

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION

RELIEF OF BID REQUEST

DES-OE-0141 (REV 01/2010)

Contract No. 06-0N2704Bidder's Name: Griffith CompanyBid Opening Date: Apr 16, 2013License No. 88A**Requirements:**

To be relieved of your bid you must demonstrate all of the following to the Department. You are not relieved of your bid until notified by the Department in writing.

- A mistake was made in your bid.
- You submitted written notice of the mistake to the Department within 5 business days of bid opening, specifying in detail how the mistake occurred.
- The mistake made the bid materially different than what you intended.
- The mistake was made in filling out the bid and not due to an error in judgement or to carelessness in inspecting the site of work or in reading the plans or specifications.

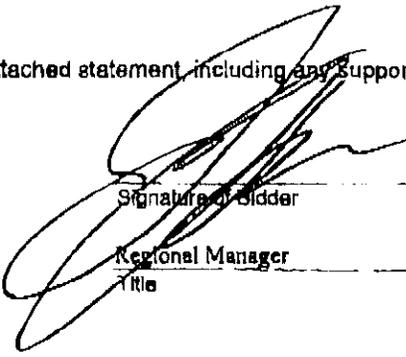
Instructions:

Attach a statement and supporting documentation that describes the following in detail:

1. The mistake in your bid and how it was made.
2. How the mistake made the bid materially different than intended.
3. How the mistake was made in filling out the bid.
4. Sign the certification below.
5. Fax this completed form, the statement and supporting documentation to (916) 227-6262. Attention: Office Engineer.

Certification:

By my signature on this form, I certify, under penalty of perjury that the attached statement, including any supporting documents, are true and correct.

Date: Apr 23, 2013


 Signature of Bidder

 Regional Manager
 Title
ADA Notice

For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 654-6410 or TDD (916) 864-3880 or write Records and Forms Management, 1120 N Street, MS-89, Sacramento, CA 95814.



April 23, 2013

CORPORATE OFFICE

3050 E Birch Street
Brea, CA 92821
(714) 864-3500
Fax (714) 864-9764

State of California
Department of Transportation

CENTRAL REGION

1128 Carrier Parkway Ave.
Bakersfield, CA 93300
(801) 392-6640
Fax (801) 393-9525

Attention: Office Engineer
Sent Via FAX (916)227-6282

SOUTHERN REGION

12200 Bloomfield Ave
Santa Fe Springs, CA 90870
(802) 929-1126
Fax (562) 864-8970

RE: Contract # 06-0N2704, Bld opening April 16th 2013
Relief of Bld Request

Dear Office Engineer,

STRUCTURE DIVISION

3050 E Birch Street
Brea, CA 92821
(714) 864-3500
Fax (714) 864-0227

Griffith Company hereby formally requests to be relieved of its bid on the above referenced contract for the following reason:

UNDERGROUND DIVISION

3050 E Birch Street
Brea, CA 92821
(714) 864-3500
Fax (714) 864-0226

Lunday-Thagard Co (LTR) submitted a quotation to supply the liquid asphalt binder for this project (see attached quote). In filling out their bid quotation LTR listed two material types as the material being quoted. Griffith Company noted the discrepancy and inquired via telephone as to actual material being quoted. Through a series of miscommunications internally at LTR they believed they were quoting the correct price for Polymer Modified Binder materials when in-fact their quoted price represented a neat asphalt product. Subsequent to the bid opening, Griffith Company received a revised quotation from LTR accompanied by an admission of mistake (see attached email and revised quote). Griffith Company relied on LTR's quotation. Thus, the mistake in their quotation was transferred into our bid. The differential in cost between the originally quoted materials and the intended materials is roughly 137% making their quotation and Griffith Company's bid materially different than intended.

LANDSCAPE DIVISION

12200 Bloomfield Ave
Santa Fe Springs, CA 90870
(802) 929-1126
Fax (562) 863-3488

CONCRETE DIVISION

12200 Bloomfield Ave
Santa Fe Springs, CA 90870
(802) 929-1126
Fax (562) 864-8970

Respectfully,

www.griffithcompany.net

Contractors
License #66



[Handwritten Signature]
Lucas J Walker
Regional Manager
Griffith Company
(861) 392-8640

Revisions

LUNDAY THAGARD CO

Asphalt Bid Sheet

REFERENCE / CONTRACT #: 08-0N2704 DATE: 4/18/2013

JOB DESCRIPTION: Hwy 33 @ Taft & Devils Den

CONTROLLING AGENCY: Caltrans

BID DATE: 4/18/2013

CONSTRUCTION PERIOD: Summer 2013

VOLUME: (+/-) 1,000 tons / PG 64-28PM

*IN
BIO*

*8th Ave @
ad. call.*

CUSTOMER	CONTACT	PHONE / FAX	PRODUCT	QUOTE	FGT	INDEX
Griffith Company	Estimator	661-392-6640 661-393-9525	PG 64-16	\$542/TON		5%

*VERIFIED
ADDRESS With
PG 64-28 PM*

Any Questions call LTR 562-334-1010

NOTES: PLANT: *Kevin Hoytt => 909-635-8774 =>* *ANDREA #174 4672*

If a UDBE, DVBE, DBE, SBE, MBE or WBE is required, LTR can work with an established one of your choice.

EM. OIL MIX PRIME: 1-818-336-0771 MIX. PAYOR. EM OIL TRANSPORT. C

No Sales tax is included in this bid.

If LTR is the successful low all asphalt bidder on an awarded bid to you, please contact LTR within 30 days of the bid date to verify. If we are not contacted, we will assume we were not the successful low bidder and the quote will be rescinded.

Walker, Luke

From: Andrea Martinez [amartinez@worldoil.net]
Sent: Wednesday, April 17, 2013 2:50 PM
To: Walker, Luke
Cc: Bert Wootan
Subject: Griffith Company 4-16-13 (06-0N2704)Revision#1.xls
Attachments: Griffith Company 4-16-13 (06-0N2704)Revision#1.xls

Hi Luke!

Sorry about the confusion . It was my mistake on my part. I had down the incorrect product for Bert to price.

Can you please give me a call when you have a chance.

Thank you !

Andrea Martinez
Marketing Associate

World Oil Corp.
9302 Garfield Avenue
South Gate, CA 90280
(T)562-334-1010
(F) 562-806-4032
(Cell) 310-850-8249
amartinez@worldoil.net
www.lundaythagard.com

Received. 4/17/13 @ 2:50 pm.

LUNDAY-THAGARD CO.**Asphalt Bid Sheet****Revision#1**

REFERENCE / CONTRACT #: 06-0N2704

DATE: 4/16/2013

JOB DESCRIPTION: Hwy 33 @ Taft & Devils Den

CONTROLLING AGENCY: Caltrans

BID DATE: 4/16/2013

CONSTRUCTION PERIOD: Summer 2013

VOLUME: (+/-) 1,000 tons / PG 64-28PM

CUSTOMER	CONTACT	PHONE / FAX	PRODUCT	QUOTE	FGT	INDEX
Griffith Company	Estimator	661-392-6640 661-393-9525	PG 64-28PM	\$742/TON		5%
Any questions call LTR 662-334-1010						

NOTES: PLANT :

If a UDBE, DVBE, DBE, SBE, MBE or WBE is required, LTR can work with an established one of your choice.

No Sales tax is included in this bid.

If LTR is the successful low oil asphalt bidder on an awarded bid to you, please contact LTR within 30 days of the bid date to verify. If we are not contacted, we will assume we were not the successful low bidder and the quote will be rescinded.

9302 Garfield Avenue • South Gate, CA 90280-3898

GRIFFITH COMPANY
1128 Carrier Parkway Avenue
Bakersfield, CA 93308
661-392-6640 | 661-393-9525 | www.griffithcompany.net

fax

TO: Office Engineer

FROM: Lucas J. Walker

FAX: 916-227-6282

PAGES: 6

PHONE: 916-654-5266

DATE: 4/23/2013

RE: RELIEF OF BID REQUEST

CC:

CONTRACT 06-0N2704

Urgent For Review Please Comment Please Reply Please Recycle

Comments:

Please find attached our Form DES-OE-0141 and supporting documentation.