

**DISADVANTAGED BUSINESS ENTERPRISE (DBE)  
REGULAR DEALER LIQUID ASPHALT SUPPLIER  
PARTICIPATION AFFIDAVIT – PRIME  
— TO BE COMPLETED BY THE PRIME CONTRACTOR —**

Prime contractors may purchase liquid asphalt from DBE regular dealers for credit (60% of material price from DBE) toward DBE goals on federal projects. Regular dealers are required to negotiate price, determine quality and quantity and ensure MDOT requirements related to the material are met. The DBE regular dealer must purchase the product. The DBE regular dealer must own equipment to deliver the product to their customers. The only way the DBE regular dealer may supplement their owned equipment on a project is by acceptable long-term leases. Refer to DBE provisions (49 CFR 26.55) in the project proposal or on the internet at <http://www.access.gpo.gov/nara/cfr/cfr-table-search.html>.

Successful bidders on MDOT projects who wish to utilize DBE regular dealer participation for liquid asphalt products must complete this questionnaire for approval along with the Disadvantaged Business Enterprise (DBE) Participation Form (MDOT Form 0178).

MDOT PROJECT NO.	NAME OF DBE SUPPLYING LIQUID ASPHALT
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GRADE OR TYPE OF LIQUID ASPHALT CEMENT DBE WILL SUPPLY ON THIS PROJECT

NAME OF ALL PETROLEUM REFINERIES THE DBE SUPPLIER WILL BE PURCHASING LIQUID ASPHALT FROM FOR THIS PROJECT

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ANTICIPATED DATE(S) OF TRANSACTION

1. Has your company already purchased any of the liquid asphalt cement for this project (as winter fill) from your designated DBE liquid asphalt supplier?  NO  YES, if yes, provide the following information

AMOUNT/QUANTITY OF WINTER FILL SUPPLIED BY DBE TO DATE	DATE(S) OF TRANSACTION(S)	PRICE FOR THE QUANTITY OF WINTER FILL SUPPLIED BY DBE TO DATE \$ _____ x 60%= \$ _____
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2. Do you anticipate purchasing additional liquid asphalt cement from the DBE for this project?  NO  YES, if yes, provide the following information

ADDITIONAL AMOUNT/QUANTITY	PRICE FOR THE ADDITIONAL QUANTITY \$ _____ x 60%= \$ _____
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3. As the successful bidder/prime (including our affiliates and subsidiaries), we attest to the following:

- We (the successful bidder and our affiliates and subsidiaries) did not/will not negotiate with the DBE's petroleum company suppliers/sources for the liquid asphalt cement supplied/being supplied by the DBE on this project/contract.
- We (the successful bidder and our affiliates and subsidiaries) did not/will not act as guarantor for the purchase of liquid asphalt on behalf of the DBE liquid asphalt supplier on this project/contract.
- We (the successful bidder and our affiliates and subsidiaries) will not lease any equipment to the DBE liquid asphalt supplier on this project/contract.
- The DBE did not and will not use any of the successful bidder's equipment or the successful bidder's affiliates' or subsidiaries' equipment on this project/contract.
- All payments to the DBE's petroleum suppliers/sources for this project/contract are made by the DBE from the DBE's own independent bank accounts – not from an account of the successful bidder or its affiliates or subsidiaries.
- No payments to the DBE's suppliers/sources on this project/contract are made via any joint account held by the successful bidder (or any of its affiliates or subsidiaries) and the DBE.
- No sales of materials between the successful bidder and its affiliates or subsidiaries are included in the proposed DBE participation on this project specified in MDOT Form 0178.
- Prior to any joint check arrangement with the DBE liquid asphalt supplier (for payment to the DBE's petroleum supplier/source) we will submit MDOT Form 0183 for MDOT approval.
- We will submit a purchase order to the DBE, with copies to the project engineer's/project manager's office and the MDOT Office of Business Development, prior to delivery of the product to the project.

False statements on this form or fraudulent documentation provided could result in sanctions by federal authorities or MDOT.

By signing this document the successful bidder/prime affirms it has reviewed the DBE requirements under 49 CFR 26.55 found in the project proposal. The signature is also assurance from the successful bidder/prime that it believes the arrangements with the DBE designated on this form are in compliance with the DBE regulations.

PRIME CONTRACTOR AUTHORIZED SIGNATURE	DATE
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Return completed form to: Contract Services Division for approval along with the DBE Participation Form (MDOT form 0178).

Please contact Reidar Keating via email ([keatingr@michigan.gov](mailto:keatingr@michigan.gov)) or by phone (517) 241-0052 if you need additional information or have questions regarding the completion of this form or submittal of this information.

**INFORMATION BELOW FOR MDOT PURPOSES ONLY**

Approved     Yes     No

MDOT REVIEWER SIGNATURE	DATE
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