

DEPARTMENT OF TRANSPORTATION
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February 19, 2014

Facsimile: (951) 776-9174

Diana Hanna, President
J. Francis Company, Inc.
16197 Krameria Avenue
Riverside, CA 92504

07-1W5804
07-LA-105-R0.5/R6.3
B.O. 01/16/2014

Dear Ms. Hanna:

The Department of Transportation (Caltrans) received the attached letter dated January 26, 2014, from J. Francis Company, Inc. (J. Francis), protesting Autobahn Construction, Inc. (Autobahn) Disabled Veteran Business Enterprise (DVBE) Commitment form. The protest alleges that Autobahn listed James David Lawrence (JDL) on its DVBE Commitment form and did not specify the products being supplied, nor do they manufacture Caltrans product for line item 21, and that they do not perform a Commercially Useful Function (CUF) regarding this bid. The protest also alleges that JDL was not listed on Autobahn's Subcontractor list, which consequently would reduce their participation to 0%. J. Francis requests that Caltrans find Autobahn nonresponsive.

The Office of Business and Economic Opportunity's (OBEO), Contract Evaluation Branch has reviewed the bid documents submitted by Autobahn and determined that the DVBE supplier, JDL did in fact specify the products being supplied. Furthermore, it should be noted that items described as Rentals, Supplies, or Trucking do not need to be listed on the Subcontractor List form. However, in regards to JDL performing a CUF, a copy of this protest will be provided to the OBEO's Certification Unit for evaluation.

Caltrans finds J. Francis' protest does not have merit and will proceed to award the contract to the lowest responsible bidder.

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

Sincerely,

A handwritten signature in black ink, appearing to read "John C. McMILLAN".

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

Attachment