



The Tool Box

Serving the Electrical, HVAC & Plumbing Industries Since 1912

Volume 2, Issue 58 May 9, 2005

General Contractor's Use Of A Subcontractor's Bid Does Not Require General Contractor To Contract With Subcontractor

In *Electro-Lab of Aiken, Inc. v. Sharp Construction Co, Sumter, Inc.* (S.C. Ct. App. filed February 2, 2004), the South Carolina Court of Appeals recently held that a general contractor who used a bid from a subcontractor was not bound to enter into a subcontract with that subcontractor.

Sharp Construction Co. ("Sharp") submitted a bid to York County for the construction of a new school. In its bid, Sharp used Electro-Lab's bid of \$1,150,000 for the electrical scope of work. Sharp was the low bidder and was awarded the contract by York County. After Sharp was awarded the general contract, it discovered that another electrical subcontractor had submitted a bid that was \$10,000 less than Electro-Lab's bid. Sharp then asked Electro-Lab if it would perform the work for the lower price and Electro-Lab agreed. Sharp then sent a letter to Electro-Lab stating that a subcontract would be forthcoming and directing Electro-Lab to proceed with preparing shop drawings and securing performance and payment bonds.

Electro-Lab subsequently informed Sharp that it could not obtain the performance and payment bonds. According to Sharp, Electro-Lab requested to be withdrawn from further consideration as the electrical subcontractor on the project. Electro-Lab claimed that it never made such a request. Shortly thereafter, Sharp entered into a subcontract with Ind-Com, the electrical subcontractor that originally submitted a lower bid than Electro-Lab.

Citing Electro-Lab's inability to procure the performance and payment bonds, Sharp informed Electro-Lab that it was entering into a subcontract with Ind-Com. Nine months later, Electro-Lab filed a lawsuit claiming that Sharp breached their contract by switching the subcontract to the other subcontractor. The trial judge ruled in favor of Sharp finding that no contract existed and that Electro-Lab's proof of damages was legally insufficient.

On appeal, the South Carolina Court of Appeals affirmed the trial judge's ruling that no contract existed between the parties. The Court found that Electro-Lab's bid constituted an offer to perform the electrical work. The issue then became whether Sharp accepted the offer thereby forming a contract between the parties. The Court found that a general contractor's use of a subcontractor's bid in a general contractor's bid to the owner does not constitute acceptance of the offer (i.e. the bid). In reaching this conclusion, the Court noted that other jurisdictions have consistently held that a general contractor's use of a subcontractor's bid is not an acceptance of the bid which creates a contractual relationship between the two parties. The court further concluded that even when analyzed under general contract law principles, the facts in this case did not establish that Sharp assented to the terms of Electro-Lab's bid or that Sharp intended to be bound by Electro-Lab's bid.

Electro-Lab argued that the conduct of the parties after the bid was indicative of a contractual relationship, particularly the letter that Sharp sent Electro-Lab confirming the agreement to the lower price and requesting that Electro-Lab proceed with generating shop drawings and procuring performance and payment bonds. The Court of Appeals found that such a communication fell short of the required acceptance to form a contract because it did not convey agreement to the terms of Electro-Lab's bid or express an intent to be bound by the bid. The Court found that the parties' communications were simply preliminary negotiations. Electro-Lab also advanced an argument based on principles of mutuality of contract. Electro-Lab argued that because a subcontractor can be liable for damages for refusing to perform the work set forth in its bid under the doctrine of promissory estoppel, the principles of mutuality of contract require that a general contractor who uses a subcontractor's bid be (continued on page 12)

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**SEE PAGES 7-10 FOR
DETAILS ON THE
SUMMER
CONVENTION**



**MARK YOUR
CALENDARS NOW
JULY 21st-24th**

**SAWGRASS MARRIOTT
RESORT &
BEACH CLUB**

**PONTE VEDRA BEACH
FLORIDA**

PROJECTS FOR BID & BID FORECAST

MECHANICAL CONTRACTORS ASSOCIATION OF SOUTH CAROLINA
 P.O. Box 384, Columbia, South Carolina 29202 · 1504 Morninghill Drive, Columbia, South Carolina 29210
 PHONE (803)772-7834 · FAX (803)731-0390 · E-MAIL: mflowers@mcasc.com WEBSITE: www.mcasc.com

JOBS TO BE BID THROUGH THE MCASC BID PROCEDURE.
 ALL MECHANICAL CONTRACTORS WHO ARE NOT MEMBERS OF THIS ASSOCIATION BIDDING ON THESE ADVERTISED JOBS ARE
 INVITED AND URGED TO UTILIZE THE MCASC BID PROCEDURE PUBLISHED HEREIN.
 INFORMATION PUBLISHED BY THE MECHANICAL CONTRACTORS ASSOCIATION OF SOUTH CAROLINA

NOTES:

1. ALL JOBS LISTED WITHOUT REFERENCE TO THE MCASC FOUR-HOUR DESIGNATION ARE EITHER ZERO OR TWO-HOUR BID JOBS.
2. ALL ASPECTS OF THE MCASC FOUR-HOUR BID PLAN APPLY TO JOBS DESIGNATED AS EITHER ZERO OR TWO-HOUR JOBS WITH THE EXCEPTION OF TIME & BID PROCEDURE OFFICE/SIGNATORY GENERAL CONTRACTOR INTERFACING.

*MCASC BID PROCEDURE SIGNATORY GC'S INDICATED WITH "O"

PIEDMONT AREA

CHAIRMAN DESIGNATING COMMITTEE
 DAVID BISHOP
 TEL: (864) 578-7252 FAX: 578-341

NO JOBS LISTED

MIDLANDS AREA

CHAIRMAN DESIGNATING COMMITTEE

NO JOBS LISTED

PEE DEE AREA

CHAIRMAN DESIGN. COMMITTEE	PAUL PREVATTE	JIMMY LEE
WILLIAM L. SELF	G'TOWN, HORRY & MARION	FLO, DAR, DIL, C'FLD & M'BORO
TEL: (803) 432-8519 FAX: 432-3845	TEL: (843) 272-4915 FAX: 272-6071	TEL:(843) 669-8243 FAX: 673-0826

NO JOBS LISTED

COASTAL AREA

CHAIRMAN DESIGNATING COMMITTEE
 RON RUNYON
 TEL: (843) 556-5636 FAX: 763-3091

NO JOBS LISTED

LAST CHANCE TO REGISTER FOR THE 14th ANNUAL
SWATTER—SNAGGER—SHAGGER
GOLF AND FISHING SCHOLARSHIP TOURNAMENT
JUNE 3, 4, 5, 2005
 (see details and registrations on Pages 5 & 6)

WELCOME NEW MEMBERS

BARTSCH ELECTRIC, INC. — PETER BARTSCH - SPARTANBURG
 COLONIAL SUPPLEMENTAL INSURANCE - KELLY FARLEY — KENNESAW, GA
 DESPORTES RISK MANAGEMENT CO. — BOBBY DESPORTES — BLYTHEWOOD
 HILTI, INC. - MARK PLANK — COLUMBIA
 JOHNSON CONTROLS, INC. - MIKE PITTS - GREENVILLE
 JOHNSON CONTROLS, INC. — DAVID MCKENZIE — COLUMBIA
 JOHNSON CONTROLS, INC. — BO NUTTING — CHARLESTON
 JOHN J. KIRLIN CO., INC.—CAROLINAS DIVISION — DENNIS BRUNINK — WEST COLUMBIA
 LOVE CHEVROLET — JOHN MYRICK — WEST COLUMBIA
 NASH & POWERS INSURANCE — KEVIN WOOD — GREER
 SUNBELT MARKETING, INC. — TIM RAMSEY — LITHIA SPRINGS, GA

WEEK OF MAY, 2005 – JUNE, 2005

DAY	JOB NO.	4/HR	LOCATION	NAME	BID DATE	TIME
No Jobs Listed						

SEVENTEENTH ANNUALGEORGE W. BRYCE, JR. MEMORIAL GOLF TOURNAMENT

THE SEVENTEENTH ANNUAL GEORGE W. BRYCE, JR. MEMORIAL GOLF TOURNAMENT
WILL BE HELD ON FRIDAY, MAY 20, 2005 AT OAKDALE COUNTRY CLUB IN FLORENCE, SC

TEE-OFF BREAKFAST AT 8:30 AM

SHOTGUN START AT 10:00 AM

NINETEENTH HOLE AND AWARDS AT COMPLETION OF PLAY

AWARDS, GOOD FOOD, GOOD FELLOWSHIP

WE WILL AGAIN THIS YEAR BE FORGOING DOOR PRIZES AND WILL MAKE A CONTRIBUTION TO THE MCASC SCHOLARSHIP FUND. LAST YEAR WE SENT THE ASSOCIATION A CHECK FOR \$1000 WHICH WAS TO BE EARMARKED FOR A TECHNICAL EDUCATION STUDENT IN ONE OF OUR TRADES AND WAS TO REMAIN IN THE PEE DEE AREA. WE WOULD CERTAINLY LIKE TO BE ABLE TO INCREASE THAT AMOUNT THIS YEAR.

PLEASE MAKE PLANS NOW TO ATTEND AND LET'S SWING THE CLUB FOR EDUCATION AND KEEP OUR TRADES ALIVE. PLEASE RETURN THE COMPLETED FORM AND FEE OF \$65.00 BY MAY 10, 2005 TO:

PEE DEE AREA GOLF TOURNAMENT

P.O. BOX 311

FLORENCE, SC 29503

NAME: _____ HANDICAP _____

ADDRESS: _____

PHONE NUMBER _____

COMPANY _____

PLEASE ACCEPT OUR CHECK IN THE AMOUNT OF \$ _____ TOWARDS A GIFT TO THE SCHOLARSHIP FUND.

ONE ENTRY PER FORM. PLEASE DUPLICATE FORMS FOR ADDITIONAL PLAYERS FROM YOUR COMPANY. PLEASE BE SURE TO INCLUDE YOUR HANDICAP. ALL PLAYERS ARE ASKED TO CHECK IN AND PICK UP NAME TAGS BEFORE GOING TO THE DRIVING RANGE OR PUTTING GREEN.

LADIES ARE INVITED TO PLAY AND FOURSOMES WOULD BE APPRECIATED. IF YOU CHOOSE TO BRING YOUR OWN TEAM, PLEASE SUBMIT AND ENTRY FOR EACH PLAYER AND RETURN TOGETHER.

REMEMBER, ALL ENTRIES MUST BE RETURNED BY MAY 10, 2005

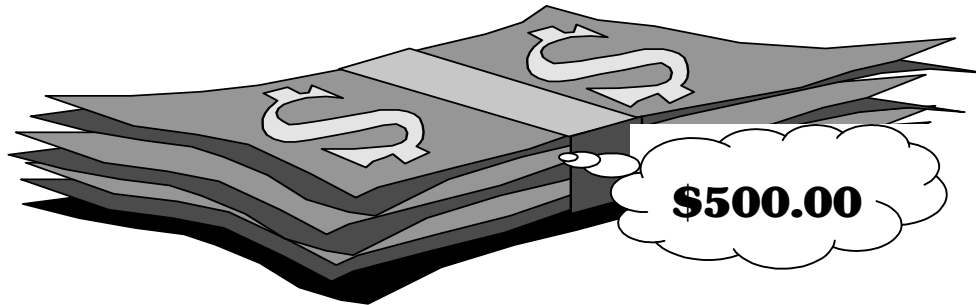
THANKS,

DARLENE MCGEE

TOURNAMENT COORDINATOR

TO AVOID CONFUSION THE MORNING OF THE TOURNAMENT, WE ARE ASKING ENTRY FEES BE SENT ALONG WITH THE FORM. THANKS

How would you like to win



IF SO, THEN MARK YOUR CALENDARS FOR THE...

**14th Annual
 MCASC Scholarship Tournament
 Swatter-Snagger-Shagger Weekend
 June 3, 4, 5 2005 - Santee - Ramada Inn**

AGENDA

FRIDAY:

Check In - Ramada Inn	10:00AM* - UNTIL	*Provided room is ready
GOLF: SANTEE NATIONAL (Play Your Own Ball)	11:00 AM - Tee Times Begin (Tee Times To Be Published)	
Hospitality Suite	4:00PM - MIDNIGHT	Room 124
Poker	IT'S YOUR DEAL	Room 220
Prime Rib Dinner	7:00PM	Hotel Pool Side

SATURDAY:

Buffet Breakfast	6:00AM - 9:00AM	Garden Dining Room
FISHING: BILLUPS LANDING	5:30AM - UNTIL	
GOLF: SANTEE-COOPER COUNTRY CLUB	10:00AM - SHOTGUN START	Captain's Choice Format
Hospitality Suite	4:00PM - MIDNIGHT	Room 124
Poker	IT'S YOUR DEAL	Room 220
Swatter-Snagger Awards & Door Prizes	6:00PM	Hotel Pool Side
Seafood Dinner	6:30PM	Hotel Pool Side
Shagging	After Dinner	L T's

SUNDAY:

Buffet Breakfast	6:00AM - 9:00AM	Garden Dining Room
Check Out - Ramada Inn	12:00 NOON	

\$500- Hole-In-One Contest

\$500 will be awarded for each hole-in-one made on Hole #8 (150 yds).

\$500 Angler Contest

\$500 will be awarded to the angler that captures the largest fish (weighed in ounces)
 IF their lucky number matches the winning number.



**14th Annual
MCASC Scholarship Tournament
Swatter-Snagger-Shagger Weekend
June 3, 4, 5 2005
Santee - Ramada Inn**



REGISTRATION FORM AND INFORMATION

COST:

Swatter/Snagger - \$225.00/person (double occupancy)

Non-Sportster - \$150.00/person (double occupancy)

NOTES:

- Any singles add \$45.00
- Lounge cover charge waived with room key
- If you choose to go down on Thursday, there will be an additional room cost of \$55.00
 - Please indicate below so we can make the necessary accommodations

Hole Sponsor - \$125.00

Boat Sponsor - \$125.00

****Make checks payable to: MCASC Scholarship Fund****

REGISTRATION DEADLINE: MAY 6, 2005

Below, indicate activities with a ✓ mark

Complete registration form and fax to MCASC at (803) 731-0390

NAME:	HCP	HOTEL THURS.	GOLF FRI.	GOLF SAT.	FISH SAT.	NO SPORT	SPONSOR
1.							
2.							
3.							
4.							

IMPORTANT NOTE: FRIDAY & SATURDAY, Pre-arranged foursomes will be accepted both days provided you have contacted the MCASC State Office & submitted your team by no later than May 6, 2005. If you do not pre-arrange your foursome, & would like to play with a particular individual, please note on form. Otherwise, the Golf Committee will assign teams.



MCASC SUMMER CONVENTION - JULY 21-24, 2005

You can make reservations either by fax, phone or online.

- **By phone:** Call (800) 457- 4653. Please have the information below available, and be sure to identify yourself as part of the MCASC SUMMER CONVENTION.
- **Online:** Go to www.sawgrassmarriott.com. Use group code **(MCAMCAA)**
- **By Fax or mail:** (904) 280-3381. Please use this form.

All reservations MUST be guaranteed with a major credit card. If you do not wish to use a credit card, please mail this form along with a check or money order (Do not send cash) to the resort. For your records, you may want to keep this form, and write your confirmation number in the space provided. Hotel Room Rate has been extended 3 days pre and post convention dates.

THE DEADLINE FOR HOTEL RESERVATIONS IS JUNE 24, 2005

Primary Guest Name: _____

Secondary Guest Name: _____

Daytime Phone: _____ Fax: _____

Email Address: _____ Marriott Rewards Number: _____

Street Address: _____

City: _____ State: _____ Zip Code: _____

Arrival Date: _____ Departure Date: _____

* Check in time is 4 p.m./ Check out time is 12 noon. *

Room Type: (Choose ONE) * Room rate is per room, per night, and does not include 9% tax.*

\$119 Deluxe Hotel Room- Standard hotel room with 1 king or 2 double beds

\$169 Island Green Villa- One bedroom suite with living room & full kitchen

\$288 (2) Bedroom Island Green Villa- 2 bedrooms, living room & full kitchen

Requests: (Note requests are **NOT** guaranteed) Check the appropriate box:

(1) King Smoking Handicapped Accessible Crib

(2) Doubles Non-Smoking Roll-A-Way

Other Request: _____

Credit card type: _____ Number: _____ Exp. _____

The Resort has a 48-hour cancellation policy. If you need to cancel your Reservations for any reason, you must do so at least 48 hours prior to arrival. Failure to do so will result in one night's room and tax being billed to the credit card on file, or deposit received. No-show fees are NON-REFUNDABLE

Date Made: _____ Confirmation Number: _____

Sawgrass Marriott Resort & Beach Club
 1000 PGA Tour Boulevard, Ponte Vedra Beach FL 32082
 Phone: (904) 285-7777; Fax: (904) 285-0906
www.sawgrassmarriott.com

We Have 3 R's Just For You... Relax, Rejuvenate & Remember

THE 148TH MECHANICAL CONTRACTORS ASSOCIATION OF SOUTH CAROLINA
SUMMER CONVENTION 2005



*Sawgrass Marriott Resort & Beach Club
Ponte Vedra Beach, Florida
July 21 - July 24, 2005*

MCASC REGISTRATION FORM

PLEASE COMPLETE FORM BY FRIDAY, JUNE 24, 2005 AND FAX TO
(803) 731-0390 OR MAIL TO P. O. Box 384, COLUMBIA, SC 29202
OR VISIT OUR WEBSITE AT WWW.MCASC.COM

PLEASE LIST NAMES OF ATTENDEES & INDICATE WHO WILL BE PLAYING GOLF OR TENNIS
BY CIRCLING A (G) FOR GOLF OR A (T) FOR TENNIS BY THE APPROPRIATE NAMES:

NAME: _____	G T	NAME: _____	G T
NAME: _____	G T	NAME: _____	G T
NAME: _____	G T	NAME: _____	G T
NAME: _____	G T	NAME: _____	G T

COMPANY: _____

ADDRESS: _____

CITY/STATE/ZIP: _____ PHONE No.: () _____

BILLING INFORMATION:

PLEASE INVOICE COMPANY: _____ MY CHECK IS ENCLOSED: _____

HOTEL INFORMATION:

MCASC ATTENDEES WILL RECEIVE A GROUP DISCOUNTED ROOM RATE OF \$119.00

IF RESERVATIONS ARE MADE BEFORE **FRIDAY, JUNE 24TH**

RESERVATIONS CAN BE MADE AFTER THE DEADLINE DATE AT REGULAR PRICES

MAKE YOUR OWN RESERVATIONS BY CALLING: 1-800-457-4653 OR

BOOK ONLINE AT WWW.SAWGRASSMARRIOTT.COM (BE SURE TO USE GROUP CODE: MCAMCAA)

FOR MORE HOTEL INFORMATION VISIT THEIR WEBSITE AT WWW.SAWGRASSMARRIOTT.COM

MCASC CONVENTION FEES:

COST: IS \$375.00 PER PERSON, WHICH INCLUDES THE FOLLOWING:

- DAILY SOCIAL GATHERINGS AT THE HOSPITALITY SUITE
(HORS D' OEUVRES AND YOUR FAVORITE ADULT BEVERAGES)
- MEMBER BREAKFAST
- * "WORKSMART WORKSHOP" FOR ALL ATTENDEES
- AFTERNOON FUN AT THE BEACH
- DRINKS ON THE BEACH
- COOL & CASUAL DINNER AT THE CABANA CLUB
- BREAKFAST MEETINGS
- COCKTAILS & DINNER AT THE ISLAND GREEN PAVILION
- AWARDS & FAREWELL BREAKFAST AT THE MAGNOLIA TERRACE

* EDUCATIONAL "WORKSMART WORKSHOP" PRESENTED BY: SCOTT L. KIMPLAND, DIRECTOR FOR FMI CORPORATION. THIS WILL BE A FUN AND EDUCATIONAL SESSION FOR ALL ATTENDEES (BOTH MECHANICAL & ASSOCIATE MEMBERS), INCLUDING SPOUSES. IT WILL INCLUDE MULTIPLE TEACHING POINTS SUCH AS TEAMBUILDING, NEGOTIATING SKILLS, BIDDING STRATEGIES AND INFORMATION FROM FMI'S CONTRACTOR PRODUCTIVITY SURVEY.

OPTIONAL ACTIVITIES:

GOLF (VALLEY COURSE): \$125.08 PER PERSON - SHOTGUN START 1:00 PM, SAT. JULY 23RD
INCLUDES: GREEN FEES, CART FEES, & GROUP FEE (\$118.00 PLUS TAX \$7.08 = \$125.08)
ANYONE CANCELLING AFTER JUNE 17 WILL STILL BE RESPONSIBLE FOR GOLF CHARGES.

*GOLF FEES WILL BE BILLED TO INDIVIDUAL ROOMS

TO BOOK PERSONAL TEE TIMES ON OTHER DAYS CALL 1-800-457-4653, EXT. 4

TENNIS: \$18.02 PER PERSON - 1:00 PM, SAT. JULY 23RD. THE ATP TENNIS CLUB HAS NINE (9) COURTS (GRASS, RED CLAY, GREEN CLAY AND CUSHIONED HARD COURTS).

FOR ADDITIONAL INFORMATION CALL THE TENNIS CLUB AT (904) 285-6400.

THE SPA AT SAWGRASS (OPENED JANUARY 2005): SEE ENCLOSED BROCHURE.
GUESTS SHOULD MAKE THEIR OWN RESERVATIONS FOR SPA SERVICES.

ADDITIONAL ACTIVITIES:

CABANA BEACH CLUB (PRIVATE BEACH)
3 OUTDOOR POOLS, 2 WHIRLPOOLS, SAUNA
JOGGING PATHS & NATURE TRAILS

DEEP-SEA FISHING & SAILING
SAND VOLLEYBALL, BICYCLE RENTALS
SHOPPING AND MUCH MORE

**FOR ADDITIONAL INFORMATION CALL:
MCASC STATE OFFICE AT (803) 772-7834**

*NOTE: A FULL REFUND OF MCASC CONVENTION REGISTRATION FEES WILL BE MADE ON CANCELLATIONS RECEIVED PRIOR TO FRIDAY, JUNE 17, 2005. AFTER THAT DATE, ONLY 50% WILL BE REFUNDED UP UNTIL FRIDAY, JULY 1, 2005.
SUBSTITUTIONS WILL BE ALLOWED.*

Your Presence and Presents

Are Highly Sought After....

BECOME A *SPONSOR* FOR THE MCASC 148TH SEMI-ANNUAL SUMMER CONVENTION SAWGRASS MARRIOTT RESORT & BEACH CLUB - PONTE VEDRA BEACH, FLORIDA JULY 21-24, 2005

BY BECOMING A SPONSOR, YOUR PRESENCE WILL BE SEEN AND KNOWN TO ALL MEMBERS AND ASSOCIATE MEMBERS THROUGH OUR "TOOL BOX", WEBSITE, UPCOMING MEETINGS, CONVENTION MATERIALS AND EVENTS. AND YOUR PRESENTS WILL ALLOW THE MCASC SUMMER CONVENTION ONE TO BE REMEMBERED. DON'T MISS THIS WONDERFUL OPPORTUNITY FOR YOU OR YOUR COMPANY TO BE PROMOTED DURING THE NEXT SEVERAL MONTHS.

DON'T DELAY BECOME A SPONSOR TODAY!

SPONSORSHIP PACKAGES INCLUDE THE FOLLOWING OPPORTUNITIES. PLEASE CHOOSE THE ONE(S) YOU WISH TO SPONSOR, COMPLETE THE FORM AND FAX TO MONA FLOWERS (803) 731-0390.

THURSDAY:

DUFFERS LOUNGE (HOSPITALITY SUITE)	\$1,000.00
SURCIES & PRIZES	\$500.00

FRIDAY:

MEMBER BREAKFAST	\$1,500.00
"WORKSMART WORKSHOP" BY: SCOTT L. KIMPLAND, DIRECTOR FMI	\$2,000.00
DRINKS ON THE BEACH	\$1,500.00
DINNER AT THE CABANA CLUB	\$3,000.00
AGERS LOUNGE (HOSPITALITY SUITE)	\$500.00
SURCIES & PRIZES	\$500.00

SATURDAY:

ASSOCIATES BREAKFAST MEETING	\$500.00
PAST PRESIDENT'S BREAKFAST MEETING	\$500.00
TENNIS TOURNAMENT	\$250.00
GOLF TOURNAMENT (2 SPONSORS - 1 FOR FRONT NINE & 1 FOR BACK NINE)	\$250.00
COCKTAIL RECEPTION HONORING PAST PRESIDENTS	\$1,500.00
DINNER HONORING PAST PRESIDENTS AT THE ISLAND GREEN PAVILION	\$5,000.00
19 TH HOLE (HOSPITALITY SUITE)	\$500.00
SURCIES & PRIZES	\$500.00

SUNDAY:

PICK A WINNER AWARDS BREAKFAST / OPEN BUSINESS MEETING	\$2,000.00
AWARDS & PRIZES	\$500.00

YES, I WOULD BE HAPPY TO SPONSOR THE _____

PLEASE INVOICE MY COMPANY FOR: \$ _____ PHONE No. _____

COMPANY NAME: _____

BY: _____ DATE: _____

Mechanical Contractors Association of South Carolina
Post Office Box 384, Columbia, SC 29202
Phone: (803) 772-7834 Fax: (803) 731-0390
Email: mflowers@mcasc.com Website: www.mcasc.com

**Associate Member:
Carolina Filters, Inc.**

Carolina Filters, Inc. is a small, privately owned, customer service driven, specialty filtration sales and service company located in Sumter, South Carolina. Since the 1960's, Carolina Filters, Inc. has served the air filtration needs of industrial manufacturers, hospitals, schools, Federal and State governmental agencies, military facilities, and commercial properties, and has provided cleaning and consulting services for industrial clients involved in polymer and chemical applications throughout the world. **We are driven by several core businesses to support our customers' needs, including air filter sales and service, duct cleaning and IAQ services, and process equipment cleaning.** Still family owned and operated for over four decades, Carolina Filters, Inc. continues to develop a staff that understands our philosophy, "Committed to Quality Service."

Our Air Filter Sales and Service Division combines HVAC technological engineering experience, product knowledge and a "hands on" approach to problem-solving to meet the daily filtration challenges facing our customers. Combine these factors with our dedication to customer service, and it's easy to understand why our customers consider us an industry leader in air filtration sales and service. We offer a wide range of air filter products from the world's leading manufacturers including bags, pleated panels, automatic roll media, carbon and HEPA filters. These products are used in HVAC systems, clean rooms, hospital applications, process control rooms and many plant process air applications. Our filter applications engineers are available to assist in the selection of the optimum filter for each application.

Other Indoor Air Quality (IAQ) services we offer include IAQ audits, duct cleaning, fire damper inspection, cleaning and certification, HEPA Filter validation and repair, air handling unit (AHU) cleaning, coil cleaning, cooling tower cleaning, air balancing, bag house cleaning and changing, and HVAC preventive maintenance (basic PMs). Customers recognize the health, safety and product quality risks associated with contaminated ductwork, and rely on our nearly 40 years of HVAC experience to prevent and eliminate these risks.

Carolina Filters, Inc.
PO Box 716, Sumter, SC 29151-0716
Phone: (803) 773-6842 Fax: (803) 775-6190

Congratulations to our next Associate & Mechanical Members who will be highlighted in the upcoming issue of "The Tool Box":

**Shealy & Sons Electric Co. — West Columbia
Contractors Seminars, Inc.. — Columbia**

MAY 2005 MONTHLY AREA MEETINGS

PIEDMONT AREA

Wednesday, May 11, 2005 @ 6:00 PM (**DATE CHANGE**)
Location: 1841 Shop Road, Columbia
Hosted By: W. O. Blackstone Company

Topic: Year End Statewide Meeting
Special Guest—Governor Mark Sanford

PEE DEE AREA

Wednesday, May 11, 2005 @ 6:00 PM (**DATE CHANGE**)
Location: 1841 Shop Road, Columbia
Hosted By: W. O. Blackstone Company

Topic: Year End Statewide Meeting
Special Guest—Governor Mark Sanford

COASTAL AREA

Wednesday, May 11, 2005 @ 6:00 PM (**DATE CHANGE**)
Location: 1841 Shop Road, Columbia
Hosted By: W. O. Blackstone Company

Topic: Year End Statewide Meeting
Special Guest—Governor Mark Sanford

MIDLANDS AREA

Wednesday, May 11, 2005 @ 6:00 PM (**DATE CHANGE**)
Location: 1841 Shop Road, Columbia
Hosted By: W. O. Blackstone Company

Topic: Year End Statewide Meeting
Special Guest—Governor Mark Sanford



P.O. Box 384, 29202
 1504 Morninghill Drive, 29210
 Columbia, SC
 Phone: (803) 772-7834
 Fax: (803) 731-0390
 E-mail: mflowers@mcasc.com
 www.mcasc.com

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 PERMIT NO 750

*Serving mechanical contractors in
 South Carolina since 1912.*

MCASC Executive Board & Staff

- Ned Forsberg, President**
- Darlene McGee, Vice-President**
- Steve Brewer, Treasurer**
- Tommy Burkett, Secretary**
- Billy Starrett, Associate President**
- Mona Flowers, Managing Director**
- Carol Fore, Administrative Assistant**

**Mechanicals make it happen -
 Be part of the best!**

General Contractor's Use Of A Subcontractor's Bid Does Not Require
 General Contractor to Contract With Subcontractor
 (Continued from Page 1)

bound to that subcontractor. The Court rejected this argument stating that the doctrine of promissory estoppel was not at issue in the case and that the concept of mutuality of contract did not apply because no enforceable contract existed between the parties.

Reprinted with permission from Chuck McDonald, Esquire of Robinson McFadden

ANNOUNCEMENT

FREE 2-day OSHA funded Safety & Health Management Systems Workshop

Sponsored by South Carolina Small Business Chamber of Commerce

Charleston Area: June 1 & 2, Trident Technical College-Main Campus-Bldg #910-8:30 AM to 3:30 PM each day

Spartanburg: June 6 & 7, Spartanburg Technical College-Tracey Gaines Learning Res. Ctr. Aud.-8:30 AM -3:30 PM each day

Columbia Area: June 8 & 9, Midlands Technical College, Room CT105-8:30 Am to 3:30 PM each day

Please call the MCASC State Office for details/registration forms (Phone: 803-772-7834)

CONCERNS

MCASC would like to extend thoughts and prayers to the following families:

- Josephine McWilliams, wife of Reece McWilliams, Columbia Cooling & Heating, Columbia (Baptist Hosp.)**
- Richard Miller, Sr., City Plumbing Co. of Florence, Florence**
- Mildred George, mother of Robbie Stephens, Temporary Services, Spartanburg**

SYMPATHY

MCASC would like to extend thoughts and prayers to the following families:

- Margie Perkins, Jacksonville,FL- Sister of Lisa Rabon, (wife of Jim Rabon) Cullum Mechanical, Charleston**
- Charles Goff, Lancaster, brother of Robert Goff and uncle to Allen & Wesley Goff, SIFCO Mechanical, Sumter & brother to Buford Goff, Buford Goff & Associates, Columbia**