



GENERAL ENGINEERING CONTRACTOR
STORM DRAIN STRUCTURES

Lic. #707211

April 26, 2013

John McMillan, Deputy Division Chief
Mulissa Smith, Contract Branch Chief
Division of Engineering Services
Office Engineer, MS 43
1727 30th Street
P.O. Box 168041
Sacramento, CA 95816-8041

Attn: Small Business/DVBE
Reference: Contract No. 03-4M5204

Subject: Protest of Bid Response

Gentlemen,

Western Structures is in receipt of Truesdell's response to our Bid Protest. Truesdell states that they are able to submit a dollar figure of \$5,000.00 on the Bid Date and adjust as needed when they are to meet the required DVBE goal of 3%.

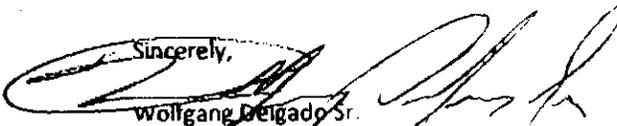
They also state that the intent was to utilize the difference from the \$16,175.00 reported on the DVBE submittal form to be distributed throughout the remaining items of work.

Form DES-OE-0102.5 requires bid item numbers, description of work, name of the DVBE contractor or supplier and dollar amounts pertaining to each bid item referenced from the original bid, be listed on the Certified DVBE Summary.

Again, Truesdell Corp. did not comply with the set requirements set forth on the DVBE mentioned form. Truesdell clearly listed on the Original Bid, bid item No. 10 \$5,000.00 as a unit price and total. Truesdell Corp clearly listed G.E.N.I for Bid Item No. 10 on the DVBE Summary form for \$16,175.00 stating that it was their intent to pay G.E.N.I the dollar amount \$16,175.00.

Truesdell Corp. Bid should be rendered non-responsive.

Western Structures would appreciate your prompt consideration and attention to this matter.

Sincerely,

Wolfgang Delgado Sr.
Estimator