

DEPARTMENT OF TRANSPORTATION
DIVISION OF ENGINEERING SERVICES
OFFICE ENGINEER
P.O. BOX 168041, MS-43
SACRAMENTO, CA 95816-8041
PHONE (916) 227-6299
FAX (916) 227-6282
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www.dot.ca.gov



*Serious drought.
Help save water!*

August 25, 2014

Facsimile: (209) 944-9569

Mr. Stephen V. Gifford, Vice-President
Midstate Barrier, Inc.
P.O. Box 30550
Stockton, CA 95213-0550

04-0G7504
04-Sol-113-R21.8
B.O. 7/29/2014

Dear Mr. Gifford:

The Department of Transportation (Caltrans) received a letter dated August 5, 2014, from MidState Barrier, Inc. (MBI) protesting the bid submitted by Apex Fence Company, Inc. (Apex), for Contract Number 04-0G7504. The protest alleges that Apex submitted an incomplete bid by not including the Contractor Certification pages for Equal Employment Opportunity Regulation Certification, the Non Collusion Affidavit, the Violation of Law or Safety Regulation questionnaire, the Antitrust Law declaration, and the Bidder Responsibility Questionnaire.

Caltrans confirms that Apex submitted the aforementioned bid documents post bid submittal. However, this did not materially change the bid nor provide an unfair advantage to the remaining bidders.

Based on the above, Caltrans finds that MBI's protest does not have merit and will proceed to award the contract to the lowest responsible bidder, provided that all requirements have been met.

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

Sincerely,

A handwritten signature in black ink, appearing to read "John C. McMILLAN".

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

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

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

Aug 25 2014 04:12pm

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
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STATE OF CALIFORNIA—CALIFORNIA STATE TRANSPORTATION AGENCY

EDMUND G. BROWN Jr., Governor

DEPARTMENT OF TRANSPORTATION

DIVISION OF ENGINEERING SERVICES

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Sincerely,

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