

Dreambuilder

1361 E. Garten Dr, Placentia, Ca 92870
Ph (714) 646-3697, fax (714) 646-3698

Civil Engineering Construction

Bid Protest Letter # 1

Department of Transportation
Office Engineer MS 43
1727 30th Street, Sacramento, Ca 95816
Ph: 916-227-6280 Fax: 916-227-6282
Attn: Office Engineer

Date: 2/26/2013

Sub: Bid protest for Caltrans Contract # 05-OM9804
Bid open on 2/13/2013 @ 2:00PM in Sacramento
Reference: Caltrans bid proposal for Contract # 05-OM9804

Dear Sir / Madam,

We bid this project and we were 2th bidder on this project.

After reviewing subcontract listing submitted by The Don Chaplin Co. Inc., we have following comments and bid protest:

1. The Don Chaplin Co. Inc did revision in their Subcontractor listing after bid opening. They listed MBI Inc, Stockton Ca for performing MBGR, before bid they wote in coloum # 4 "Install Metal Beam Guard Rail" and but they did revision in column #4 after bid as "Install Metal Beam Guard Rail Contractor supplied".
2. In Subcontractor List form colum # 2, MBI Inc has got listed to perform item # 8 (Traffic Control), item # 13 (Remove Entrance Taper) and item # 37 (Mobilization) also, but no description of subcontracted work is shown for these item in column # 4. In column # 4, they indicated that MBI is performing only Install Metal Beam Guard rail, but they left uncomplete work descriptions for these item in column # 4. Since MBI Inc. is doing item # 8, 13-15, 30, 31, 33-35 & 37 only 42.95%, hence their subcontracted work description must be listed in column # 4 since item # 8, 13 & 37 is not related to Install MBGR work.

Subcontractor list states: Complete Coloum 1 & 4 and submit with the bid. Complete COLUMNS 2 & 3 and submit with bid or fax to 916-227-6282 within 24hrs after bid opening. No other revisions are permitted after bid opening in column in 1 & 4, otherwise bid will be considered as non responsive bid.

Therefore, The Don Chaplin Co. Inc.'s bid should be considered non responsive bid due to following reasons:

1. Revision in subcontracting list in column # 4 after bid.
2. And incomplete submittal for subcontractor form in column #4 for item # 8, 13 & 37

Since, The Don Chaplin Co. did revision as well as no work description for listed items in column # 4 of subcontractor List after bid opening, their bid should be considered as non responsive bid and bid should be awarded to Dreambuilder.

Thank you for your consideration.

Yours truly,


Alex Singh
Project Coordinator

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
DES-OE-0102.2 (REV 3/2011)

Bidder Name: THE DON CHAPIN CO., INC.

The bidder must identify each subcontractor performing work in an amount in excess of 1/2 of 1 percent of the total bid or \$10,000, whichever is greater (Pub Cont Code § 4100 et seq.). Complete columns 1 and 4 and submit with the bid. Complete columns 2 and 3 and submit with the bid or fax to (916) 227-6282 within 24 hours after the bid opening. Failure to provide complete information in columns 1 through 4 within the time specified will result in a nonresponsive bid.

Column 1: Business Name and Location	Column 2: Bid Item Nos.	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
AC Dyke Co Lincoln, Ca	19-21 (Traffic Control) (Remove Entrance Tables)	2.79%	INSTALL ASPHALT CONCRETE MISU/DIKE
MBI Stockton Ca	8, 13-15, 30, 31, 33-35, 37	42.95%	INSTALL METAL BEAM GUARD RAIL (CONTRACTOR SUPPLIED) ^{CS}
Camblin Steel Sac, Ca	32 Nobilization	2.26%	Rebar
Original Submitted with bid			

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STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
DEB-06-0102.2 (REV 3/011)

Bidder Name: **THE DON CHAPIN CO. INC.**

The bidder must identify each subcontractor performing work in an amount in excess of 1/2 of 1 percent of the total bid or \$10,000, whichever is greater (Pub Cont Code § 4100 et seq.). Complete columns 1 and 4 and submit with the bid. Complete columns 2 and 3 and submit with the bid or fax to (916) 227-0282 within 24 hours after the bid opening. Failure to provide complete information in columns 1 through 4 within the time specified will result in a nonresponsive bid.

Column 1: Business Name and Location	Column 2: Bid Item Nos.	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
AC DIKE CO. 2788 VENTURE DR. LINCOLN, CA 95648 916-652-0159	19-21	2.79 %	INSTALL ASPHALT CONCRETE MISC DIKE
MIDSTATE BARRIER, INC. PO BOX 30550 STOCKTON, CA 95213-0550 209-944-9565	8, 13-15, 30, 31, 33-35, 37	42.95 %	INSTALL METAL BEAM GUARD RAIL (CONTRACTOR SUPPLIED)
CANBLIN STEEL 1655 EL CAMINO AVE. SACRAMENTO, CA 95815 916-922-6561	32	2.6 %	Rebar Change after Bid

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Contract No. 05-0M9804

Feb 13 2013 03:18PM

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
DEB-05-01022 (REV 3/2011)

Bidder Name: **THE DON CHAPIN CO., INC.**

The bidder must identify each subcontractor performing work in an amount in excess of 1/2 of 1 percent of the total bid or \$10,000, whichever is greater (Pub Cont Code § 4100 et seq.). Complete columns 1 and 4 and submit with the bid. Complete columns 2 and 3 and submit with the bid or fax to (916) 227-6282 within 24 hours after the bid opening. Failure to provide complete information in columns 1 through 4 within the time specified will result in a nonresponsive bid.

Column 1: Business Name and Location	Column 2: Bid Item Nos.	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
AC DIKE CO. 2788 VENTURE DR. LINCOLN, CA 95648 916-652-0159	19-21	2.79 %	INSTALL ASPHALT CONCRETE MISC DIKE
MIDSTATE BARRIER, INC. PO BOX 30550 STOCKTON, CA 95213-0550 209-944-9565	8, 13-15, 30, 31, 33-35, 37	42.95 %	INSTALL METAL BEAM GUARD RAIL (CONTRACTOR SUPPLIED)
CAMBLIN STEEL 1655 EL CAMINO AVE. SACRAMENTO, CA 95815 916-922-6561	32	2.6 % Change	Rebar change after bid

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Contract No. 05-0M9804

Feb 13 2013 03:20PM

(Submitted after bid)

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION
SUBCONTRACTOR LIST
DEB-06-0102.2 (REV 3/2011)

Bidder Name: THE DON CHAPIN CO. INC.

The bidder must identify each subcontractor performing work in an amount in excess of 1/2 of 1 percent of the total bid or \$10,000, whichever is greater (Pub Cont Code § 4100 et seq.). Complete columns 1 and 4 and submit with the bid. Complete columns 2 and 3 and submit with the bid or fax to (916) 227-6282 within 24 hours after the bid opening. Failure to provide complete information in columns 1 through 4 within the time specified will result in a nonresponsive bid.

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MIDSTATE BARRIER, INC. PO BOX 30550 STOCKTON, CA 95213-0550 209-944-9565	8, 13-15, 30, 31, 33-35, 37	42.95 %	INSTALL METAL BEAM GUARD RAIL (CONTRACTOR SUPPLIED)
CAMBLIN STEEL 1655 EL CAMINO AVE. SACRAMENTO, CA 95815 916-922-6561	32	2.6 x <u>change</u>	Rebar made changes after bid

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Contract No. 05-0M9804
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Feb 14 2013 07:29am



General Engineering Contractor

560 CRAZY HORSE CANYON ROAD
SALINAS, CALIFORNIA 93907-8412
PHONE: 831-449-4273

FACSIMILE MESSAGE COVER SHEET

DATE: FEBRUARY 12, 2013 FROM: KELLY PEREZ
TO: CALTRANS TIME: 3:15 AM PM
ATTN: WHOM IT MAY CONCERN RE: SUBCONTRACTOR LIST
FAX #: 916-227-6282

THIS MESSAGE IS: ROUTINE URGENT

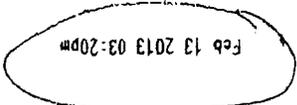
THIS TRANSMISSION CONSISTS OF 2 PAGE(S) "INCLUDING" THIS COVER LETTER. IF YOU DO NOT RECEIVE ALL PAGES OF THIS TRANSMISSION, OR IF THE TRANSMISSION IS NOT LEGIBLE, PLEASE CONTACT THE SENDER OF THIS FAX AT (831) 449-4273.

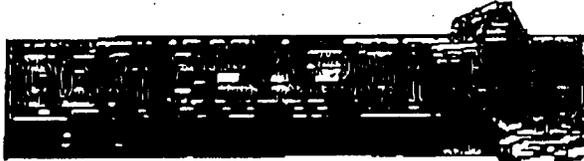
THIS FAX WAS SENT FROM AND FOR FAX REPLIES, PLEASE FAX TO:

- ADMINISTRATION: 831-449-4500
- ESTIMATING: 831-449-0700
- FIELD OPS / DISPATCH: 831-449-7500
- ACCOUNTING: 831-449-4500
- SHOP: 831-863-4639

THANK YOU,

REMARKS: HEREWITH IS OUR SUBCONTRACTOR LIST FOR PROJECT 05-0M9804
BID DATE: FEBRUARY 13, 2013 @ 2:00 PM.
IF YOU HAVE ANY QUESTIONS, PLEASE CONTACT ME AT 831-444-4133.
THANK YOU. KELLY PEREZ





General Engineering Contractor

560 CRAZY HORSE CANYON ROAD
SALINAS, CALIFORNIA 93907-8412
PHONE: 831-449-4273

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FAX #: 216-227-6282

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THANK YOU. KELLY PEREZ

Feb 13 2013 03:18pm



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