



November 26, 2014

Faxed to: 916/227-6282

Department of Transportation
 Division of Engineering Services
 Office Engineer, MS43
 1727 30th Street
 P.O. Box 168041
 Sacramento, CA 95816-8041

Attention: John McMillan, Deputy Division Chief
 Earl Seaberg, Chief, Office of Contract Awards & Services

RE: 03-3F0404 – Hwy 5 Pump Station Project
 Bid Opening October 8, 2014

SUBJECT: BID PROTEST

Gentlemen,

RGW respectfully protests the award of the above referenced project to Roadway Engineering Works, Inc., the current apparent low bidder.

RGW is informed by a third party and believes that the individual that signed the DBE form on REWI's behalf (Randy Morisoli) is not an employee of REWI and is not authorized to make certifications on its behalf. Based upon this, REWI failed to properly submit the required DBE. According to the second line of the DBE form, "Failure to submit the required DBE information will be grounds for finding the proposal nonresponsive." Cal Trans should find the proposal submitted by REWI nonresponsive and award the contract to RGW Construction, Inc., the lowest responsive and responsible bidder.

Sincerely,

A handwritten signature in black ink, appearing to read 'Robert Purdy', is written over a long horizontal line.

Robert Purdy
 Operations Support Manager



RGW CONSTRUCTION, INC.

FAX TRANSMITTAL

DATE: 11-26-14

TIME: 10:00

NAME: John McMillan, Deputy Div Chief
 COMPANY: Earl Seaberg, Chief, Office of Contract
 FAX NUMBER: 916/227-6282 Awards & Services
 FROM: Bob Pardy

TRANSMITTING FROM: **RGW CONSTRUCTION - 925/606-2499**

TOTAL NUMBER OF PAGES INCLUDING THIS SHEET: 2

ORIGINAL TO FOLLOW BY MAIL: YES NO

If you do not receive all pages, please call us back as soon as possible
925/606-2400

COMMENTS: _____

Thank you
Diane Lima
Certified Payroll Clerk

AN EQUAL OPPORTUNITY EMPLOYER

