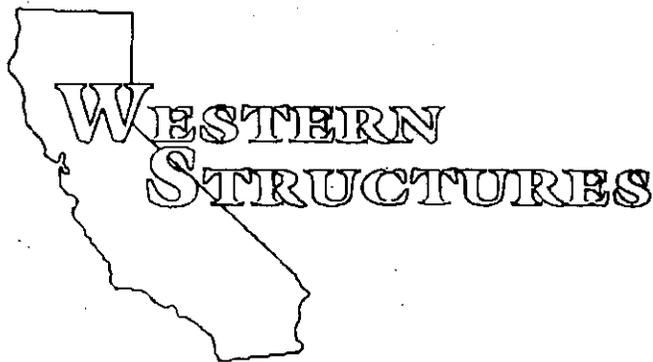


GENERAL ENGINEERING CONTRACTOR  
STORM DRAIN STRUCTURES

Lic. #707211



April 23, 2013

John McMillan, Deputy Division Chief  
Mulissa Smith, Contract Branch Chief  
Division of Engineering Services  
Office Engineer, MS 43  
1727 30<sup>th</sup> 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.

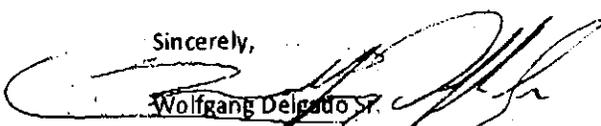
The bid turned in by the J. Mcloughlin Engineering Company listed Carolino Traffic Control for 40.8% of Bid Item No. 3. The DVBE submittal form DES-OE-0102.5 dated 04-10-2013 does not describe the exact part, or the planned location of the work to be performed by Carolino Traffic Control, as required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