

DEPARTMENT OF TRANSPORTATION - District 4 Toll Bridge Program

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November 27, 2007

Contract No. 04-0120F4
04-SF-80-13.2 / 13.9
Self-Anchored Suspension Bridge
Letter No. 05.03.01-000885

Michael Flowers
Project Executive
American Bridge/Fluor Enterprises, a JV
375 Burma Road
Oakland, CA 94607

Dear Michael Flowers,

MEP Revision

This letter is issued as a response to ABF-CAL-LTR-000321, "MEP Revision," dated October 4, 2007, regarding potential delays caused by MEP revisions on OBG shop drawings.

The correspondence lacks adequate information for the Engineer to ascertain the basis for the cited "notification," and it is unclear if ABF is attempting to provide a Notice of Potential Claim (NOPC) in accordance with Contract Special Provision 9-1.04, protesting an executed Contract Change Order (CCO), or requesting a CCO for changed work in accordance with Standard Specification 4-1.03, "Changes," as no such contractual reference was provided. Accordingly, we are unable to respond or act in any manner, and the Department does not acknowledge nor accept the "notification" as notice provided under the terms of the contract.

In addition, the attached letter from ZPMC states they are waiting for authorization from ABF to perform the work on "Approved" and "Approved as Noted" shop drawings. This authorization has been provided to ZPMC by ABF. Drawings that are currently "Approved as Noted" can be released for fabrication as required. Therefore, any necessary re-submittal of the final drawings for project record should not delay the Project.

Sincerely,

A handwritten signature in blue ink that reads "Gary Pursell".

GARY PURSELL
Resident Engineer

cc: Bill Shedd, Don Ross
file: 05.03.01