

DEPARTMENT OF TRANSPORTATION
DIVISION OF ENGINEERING SERVICES
OFFICE ENGINEER, MS 43
1727 30th STREET
P. O. BOX 168041
SACRAMENTO, CA 95816-8041
PHONE (916) 227-6280
FAX (916) 227-6282
TTY 711



*Flex your power!
Be energy efficient!*

March 5, 2013

Facsimile: (909) 394-4750

Neil T. O'Donnell
O'Donnell Construction Inc.
559 W. Covina Blvd.
San Dimas, CA 91773

07-1W4504
07-LA-10,110-Var
B.O. 2/14/13

Dear Mr. O'Donnell:

O'Donnell Construction Inc. (O'Donnell) submitted a bid on contract 07-1W4504 on February 14, 2013. O'Donnell failed to acknowledge Addendum #3 dated February 6, 2013, on the signature page of its bid proposal. The California Department of Transportation (Caltrans) considers the addendum to be a material amendment to the contract and is unable to identify in O'Donnell's bid submittal that O'Donnell considered and agreed to be bound to the terms of said addendum.

A bidder's failure to acknowledge a material amendment to the contract renders its bid nonresponsive. Unless O'Donnell is able to provide documentary evidence establishing that O'Donnell considered and agreed to be bound by the requirements of Addendum #3, O'Donnell's bid may be rejected.

Please mail or fax any such documentary evidence to Caltrans by 4:00 p.m. on March 12, 2013.

If you have any questions, please contact Mulissa Smith, Contract Awards Branch Chief, at (916) 227-6228.

Sincerely,


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

Attachment

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION
BID TO THE DEPARTMENT OF TRANSPORTATION
DES-OE-0102.1 (REV. 3/2011)

- 2.6. For a lump sum based bid, the item total is the bid amount the Department uses for bid comparison.
For a unit price based bid, the sum of the item totals is the bid amount the Department uses for bid comparison.
For a cost plus time based bid, the sum of the item totals and the total bid for time is the bid amount the Department uses for bid comparison.
- 2.7. The Department's decision on the bid amount is final.

3. Bidder has and acknowledges the following addenda:

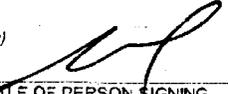
1, 2

4. Bidder submits this bid with one of the following forms of bidder's security equal to at least 10 percent of the bid:

Cash \$ _____, Cashiers Check, Certified Check, **Bidder's Bond**

5. Bidder's signature is an affirmation of the included certifications. Bidder is cautioned that making a false certification may result in one or more of the following:

- 5.1. Criminal prosecution
- 5.2. Rejection of the bid
- 5.3. Rescission of the award
- 5.4. Termination of the Contract

BY (Authorized Signature) 

DATE SIGNED (Do not type)
2/14/13

PRINTED NAME AND TITLE OF PERSON SIGNING
Neil T. O'Donnell, President

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

**** Transmit Conf. Report ****

P. 1
CALTRANS CONTR AWARDS Fax 916-227-6282

Mar 5 2013 10:33am

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
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STATE OF CALIFORNIA—BUSINESS, TRANSPORTATION AND HOUSING AGENCY

EDMUND G. BROWN Jr., Governor

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