

# JABRE CONTRACTING

1950 220th Suite 101, St. Long Beach, CA 90810  
License #698556 A, Small Business #1744323

April 24, 2013

Department of Transportation  
Office Engineer MS 43  
1727 30th Street,  
Sacramento, CA 95816-8041

Attn: John McMillan,  
Duty Division Chief  
Fax 916 227-6282

Re: 06-OP6304

Sub: Bid Protest Disputed from Brough Construction Inc. Caltrans Contract # 06-OP6304

Dear Mr. McMillan,

Jabre Contracting is contending that the allegations that Brough Construction is protesting against our listing of E-Nor Innovations for not performing 5.3% of the contract DVBE participation.

Our bid item 3 for Traffic Control was bid at \$105,000. Enor- Innovations will be performing partial traffic control for 28 days at a rate of \$926.00 per day for a total of \$25,928. The \$25,928.00 represents 5.3 percent of the bid of \$485,531 which is shown on the *Certified* DVBE Summary. The date that the DVBE page was signed was prior the date submitted which shows in good faith our intentions of using the full amount needed to do the work. The signature of the Certified DVBE summary also states that we will be using them for that amount and should supersede the inadvertently amount shown on the subcontractors sheet. On the subcontractor's sheet column 3 the total amount used was the full \$25,928 and the percentage of the bid item should have read 24.7 percent.

It is for this reason that the inadvertently amount written in column 3 should be found as a minor irregularity and the bid should withstand.

Sincerely,

Bob Collins