



**INDUSTRIAL COATINGS INC.**

A NORTH AMERICAN COATINGS COMPANY

April 22, 2015

VIA FAX & MAIL

Attention: John C. McMillan  
Deputy Division Chief  
Department of Transportation  
Division of Engineering Services  
Office Engineer, MS 43  
1727 30<sup>th</sup> Street  
P.O. Box 168041  
Sacramento, CA 95816-8041

Reference: Contract No. 07-1W2404  
Construction on State Highway In Los Angeles County In Los Angeles At Elysian Viaduct  
In District 07 On Route 5  
07-LA-5-20.3  
Project ID 07000231166  
Federal-Aid Project ACNHPI-000-5(107)E

Subject: Bid Protest Response 3

CL Industrial Coatings, Inc. (CLIC), after further review of all the bidders bid documents, is providing additional information for the bid protest that the apparent low bidder Liberty Maintenance Inc. DBA Ohio Liberty Maintenance Inc. (Liberty) does not possess the necessary D-39 Scaffolding , Class A, or Class B license classification to erect/dismantle the scaffolding for the Caltrans Contract No. 07-1W2404 Construction on State Highway In Los Angeles County In Los Angeles At Elysian Viaduct project.

Liberty did not list a subcontractor to erect/dismantle the scaffolding in their bid documents which indicates they are self-performing this item. Liberty only possesses a C-33 Painting and Decorating License classification not the necessary D-39 Scaffolding, Class A, or B classification needed to erect and dismantle scaffolding as outlined in the California Code of Regulations, Title 16, Division 8, Article 3-Classifications. Since the performance of the work to erect/dismantle is well in excess of one-half of one percent of the contractor's total bid Liberty, at bid time, must either possess a valid D-39 Scaffolding license, Class A or B license, or list a subcontractor that does possess the necessary D-39 license.



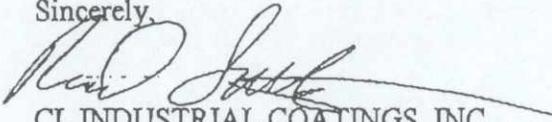
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Since Liberty does not possess the proper licensing or did not list a subcontractor with a proper license for this category of work as per the California State License Board, they should be deemed non-responsive for this project and award the contract to CL Industrial Coatings, Inc.

Please call me if you have any questions concerning the above.

Sincerely,

  
CL INDUSTRIAL COATINGS, INC.

Rick Suttles  
Project Manager



11650 Western Ave, Stanton, CA 90680

Phone: (562) 285-6520

Fax: (714) 892-7691

**FACSIMILE TRANSMITTAL**

**TO:**

**Name: John C. McMillan**

**Fax No. 916-227-6282**

**Company: Caltrans Office Engineer**

**Location**

**FROM:**

**Name: Rick Suttles**

**Company: CL Coatings, Inc dba CL Industrial Coatings, Inc**

**Email: rsuttles@clcoatings.us**

**TOTAL NUMBER OF PAGES: 3**

**REFERENCE: Caltrans Contract No. 07-1W2404**

**MESSAGE:**

**Please see attached Bid Protest**

**If facsimile failure occurs, please call (562) 285-6520**