

DEPARTMENT OF TRANSPORTATION
DIVISION OF ENGINEERING SERVICES
OFFICE ENGINEER, MS 43
1727 30th STREET
P. O. BOX 168041
SACRAMENTO, CA 95816-8041
PHONE (916) 227-6280
FAX (916) 227-6282
TTY 711



*Flex your power!
Be energy efficient!*

May 1, 2013

Facsimile: (763) 428-2245

C. George Bush, President & CEO
Penhall Company
P.O. Box 310
Templeton, CA 93465

02-3E6304
02-Las,Plu,Teh-32, 36, 139, 299-Var
B.O. 03/19/2013

Dear Mr. Bush:

The Department of Transportation (Caltrans) received the attached letter dated March 28, 2013, from Penhall Company (Penhall), protesting Truesdell Corporation of California, Inc. (Truesdell's) Certified Disabled Veteran Business Enterprise (DVBE) Summary form. The protest states that Truesdell indicated Titan DVBE and Global Environmental Network, Inc., will both Prepare Water Pollution Control Program plan for the same unit price. Penhall requests that Caltrans find Truesdell's bid nonresponsive and award the contract to the lowest responsible bidder.

The Office of Business and Economic Opportunity, Contract Evaluation Unit evaluated Truesdell's DVBE Summary form and found that Truesdell did not meet the DVBE goal. Further, Caltrans finds Penhall's protest has merit and will proceed to award the contract to the lowest responsible bidder.

If you have any questions, please contact Mulissa Smith, Contract Awards Branch Manager, at (916) 227-6228.

Sincerely,


JOHN C. McMILLAN
Deputy Division Chief
Office Engineer
Division of Engineering Services

Attachment



Bridge Restoration Services

March 28, 2013

State of California
Office of the Engineer
1727 30th Street
Sacramento CA 95816-7005

Attn: Small Business/DVBE
Ref: Contract 02-~~9E~~6304 *02-3E6304*

Subject: Protest

Gentlemen,

Penhall Company would like to submit a protest of the DVBE submittal from Truesdell Corporation for the above referenced project.

After a review of the submittal for the DVBE/SB participation Truesdell Corporation has submitted Titan DVBE to prepare the WPCP for this proposal. Item 6 on form DES-OE-0102.2 states Titan DVBE will prepare the plan for the amount shown however, in review of their DES-OE-0102.8, Truesdell also stated that Global Environmental would be preparing the same item of work for the same unit price.

As requested and stated by the State Office, back-up materials should and will be submitted with each submittal or the bid would be considered non-responsive. In addition fax correspondences will not be accepted. Truesdell Corporation has submitted conflicting information and without the required backup should be considered non-responsive.

In addition, pertaining to follow-up information, Titan DVBE also is working or furnishing traffic control system, Item 3. With no back-up provided we cannot verify or confirm this unit. We recognize that both Titan and Global Env. Are both DVBE suppliers/vendors however mistakes on required forms, no documentation of both forms would consider Truesdell Corporation non-responsive.

Your prompt attention would be appreciated.

Sincerely,

Dale Yeager
Highway Construction
Penhall Company
951-369-2845

FAX COVER SHEET

TO	
COMPANY	
FAX NUMBER	19162276282
FROM	7142421797 070 - Estimating 2
DATE	2013-04-01 16:57:48 PDT
RE	Penhall Letter Dated 3/28/13 - Ref 02-3E6304

COVER MESSAGE

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**** Transmit Conf. Report ****

P.1
CALTRANS CONTR AWARDS Fax 916-227-6282

May 1 2013 04:34pm

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
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STATE OF CALIFORNIA - BUSINESS, TRANSPORTATION AND HOUSING AGENCY

EDMUND G. BROWN Jr. Governor

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JOHN C. McMILLAN
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