



233 MAIN STREET • P.O. BOX 2350 • NEW BRITAIN, CT 06050-2350 • (860) 224-2000

**Bond No. F18555
PERFORMANCE BOND**

KNOW ALL MEN BY THESE PRESENTS that We, EVERCOM, INC., as Principal, and ACSTAR INSURANCE COMPANY, 233 Main Street, P.O. Box 2350, New Britain, CT 06050-2350, as Surety, are held and firmly bound unto

COMMONWEALTH OF KENTUCKY
POST OFFICE BOX 2400
FRANKFORT, KENTUCKY 40601-2400

as Obligee, hereinafter called the Obligee, in the penal sum of FIVE HUNDRED THOUSAND & 00/100 Dollars (\$500,000.00) for which payment well and truly to be made we do bind ourselves, our heirs, executors, administrators and assigns, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH, that

WHEREAS, the Principal entered into a certain contract with the Obligee, June 1, 2006 for PERFORMANCE BOND FOR RFP# S-05332599 PER INMATE TELEPHONE SERVICE AGREEMENT# M-05332599, which contract shall be deemed a part hereof as fully as if set out herein. This bond excludes any reprocurment expenses and costs.

NOW, THEREFORE, if said Principal shall well and truly perform all the services in said contract, then this obligation to be void; otherwise to remain in full force and effect. This obligation shall apply only to the work provided for in said contract for the period commencing June 1, 2006

The foregoing obligation is subject to the condition that no suit or action shall be commenced hereunder after the expiration date of one year following the date on which Principal ceased work on said contract or the date on which final payment under the contract falls due, or the date on which goods or services were received by the principal, which ever occurs first. The Surety shall have no obligations to claimants who do not have a direct contract with the Principal.

IN WITNESS WHEREOF, the above bounden parties have executed this instrument under their several seals this 18th day of September 2006 the name and corporate seal of each corporate party being affixed hereto and these presents duly signed by its undersigned representatives, pursuant to authority of its governing body.

ATTEST:

Mike Morgan

EVERCOM, INC.
Principal (Seal)

By *[Signature]*

ATTEST:

Marie Vassar

ACSTAR INSURANCE COMPANY
Surety (Seal)

By *[Signature]*
Henry W. Mozko, Jr.
President



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RIDER CONTAINING DISCLOSURE NOTICE OF TERRORISM COVERAGE

This disclosure notice is required by the Terrorism Risk Insurance Act of 2002 (the "Act"). No action is required on your part. This Disclosure Notice is incorporated in and a part of the attached bond, and is effective the date of the bond.

You should know that, effective November 26, 2002, any losses covered by the attached bond that are caused by certified acts of terrorism would be partially reimbursed by the United States under a formula established by the Act. Under this formula, the United States reimburses 90% of covered terrorism losses exceeding the statutory established deductible paid by the insurance company providing the coverage.

Under the Act, there is a cap on our liability to pay for covered terrorism losses if the aggregate amount of insured losses under the Act exceeds \$100,000,000,000. during the applicable period for all insured's and all insurers combined. In that case, we will not be liable for the payment of any amounts, which exceeds that aggregate amount of \$100,000,000,000.

The portion of your premium that is attributed to coverage for acts of terrorism is **\$0.00.**

IMPORTANT NOTE: THE COST OF TERRORISM COVERAGE IS SUBJECT TO CHANGE ON ANY BONDS THAT PREMIUM IS CHARGED ANNUALLY.

EXCLUSION OF LIABILITY FOR MOLD, MYCOTOXINS, AND FUNGI

The Bond to which this Rider is attached does not provide coverage for, and the surety thereon shall not be liable for, molds, living or dead fungi, bacteria, allergens, histamines, spores, hyphae, or mycotoxins, or their related products or parts, nor the remediation thereof, nor the consequences of their occurrence, existence, or appearance.

