Attachment K

BIDDERS LITIGATION WAIVER FORM

_____, hereinafter "Bidder," wishes to submit a Proposal in response to the Request for Proposal for Pharmacy Benefit Manager issued on April 27, 2021 by the Public Employees Insurance Agency for the State of West Virginia (PEIA). The Bidder acknowledges that a mandatory requirement of the RFP is that the Bidder submit a litigation bond or waiver with its proposal.

In consideration of the waiver of said litigation bond requirement by the PEIA, and in lieu of such bond, the Bidder agrees:

That the Bidder completely waives and forgoes any and all legal right or ability it may now have, or in the future, ot initiate any sort of challenge to or against the selection of a Bidder and/or the ultimate award of a contract or contracts pursuant to the RFP. This Waiver is entered voluntarily by a representative authorized to legally bind the Bidder and shall be binding on the Bidder, its successors, assigns, heirs and any others claiming under the legal rights of the Bidder. This Waiver shall apply to any and all types of action, in challenge to or seeking to attack, in any way, the RFP selection process, or the subsequent award of contract(s) to the successful Bidder, including but not limited to, administrative, judicial, or collateral actions.

LEGAL NAME OF BIDDER

AUTHORIZED SIGNATURE	
TITLE	**DATE**

APPROVED:

PUBLIC EMPLOYEES INSURANCE AGENCY FOR THE STATE OF WEST VIRGINIA

AUTHORIZED SIGNATURE	
TITLE	**DATE**