

DEPARTMENT OF TRANSPORTATION
DIVISION OF ENGINEERING SERVICES
OFFICE ENGINEER, MS 43
1727 30th STREET
P. O. BOX 168041
SACRAMENTO, CA 95816-8041
PHONE (916) 227-6300
FAX (916) 227-6282
TTY 711



*Flex your power!
Be energy efficient!*

May 2, 2013

Facsimile: (909) 944-3112

Joe McLoughlin, President
J. McLoughlin Engineering
10641 Fulton Court
Rancho Cucamonga, CA 91730

09-352904
09-Ker,Iny-58, 190, 395-Var
B.O. 04/10/2013

Dear Mr. McLoughlin:

The Department of Transportation (Caltrans) received the attached letter dated April 23, 2013, from Western Structures, protesting the Disabled Veteran Business Enterprise (DVBE) Summary form submitted by J. McLoughlin Engineering Company (McLoughlin). The protest alleges that McLoughlin listed Carolino Traffic Control (Carolino) to perform 40.8 percent of bid item 3 and did not describe the exact part, or the planned location of the work to be performed by Carolino. Western Structures request Caltrans find the bid submitted by McLoughlin nonresponsive.

Please provide your response to Western Structures and Caltrans no later than May 6, 2013.

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".

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

Attachment
Protest Western Structures

GENERAL ENGINEERING CONTRACTOR
STORM DRAIN STRUCTURES

Lic. #707211



April 23, 2013

John McMillan, Deputy Division Chief
Mulissa Smith, Contract Branch Chief
Division of Engineering Services
Office Engineer, MS 43
1727 30th Street
P.O. Box 168041
Sacramento, CA 95816-8041

Attn: Small Business/DVBE
Reference: Contract No. 09-352904

Subject: Protest of Bid

Gentlemen,

Western Structures would like to submit a protest of the DVBE submittal from J. Mcloughlin Engineering Co., Inc. for the above referenced Project.

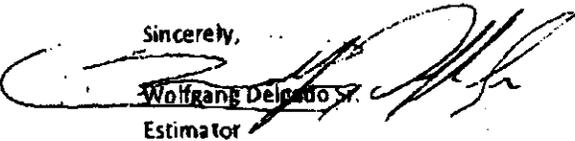
The bid turned in by the J. Mcloughlin Engineering Company listed Carolino Traffic Control for 40.8% of Bid Item No. 3. The DVBE submittal form DES-OE-0102.5 dated 04-10-2013 does not describe the exact part, or the planned location of the work to be performed by Carolino Traffic Control, as required by note #2 of the DVBE Summary Form DES-OE-0102.5.

In addition, J. Mcloughlin had also listed USC Supply for Item No. 10 Supply Rapid Set, No. 29 Supply Seal and No. 31 Supply Epoxy. Caltrans Correspondence from the Contract Evaluation Unit (CEU) approved USC Supply for Classification Numbers: 401421, 701315, 721532, 391213, and 301115. The classification listed does not approve USC Supply for Rapid Set, Seal, and epoxy.

Western Structures feels that J. Mcloughlin Engineering Company did not comply with the DVBE Submittal Form listed above, and has listed USC Supply for items that were not approved by the Contract Evaluation Unit would consider J. Mcloughlin Engineering Company as non-responsive.

Western Structures would appreciate your prompt consideration and attention to this matter.

Sincerely,



Wolfgang Delgado Sr.

Estimator

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

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

May 2 2013 02:10pm

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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