

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
TTY 711
www.dot.ca.gov



*Serious drought.
Help save water!*

November 12, 2014

Facsimile: (909) 392-4990

Julio Castro, President
Desert Concepts Construction, Inc.
77-770 Country Club Drive, Suite D
Palm Desert, CA 92211

06-0P8104
06-Ker-178-100.6/102.7
B.O. 10/8/2014

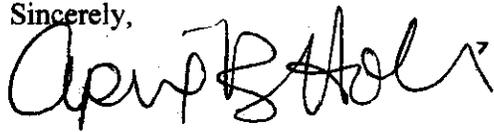
Dear Mr. Castro:

The Department of Transportation (Caltrans) received the attached letter dated November 4, 2014, from Griffith Company (Griffith) protesting Desert Concepts Construction, Inc. (Desert Concepts) discrepancy between the Subcontractor List and the DBE Commitment form.

Please provide your response to Griffith's protest no later than November 19, 2014.

If you have any questions, please contact Irene Beckham, Contract Awards Analyst, at (916) 227-6284.

Sincerely,

for 

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

Attachment



CORPORATE OFFICE
3050 E. Birch Street
Brea, CA 92821
(714) 984-5500
Fax (714) 854-9754

CENTRAL REGION
1128 Carrier Parkway Ave.
Bakersfield, CA 93308
(661) 392-6640
Fax (661) 393-9525

SOUTHERN REGION
12200 Bloomfield Ave.
Santa Fe Springs, CA 90670
(562) 929-1128
Fax (562) 864-8970

EASTERN REGION
4756 Mission Blvd
Montclair, CA 91762
(909) 270-5040
Fax (909) 270-5042

STRUCTURE DIVISION
3050 E. Birch Street
Brea, CA 92821
(714) 984-5500
Fax (714) 854-0227

UNDERGROUND DIVISION
3050 E. Birch Street
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LANDSCAPE DIVISION
3050 E. Birch Street
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(714) 984-5500
Fax (714) 854-7843

CONCRETE DIVISION
12200 Bloomfield Ave.
Santa Fe Springs, CA 90670
(562) 929-1128
Fax (562) 864-8970

MATERIALS DIVISION
3050 E. Birch Street
Brea, CA 92821
(714) 984-5500
Fax (714) 854-0229

www.griffithcompany.net

CA Contractors
License #88

NV Contractors
License #78889

AZ Contractors
License #282209



November 4, 2014

VIA FACSIMILE (916) 227-6282 AND FEDEX

John C. McMillan
Deputy Division Chief
Office Engineer
Division of Engineering Services
State of California
Department of Transportation (Caltrans)
1727 30th Street, Bidder Exchange, MS 43
Sacramento, Ca. 95816-8041

Subject: Contract No. 06-0P8104
06-Ker-178-100.6/102.7
Bids Opened October 8, 2014
Bid Protest Contract 06-0P8104

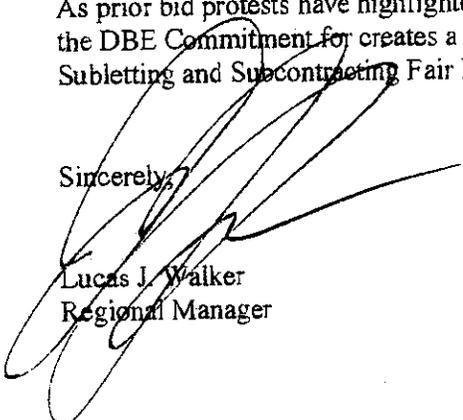
Dear Mr. McMillan,

Please consider this letter as a formal protest to the bid submitted by Desert Concepts Construction, Inc. ("DCCI") for the above referenced contract.

This protest is submitted on the basis that DCCI's bid is non-responsive and must be rejected. DCCI's Bid Item List in their Subcontractor List form includes the listing of subcontractor Cal-Stripe for Bid Item No. 1 at a percentage of 36.6 of that bid item. However, when reviewing DCCI's DBE Commitment form it lists Veridico Group, Inc. for Bid Item Nos. 1, 6, and 7. DCCI is indicating in their DBE Commitment from that Veridico is performing 100% of Bid Item Nos. 1, 6, and 7. The form requires that when 100% of item is not to be performed, the exact portion must be described. DCCI followed these instruction for Austin Enterprises by indicating "partial" next to the description of work. The lack of any partial indication for Veridico must mean that they are performing 100% of the item of work. How can Cal-Stripe be doing a portion of Bid Item No. 1 when Veridico is doing 100% of it? Furthermore, Veridico is not listed on DCCI's Subcontractor Listing form.

As prior bid protests have highlighted, a discrepancy between the subcontract listing and the DBE Commitment for creates a revised "Subcontractor List" and is in violation of the Subletting and Subcontracting Fair Practices Act of the Public Contract Code.

Sincerely,


Lucas J. Walker
Regional Manager

TRANSMISSION VERIFICATION REPORT

TIME : 11/12/2014 15:56
NAME : OE AWARDS
FAX : 9162276320
TEL : 9162276299
SER. # : BROM3J484361

DATE, TIME	11/12 15:56
FAX NO./NAME	919093924990
DURATION	00:00:32
PAGE(S)	02
RESULT	OK
MODE	STANDARD ECM

STATE OF CALIFORNIA—CALIFORNIA STATE TRANSPORTATION AGENCY

EDMUND G. BROWN Jr., Governor

DEPARTMENT OF TRANSPORTATION

DIVISION OF ENGINEERING SERVICES

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for JOHN C. McMILLAN
Deputy Division Chief