERICA CERTIFICATION

Elkhart Conversion

The Elkhart Coach Division of Forest River, Inc. hereby certifies that the rolling stock to be procured through a contract with KY Public Transit Association meets the requirements of Section 165(a), or (b)(3), of the Surface Transportation Assistance Act of 1982, as amended, and hereby submits its Buy America Audit prepared by someone other than the above manufacturer or its agent which lists both the Chassis and Conversion:

(1) Components and subcomponent parts of the rolling stock identified by manufacturer of the parts, their country of origin and costs; and

(2) The location of the final assembly point for the rolling stock, including a description of the activities that will take place at the final assembly point and the cost of final assembly.

The above information is attached.

Signature *R. C. [Signature]*

Title General Manager

Date October 29, 2009

.....

The _____ certifies that it has obtained and is submitting the letter from the Federal Transit Administration (FTA) granting a waiver from the Buy America requirements under section 165(b)(1), (b)(2), or (b)(4) of the Surface Transportation Assistance Act of 1982, as amended, for the rolling stock to be purchased through a contract with KY Public Transit Association. The above letter is attached.

Signature

PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES
49 CFR PART 663

CERTIFICATION OF COMPLIANCE WITH FEDERAL MOTOR VEHICLE SAFETY STANDARDS

The Transportation Equipment Sales Corp (Bidder/Manufacturer) hereby provides its self-certification that the rolling stock to be procured through a contract with the KY Public Transit Association complies with the FMVSS issued by the National Highway Traffic Safety Administration in part 571 of this title and complies with the relevant Federal Motor Vehicle Safety Standards (FMVSS)

Signature  Title Executive Vice President
Jeffrey P. Pappas

Date October 28, 2009

The Bidder must attach its self-certification on Company letterhead that the vehicle it proposes to supply meets or exceeds the FMVSS. A copy of the testing at Altoona, PA must be included as a part of the bid.

The N/A certifies that it has obtained and will keep on file its certification that it received a statement from the manufacturer that the rolling stock to be purchased under this part is not subject to the FMVSS issued by the National Highway Traffic Safety Administration in part 571 of this title. (This subpart shall not apply to rolling stock that is not a motor vehicle.)

Signature _____ Title _____

Date _____

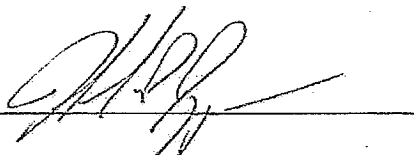
Above statement is included on Company letterhead.

PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES
49 CFR PART 663

PURCHASER'S REQUIREMENTS CERTIFICATION

The Transportation Equipment Sales Corp hereby certifies that the manufacturer is a responsible Bidder with the capability to produce a vehicle that meets the specifications set forth in the purchaser's solicitation for bids, that the rolling stock to be procured through a contract with KY Public Transit Association is the same product described in the solicitation specifications.

Signature Jeffrey P. Pappas



Title Executive Vice President

Date October 28, 2009

References:

Please provide with the bid a minimum of 3 references of Companies or individuals that have purchased the same or a similar product through this bidder. Include the Company name, address, contact person, telephone, fax, or other applicable information; or provide a letter(s) of commendation with the bid.

PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES
49 CFR PART 663
BUY AMERICA CERTIFICATION

10/12/18/20/29
Jord

The National Bus Sales and Leasing, Inc. hereby certifies that the rolling stock to be procured through a contract with KY Public Transit Association meets the requirements of Section 165(a), or (b)(3), of the Surface Transportation Assistance Act of 1982, as amended, and hereby submits its Buy America Audit prepared by someone other than the above manufacturer or its agent which lists both the Chassis and Conversion:

- (1) Components and subcomponent parts of the rolling stock identified by manufacturer of the parts, their country of origin and costs; and
- (2) The location of the final assembly point for the rolling stock, including a description of the activities that will take place at the final assembly point and the cost of final assembly.

The above information is attached.

Signature *[Handwritten Signature]*
Title Bid Coordinator
Date October 27, 2009

.....
The _____ certifies that it has obtained and is submitting the letter from the Federal Transit Administration (FTA) granting a waiver from the Buy America requirements under section 165(b)(1), (b)(2), or (b)(4) of the Surface Transportation Assistance Act of 1982, as amended, for the rolling stock to be purchased through a contract with KY Public Transit Association. The above letter is attached.

Signature
Title
Date

PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES
49 CFR PART 663
BUY AMERICA CERTIFICATION

10/12/18/20/24
Doster

The National Bus Sales and Leasing, Inc. hereby certifies that the rolling stock to be procured through a contract with KY Public Transit Association meets the requirements of Section 165(a), or (b)(3), of the Surface Transportation Assistance Act of 1982, as amended, and hereby submits its Buy America Audit prepared by someone other than the above manufacturer or its agent which lists both the Chassis and Conversion:

- (1) Components and subcomponent parts of the rolling stock identified by manufacturer of the parts, their country of origin and costs; and
- (2) The location of the final assembly point for the rolling stock, including a description of the activities that will take place at the final assembly point and the cost of final assembly.

The above information is attached.

Signature *Mark York*
 Title Bid Coordinator
 Date October 27, 2009

.....

The _____ certifies that it has obtained and is submitting the letter from the Federal Transit Administration (FTA) granting a waiver from the Buy America requirements under section 165(b)(1), (b)(2), or (b)(4) of the Surface Transportation Assistance Act of 1982, as amended, for the rolling stock to be purchased through a contract with KY Public Transit Association. The above letter is attached.

Signature _____
 Title _____
 Date _____

10/12/18/20/29

Bidder's Required Submittal
Appendix C.4

PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES
49 CFR PART 663

CERTIFICATION OF COMPLIANCE WITH FEDERAL MOTOR VEHICLE SAFETY STANDARDS

The National Bus Sales and Leasing, Inc. (Bidder/Manufacturer) hereby provides its self-certification that the rolling stock to be procured through a contract with the KY Public Transit Association complies with the FMVSS issued by the National Highway Traffic Safety Administration in part 571 of this title and complies with the relevant Federal Motor Vehicle Safety Standards (FMVSS).

Signature [Handwritten Signature] Title Bid Coordinator

Date October 27, 2009

The Bidder must attach its self-certification on Company letterhead that the vehicle it proposes to supply meets or exceeds the FMVSS. A copy of the testing at Altoona, PA must be included as a part of the bid.

The _____ certifies that it has obtained and will keep on file its certification that it received a statement from the manufacturer that the rolling stock to be purchased under this part is not subject to the FMVSS issued by the National Highway Traffic Safety Administration in part 571 of this title. (This subpart shall not apply to rolling stock that is not a motor vehicle.)

Signature _____ Title _____

Date _____

Above statement is included on Company letterhead.

PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES
49 CFR PART 663

10/12/18/20/24

PURCHASER'S REQUIREMENTS CERTIFICATION

The National Bus Sales and Leasing, Inc. hereby certifies that the manufacturer is a responsible Bidder with the capability to produce a vehicle that meets the specifications set forth in the purchaser's solicitation for bids, that the rolling stock to be procured through a contract with KY Public Transit Association is the same product described in the solicitation specifications.

Signature 

Title Bid Coordinator

Date October 27, 2009

References:

Please provide with the bid a minimum of 3 references of Companies or individuals that have purchased the same or a similar product through this bidder. Include the Company name, address, contact person, telephone, fax, or other applicable information; or provide a letter(s) of commendation with the bid.

PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES
49 CFR PART 663
BUY AMERICA CERTIFICATION

RR van Jord

The National Bus Sales and Leasing, Inc. hereby certifies that the rolling stock to be procured through a contract with KY Public Transit Association meets the requirements of Section 165(a), or (b)(3), of the Surface Transportation Assistance Act of 1982, as amended, and hereby submits its Buy America Audit prepared by someone other than the above manufacturer or its agent which lists both the Chassis and Conversion:

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- (2) The location of the final assembly point for the rolling stock, including a description of the activities that will take place at the final assembly point and the cost of final assembly.

The above information is attached.

Signature *Dick Lynch*

Title Bid Coordinator

Date October 27, 2009

.....

The _____ certifies that it has obtained and is submitting the letter from the Federal Transit Administration (FTA) granting a waiver from the Buy America requirements under section 165(b)(1), (b)(2), or (b)(4) of the Surface Transportation Assistance Act of 1982, as amended, for the rolling stock to be purchased through a contract with KY Public Transit Association. The above letter is attached.

Signature

Title

Date

PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES
49 CFR PART 663

RR VAN

CERTIFICATION OF COMPLIANCE WITH FEDERAL MOTOR VEHICLE SAFETY STANDARDS

The National Bus Sales and Leasing, Inc. (Bidder/Manufacturer) hereby provides its self-certification that the rolling stock to be procured through a contract with the KY Public Transit Association complies with the FMVSS issued by the National Highway Traffic Safety Administration in part 571 of this title and complies with the relevant Federal Motor Vehicle Safety Standards (FMVSS).

Signature *[Handwritten Signature]* Title Bid Coordinator

Date October 27, 2009

The Bidder must attach its self-certification on Company letterhead that the vehicle it proposes to supply meets or exceeds the FMVSS. A copy of the testing at Altoona, PA must be included as a part of the bid.

The _____ certifies that it has obtained and will keep on file its certification that it received a statement from the manufacturer that the rolling stock to be purchased under this part is not subject to the FMVSS issued by the National Highway Traffic Safety Administration in part 571 of this title. (This subpart shall not apply to rolling stock that is not a motor vehicle.)

Signature _____ Title _____

Date _____

Above statement is included on Company letterhead.

PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES
49 CFR PART 663

PURCHASER'S REQUIREMENTS CERTIFICATION

RR van

The National Bus Sales and Leasing, Inc. hereby certifies that the manufacturer is a responsible Bidder with the capability to produce a vehicle that meets the specifications set forth in the purchaser's solicitation for bids, that the rolling stock to be procured through a contract with KY Public Transit Association is the same product described in the solicitation specifications.

Signature *Charles Lynd*

Title Bid Coordinator

Date October 27, 2009

References:

Please provide with the bid a minimum of 3 references of Companies or individuals that have purchased the same or a similar product through this bidder. Include the Company name, address, contact person, telephone, fax, or other applicable information; or provide a letter(s) of commendation with the bid.



U.S. Department
of Transportation
**Federal Transit
Administration**

REGION IV
Alabama, Florida, Georgia,
Kentucky, Mississippi,
North Carolina, Puerto
Rico, South Carolina,
Tennessee, Virgin Islands

230 Peachtree St., N.W.,
Suite 800
Atlanta, GA 30303
404-865-5600
404-865-5605 (fax)

October 28, 2009

Ms. Vickie S. Bourne
Executive Director
Office of Transportation Delivery
Transportation Cabinet
Frankfort, Kentucky 40622

RECEIVED
 2009 OCT 29 A 11:41
 TRANSPORTATION CABINET
 TRANSP. DELIVERY

Dear Ms. Bourne:

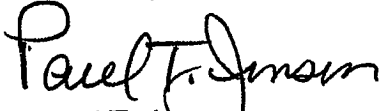
This is the Federal Transit Administration's (FTA) response to the Office of Transportation Delivery's (OTD) request dated October 27, 2009, for a waiver of the "Buy America" provision as it applies to OTD's procurement of minivans and minivan chassis to be operated by subrecipients of OTD throughout the State of Kentucky.

The Federal Transit Administration's (FTA's) general requirements concerning domestic preference for the procurement of manufactured products are set forth in 49 USC § 5323(j). Under 49 USC § 5323(j)(2)(b), those requirements shall not apply if the item or items being procured are not produced in the United States in sufficient and reasonably available quantities and of a satisfactory quality. The implementing regulation, 49 CFR Section 661.7(c)(1), provides that "[i]t will be presumed that the conditions exist to grant this non-availability waiver if no responsive and reasonable bid is received offering an item produced in the United States."

OTD issued an invitation for bids for the purchase of minivans to which two bids were received; one from National Bus Sales which bid a modified low-floor, ramped-equipped minivan at \$32,692 per unit for a total of \$1,471,140 and one from Cardinal Chrysler Jeep Dodge at \$20,566.76 per unit for a total of \$1,131,172. Both bidders submitted a certificate of non-compliance with Sections 165(a) and 165(b)(2) of the Surface Transportation and Uniform Relocation Assistance Act of 1987. The items requested are not produced in the United States in sufficient and reasonably available quantities and of satisfactory quality. The items quoted by both bidders are manufactured and assembled in Canada. No approved and/or acceptable equipment of comparable quality is manufactured in the United States.

Given the information you have provided, I have determined that the grounds for a "non-availability" waiver exist. Therefore, pursuant to the provisions of 49 USC § 5323(j)(2)(B) a waiver is hereby granted for the above referenced procurement.

Sincerely,

A handwritten signature in black ink that reads "Paul T. Jensen". The signature is written in a cursive style with a large initial "P".

Paul T. Jensen
Regional Counsel

Cc: Jayme Blakesley (TCC)

PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES
49 CFR PART 663

Bob Hoover

CERTIFICATION OF COMPLIANCE WITH FEDERAL MOTOR VEHICLE SAFETY STANDARDS

The National Bus Sales and Leasing, Inc. (Bidder/Manufacturer) hereby provides its self-certification that the rolling stock to be procured through a contract with the KY Public Transit Association complies with the FMVSS issued by the National Highway Traffic Safety Administration in part 571 of this title and complies with the relevant Federal Motor Vehicle Safety Standards (FMVSS).

Signature *Bob Hoover* Title Bid Coordinator

Date October 27, 2009

The Bidder must attach its self-certification on Company letterhead that the vehicle it proposes to supply meets or exceeds the FMVSS. A copy of the testing at Altoona, PA must be included as a part of the bid.

The _____ certifies that it has obtained and will keep on file its certification that it received a statement from the manufacturer that the rolling stock to be purchased under this part is not subject to the FMVSS issued by the National Highway Traffic Safety Administration in part 571 of this title. (This subpart shall not apply to rolling stock that is not a motor vehicle.)

Signature _____ Title _____

Date _____

Above statement is included on Company letterhead.

PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES
49 CFR PART 663

PURCHASER'S REQUIREMENTS CERTIFICATION

John Floor Menon

The National Bus Sales and Leasing, Inc. hereby certifies that the manufacturer is a responsible Bidder with the capability to produce a vehicle that meets the specifications set forth in the purchaser's solicitation for bids, that the rolling stock to be procured through a contract with KY Public Transit Association is the same product described in the solicitation specifications.

Signature *Chula Lynd*

Title Bid Coordinator

Date October 27, 2009

References:

Please provide with the bid a minimum of 3 references of Companies or individuals that have purchased the same or a similar product through this bidder. Include the Company name, address, contact person, telephone, fax, or other applicable information; or provide a letter(s) of commendation with the bid.

PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES
49 CFR PART 663

M.V

CERTIFICATION OF COMPLIANCE WITH FEDERAL MOTOR VEHICLE SAFETY STANDARDS

The Cardinal Chrysler Dodge (Bidder/Manufacturer) hereby provides its self-certification that the rolling stock to be procured through a contract with the KY Public Transit Association complies with the FMVSS issued by the National Highway Traffic Safety Administration in part 571 of this title and complies with the relevant Federal Motor Vehicle Safety Standards (FMVSS).

Signature Mark P. Paul Title Fleet Manager

Date 10/27/09

The Bidder must attach its self-certification on Company letterhead that the vehicle it proposes to supply meets or exceeds the FMVSS. A copy of the testing at Altoona, PA must be included as a part of the bid.

The Cardinal Chrysler Dodge certifies that it has obtained and will keep on file its certification that it received a statement from the manufacturer that the rolling stock to be purchased under this part is not subject to the FMVSS issued by the National Highway Traffic Safety Administration in part 571 of this title. (This subpart shall not apply to rolling stock that is not a motor vehicle.)

Signature Mark P. Paul Title Fleet Manager

Date 10/27/09

Above statement is included on Company letterhead.

PRE-AWARD AUDIT OF ROLLING STOCK PURCHASES
49 CFR PART 663

PURCHASER'S REQUIREMENTS CERTIFICATION

MV

The Cardinal Chrysler Dodge hereby certifies that the manufacturer is a responsible Bidder with the capability to produce a vehicle that meets the specifications set forth in the purchaser's solicitation for bids, that the rolling stock to be procured through a contract with KY Public Transit Association is the same product described in the solicitation specifications.

Signature Mark Paul

Title Fleet Manager

Date 10/27/09

References:

Please provide with the bid a minimum of 3 references of Companies or individuals that have purchased the same or a similar product through this bidder. Include the Company name, address, contact person, telephone, fax, or other applicable information; or provide a letter(s) of commendation with the bid.

State of TN
2200 Charlotte Ave
Nashville TN 37214
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