



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

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CAL/TRANS PLANS COUNTER

Jan 28 2016 12:21pm

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STATE OF CALIFORNIA—CALIFORNIA STATE TRANSPORTATION AGENCY

EDMUNDO G. BROWN Jr., Governor

**DEPARTMENT OF TRANSPORTATION**  
DIVISION OF ENGINEERING SERVICES  
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January 28, 2016

Facsimile: (916) 334-0562

Richard McCall,  
MCM Construction, Inc.  
6413 32<sup>nd</sup> Street  
North Highlands, CA 95660

04-4G4604  
04-MCM-101-1.5/14.0  
B.O. 11/19/2015

Dear Mr. McCall:

The Department of Transportation (Caltrans) received the attached a letter dated December 4, 2015, from MCM Construction (MCM) protesting the bid submitted by Ghilotti Bros Construction, Inc., and RM Harris JV (Ghilotti/Harris), for Contract No. 04-4G4604. The protest alleges that Ghilotti/Harris listed W.C. Maloney (Maloney) to perform bid items 42 thru 45 (Bridge Removal, portions a-e) and CTM Construction (CTM) to perform bid items 91 thru 93 (Concrete Barrier Modified, Types 60D, 80, 80SW and 742) at less than 100 percent, but failed to provide a description of the actual portion of these items of work which gave Ghilotti/Harris an unfair competitive advantage on items with a combined value of \$1,909,100.

Caltrans does not require a detailed technical description of the work to be performed and therefore accepts the description given as to both Maloney and CTM.

Therefore, the protest from MCM will have no bearing on the award of this contract and will proceed to award this contract to the lowest responsible bidder, provided that all requirements have been met.

***The Resident Engineer will receive a copy of this letter for Contract Administration and Compliance.***

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

Sincerely,

**JOHN C. MCMILLAN**  
Deputy Division Chief  
Office Engineer  
Division of Engineering Services