

PERFORMANCE BOND
(See instructions on reverse)

DATE BOND EXECUTED (Must be same or later than date of contract)

OMB Control Number: 9000-0045
Expiration Date: 8/31/2022

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PRINCIPAL (Legal name and business address)

TYPE OF ORGANIZATION ("X" one)

☐ INDIVIDUAL ☐ PARTNERSHIP ☐ JOINT VENTURE
☐ CORPORATION ☐ OTHER (Specify)

STATE OF INCORPORATION

SURETY(IES) (Name(s) and business address(es))

PENAL SUM OF BOND

MILLION(S) THOUSAND(S) HUNDRED(S) CENTS

CONTRACT DATE

CONTRACT NUMBER

OBLIGATION:

We, the Principal and Surety(ies), are firmly bound to the United States of America (hereinafter called the Government) in the above penal sum. For payment of the penal sum, we bind ourselves, our heirs, executors, administrators, and successors, jointly and severally. However, where the Sureties are corporations acting as co-sureties, we, the Sureties, bind ourselves in such sum "jointly and severally" as well as "severally" only for the purpose of allowing a joint action or actions against any or all of us. For all other purposes, each Surety binds itself, jointly and severally with the Principal, for the payment of the sum shown opposite the name of the Surety. If no limit of liability is indicated, the limit of liability is the full amount of the penal sum.

CONDITIONS:

The Principal has entered into the contract identified above.

THEREFORE:

The above obligation is void if the Principal:

(a) (1) Performs and fulfills all the understanding, covenants, terms, conditions, and agreements of the contract during the original term of the contract and any extensions thereof that are granted by the Government, with or without notice of the Surety(ies) and during the life of any guaranty required under the contract, and

(2) Performs and fulfills all the undertakings, covenants, terms, conditions, and agreements of any and all duly authorized modifications of the contract that hereafter are made. Notice of those modifications to the Surety(ies) are waived.

(b) Pays to the Government the full amount of the taxes imposed by the Government, if the said contract is subject to 41 USC Chapter 31, Subchapter III, Bonds, which are collected, deducted, or withheld from wages paid by the Principal in carrying out the construction contract with respect to which this bond is furnished.

WITNESS:

The Principal and Surety(ies) executed this performance bond and affixed their seals on the above date.

PRINCIPAL

SIGNATURE(S)	1. (Seal)	2. (Seal)	3. (Seal)	Corporate Seal
NAME(S) & TITLE(S) (Typed)	1.	2.	3.	

INDIVIDUAL SURETY(IES)

SIGNATURE(S)	1. (Seal)	2. (Seal)
NAME(S) (Typed)	1.	2.

CORPORATE SURETY(IES)

SURETY A	NAME & ADDRESS		STATE OF INCORPORATION	LIABILITY LIMIT (\$)	Corporate Seal
	SIGNATURE(S)	1.	2.		
	NAME(S) & TITLE(S) (Typed)	1.	2.		

Aba Performance Bond Manual

Philip L. Bruner



Aba Performance Bond Manual:

Performance Bond Manual of the 50 States, District of Columbia, Puerto Rico, and Federal Jurisdictions, 2006 **Bond Default Manual** Duncan L. Clore, 1995 This work describes responses available to surety in the event of performance bond default It focuses particularly on financing completing surety tender of new contractor by surety and owner completion

Termination of Construction and Design Contracts Michael T. Callahan, 2009-01-01 Construction and design contracts increasingly contain provisions giving one or both parties the power to terminate the contract Given that contracts are not always clear on the interrelationship between the termination provisions and the law this unique resource provides the insight and information you need to interpret contracts and enforce key clauses to your client's advantage Termination of Construction and Design Contracts enables you to handle even the most complicated terminations and suspensions With this latest addition to Aspen Publishers' and respected Construction Red Book Series you will be able to Negotiate and draft appropriate termination clauses in project contracts Benefit from expert analysis of current case law Master the subtle differences between different types of termination and know when each applies Identify all the potential remedies for the terminated contractor whether justified or wrongful Understand and enforce the duty to mitigate Identify and apply the different immunities Accurately value the costs involved in termination Determine what constitutes default and the grounds for a default termination Define the contractor's and owner's and designer's right to suspend work Termination of Construction and Design Contracts provides complete and comprehensive analysis of all the issues surrounding contract termination and the suspension of construction and design projects Covers the legal and practical details of termination from every party's perspective Public Owners Private Owners Contractors Subcontractors Sureties 2007 Publications Catalog United States. Defense Civil Preparedness Agency, 1972 *ALI-ABA's Practice Checklist Manual for Drafting Leases III* Mark T. Carroll, 2001 Payment Bond Manual Edward Graham Gallagher, M. Kelly Allbritton, 1995 **ALI-ABA's Practice Checklist Manual for Drafting Leases**, 1994 **The News Bulletin of the Iowa State Bar Association**, 1988

Fidelity & Surety News, 2000 **Bond Default Manual**, 2016 Bond Default Manual published by the Fidelity and Surety Law Committee of the ABA Tort Trial and Insurance Practice Section is a proven go-to resource for the surety practitioner As with the previous three editions this manual supplies the fundamental information and techniques necessary to expertly navigate performance bond defaults along with pertinent insight from the country's most experienced industry practitioners This manual has long been an indispensable resource for attorneys company claim professionals and consultants Addressing how to investigate analyze and respond to bond default this updated and expanded edition now comprises two complete volumes Volume 1 provides in depth discussion and analysis of the legal and practical issues relevant to the performance bond surety faced with a bond default Volume 2 supplies the essential forms utilized by performance bond sureties when responding to and working through defaults **The Most Important Questions a Surety**

Can Ask about Performance Bonds Steven J. Strawbridge, Lawrence Lerner, 1997 **Legal Information Buyer's Guide and Reference Manual** Kendall F. Svengalis, Rhode Island Law Press, 2008 Model Jury Instructions for Surety Cases Robert C. Niesley, 2000 Bruner and O'Connor on Construction Law Philip L. Bruner, 2002 **Surety Law Topical Index and Bibliography** Bernard L. Balkin, 1993 **Martindale-Hubbell Law Directory** Martindale-Hubbell, 2002-03
Proceedings of the ... Annual Eastern Mineral Law Institute, 1997 **Legal Looseleaves in Print** Arlene L. Eis, 2000
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