

AFSAR

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November 18, 2014

VIA FACSIMILE & U.S. MAIL ONLY

John C. McMillian
Office Engineer
State of California Department of Transportation/Caltrans
Division of Engineering Services
1727 30th Street
Sacramento, CA 95816

**Re: Contract No. 06-0P8104
Response to Griffith Company Bid Protest**

Dear Mr. McMillian:

As you may recall, this office represents the legal interests of Desert Concepts Construction, Inc. (hereinafter "Desert Concepts") with regard to the above-referenced contract number. Please accept this correspondence in response to the bid protest of Griffith Company submitted November 4, 2014.

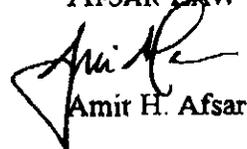
While Griffith Company recites accurate facts with regard to the bid submitted by Desert Concepts, their protest is without merit and the Desert Concepts bid should not be rejected as non-responsive. In speaking with my client regarding the protest submitted by Griffith, Desert Concepts explains that Cal-Stripe is properly listed as providing 36.6% of bid item list number one. Veridico is not listed on Desert Concepts Subcontractor List because Veridico is not a subcontractor, holds no contracting license, and is involved in the project in a consulting capacity. Moreover, without being a subcontract, Desert Concepts could not list their work as partial and instead submitted supporting bid documents which clearly identify the dollar value of work to be performed on a bid item by bid item basis. With supporting documents mirroring the values submitted with the bid there is no true discrepancy as claimed.

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Desert Concepts bid is responsive and should not be deemed non-responsive due to the bids inability to classify a consulting business as anything other than a subcontractor. If we can provide any further assistance in support of Desert Concepts bid, please contact this office or Desert Concepts Construction, Inc. at your earliest opportunity.

Very truly yours,

AFSAR LAW GROUP, A.P.C.



Amir H. Afsar

cc: Griffith Company (via facsimile only);
Client

AHA/jbl L111014.BidProtest2.doc



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Total Number of Pages 3 (Including This Cover Letter)

Please deliver the attached pages to:

Company: State of California Department of Transportation/Caltrans
Office Engineer

Recipient's Fax No.: (916) 227-6282

From: Afsar Law Group, A.P.C.

Transmitted From: (760) 345-3220

Re: Contract Number 06-0P8104

Please see the attached correspondence.

If you have any additional questions, please don't hesitate to contact this office.

Thank you

Original Sent By U.S. Mail: Yes [] No

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