

S/C C3

CONTRACT NO. 10 - 0S2404

NAME OF BIDDER R.A NEMETZ CONSTRUCTION Co., INC.
BUSINESS P.O. BOX PO Box 5306
CITY, STATE, ZIP GALT, CA 95632
BUSINESS STREET ADDRESS 690 LIVE OAK AVENUE
(Include even if P.O. Box used)
CITY, STATE, ZIP GALT, CA 95632
TELEPHONE NO: AREA CODE (209) 744-1001
FAX NO: AREA CODE (209) 744-1011
CONTRACTOR LICENSE NO. 382708

1. Bidder agrees, if this bid is accepted, to enter into a contract with the Department, in the form included in the Standard Specifications, to perform the work provided in the Contract under the terms of the Contract for the price or prices bid.

For a lump sum or unit price based bid, Bidder additionally agrees to perform the work within the number of working days shown on the *Notice to Bidders*.

For a cost plus time based bid on a contract without a plant establishment period, Bidder additionally agrees to perform the work within the number of working days bid.

For a cost plus time based bid on a contract with a plant establishment period, Bidder additionally agrees to perform the non-plant establishment work within the number of working days bid for non-plant establishment work.
2. For a lump sum based bid, Bidder submits this bid with a total price in the total bid space provided on the Bid Item List. For a unit price or cost plus time based bid, Bidder submits this bid with a unit price and the item total (the product of the unit price and the quantity) for each item and a total price (the sum of the item totals) in the spaces provided on the attached Bid Item List. For a unit price with additive item based bid, Bidder submits this bid with a unit price and an item total for each item and a total base bid (the sum of the item totals) and the additive items in the spaces provided on the attached Bid Item List. Additionally, for a cost plus time based bid, Bidder submits this bid with working days bid for non-plant establishment work, total bid for time, and total bid for bid comparison in the spaces provided on the Bid Item List. Bidder agrees:
 - 2.1. If a discrepancy between the unit price and the item total exists, the unit price prevails except:
 - 2.1.1. If the unit price is illegible, omitted, or the same as the item total, item total prevails and the unit price is the quotient of the item total and the quantity.
 - 2.1.2. If a decimal error is apparent in the product of the unit price and the quantity, the Department will use either the unit price or item total based on the closest by percentage to the unit price or item total in the Department's Final Estimate.
 - 2.2. If the unit price and the item total are illegible or are omitted, the bid may be determined nonresponsive. If a lump sum total price is illegible or is omitted, the bid may be determined nonresponsive.
 - 2.3. Bids on lump sum items are item totals. If a unit price for a lump sum item is entered and it differs from the item total, the item total prevails.
 - 2.4. Entries are to be expressed in dollars or decimal fractions of a dollar. Symbols such as commas and dollar signs are ignored and have no significance in establishing unit price or item total.
 - 2.5. Unit prices and item totals are interpreted by the number of digits and decimal placement. Do not round item totals or the total bid.

- 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:

ONE

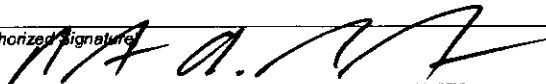
4. Bidder submits this bid with one of the following forms of bidder's security equal to at least 10 percent of the bid:

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)

1/18/2012

PRINTED NAME AND TITLE OF PERSON SIGNING

ROBERT A. NEMETZ, PRESIDENT

BID ITEM LIST
10-0S2404

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
1	074016	CONSTRUCTION SITE MANAGEMENT	LS	LUMP SUM	LUMP SUM	5,000 ⁻
2	074017	PREPARE WATER POLLUTION CONTROL PROGRAM	LS	LUMP SUM	LUMP SUM	1,000 ⁻
3	074028	TEMPORARY FIBER ROLL	LF	170	18 ⁻	3,060 ⁻
4	074029	TEMPORARY SILT FENCE	LF	170	15 ⁻	2,550 ⁻
5	074038	TEMPORARY DRAINAGE INLET PROTECTION	EA	1	750 ⁻	750 ⁻
6	074041	STREET SWEEPING	LS	LUMP SUM	LUMP SUM	2,500 ⁻
7	074042	TEMPORARY CONCRETE WASHOUT (PORTABLE)	LS	LUMP SUM	LUMP SUM	1,000 ⁻
8	120090	CONSTRUCTION AREA SIGNS	LS	LUMP SUM	LUMP SUM	1,200 ⁻
9	120100	TRAFFIC CONTROL SYSTEM	LS	LUMP SUM	LUMP SUM	122,555 ⁻
10	128650	PORTABLE CHANGEABLE MESSAGE SIGN	LS	LUMP SUM	LUMP SUM	10,000 ⁻
11	150771	REMOVE ASPHALT CONCRETE DIKE	LF	232	8 ⁻	1,856 ⁻
12	160101	CLEARING AND GRUBBING	LS	LUMP SUM	LUMP SUM	3,500 ⁻
13	190101	ROADWAY EXCAVATION	CY	50	80 ⁻	4,000 ⁻
14 (F)	192049	STRUCTURE EXCAVATION (SOLDIER PILE WALL)	CY	304	250 ⁻	76,000 ⁻
15 (F)	193029	STRUCTURE BACKFILL (SOLDIER PILE WALL)	CY	244	50 ⁻	12,200 ⁻
16	193116	CONCRETE BACKFILL (SOLDIER PILE WALL)	CY	14	500 ⁻	7,000 ⁻
17	193119	LEAN CONCRETE BACKFILL	CY	45	300 ⁻	13,500 ⁻
18	198007	IMPORTED MATERIAL (SHOULDER BACKING)	TON	9	140 ⁻	1,260 ⁻
19	390133	HOT MIX ASPHALT (TYPE B)	TON	80	240 ⁻	19,200 ⁻
20	394090	PLACE HOT MIX ASPHALT (MISCELLANEOUS AREA)	SQYD	1.7	225 ⁻	382.50

MH

BID ITEM LIST
10-0S2404

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
21	043494	STEEL SOLDIER PILE (W 12 X 136)	LF	300	110 ⁻	33,000 ⁻
22	043495	STEEL SOLDIER PILE (HP 12 X 84)	LF	210	90 ⁻	18,900 ⁻
23	043496	24" DRILLED HOLE	LF	510	100 ⁻	51,000 ⁻
24	500050	TIEBACK ANCHOR	EA	20	9,000 ⁻	180,000 ⁻
25	043497	STRUCTURAL CONCRETE, WALER	CY	16	1,500 ⁻	24,000 ⁻
26 (F)	520103	BAR REINFORCING STEEL (RETAINING WALL)	LB	4,022	2 ⁻	8,044 ⁻
27	575004	TIMBER LAGGING	MFBM	14	2,500 ⁻	35,000 ⁻
28	043498	CLEAN AND PAINT STEEL SOLDIER PILING	LS	LUMP SUM	LUMP SUM	15,000 ⁻
29	665018	18" CORRUGATED STEEL PIPE (.109" THICK)	LF	40	90 ⁻	3,600 ⁻
30	700840	36" BITUMINOUS COATED CORRUGATED STEEL PIPE INLET (.138" THICK)	LF	5	500 ⁻	2,500 ⁻
31	705011	18" STEEL FLARED END SECTION	EA	1	400 ⁻	400 ⁻
32	721011	ROCK SLOPE PROTECTION (NO. 2, METHOD B)	CY	3	150 ⁻	450 ⁻
33	729010	ROCK SLOPE PROTECTION FABRIC	SQYD	6	25 ⁻	150 ⁻
34	820118	GUARD RAILING DELINEATOR	EA	9	14 ⁻	126 ⁻
35	820132	OBJECT MARKER (TYPE L)	EA	3	45 ⁻	135 ⁻
36	832002	METAL BEAM GUARD RAILING (STEEL POST)	LF	180	49 ⁻	8,820 ⁻
37	839527	CABLE RAILING (MODIFIED)	LF	139	50 ⁻	6,950 ⁻
38	839584	ALTERNATIVE IN-LINE TERMINAL SYSTEM	EA	2	2,900 ⁻	5,800 ⁻
39	840560	THERMOPLASTIC TRAFFIC STRIPE (SPRAYABLE)	LF	270	1 ⁻	270 ⁻
40	860090	MAINTAINING EXISTING TRAFFIC MANAGEMENT SYSTEM ELEMENTS DURING CONSTRUCTION	LS	LUMP SUM	LUMP SUM	500 ⁻

MH

03

Item No.	Item Code	Item Description	Unit of Measure	Estimated Quantity	Unit Price	Item Total
41	999990	MOBILIZATION	LS	LUMP SUM	LUMP SUM	75,000

TOTAL BID:

\$ 758,158⁵⁰/_{xx}

MA

The bidder must identify each subcontractor performing work in an amount in excess of 1/2 of 1 percent of the total bid or \$10,000, whichever is greater (Pub Cont Code § 4100 et seq.). Complete columns 1 and 4 and submit with the bid. Complete columns 2 and 3 and submit with the bid or fax to (916) 227-6282 within 24 hours after the bid opening. Failure to provide complete information in columns 1 through 4 within the time specified will result in a nonresponsive bid.

Column 1: Business Name and Location	Column 2: Bid Item Nos.	Column 3: Percentage of Bid Item Subcontracted	Column 4: Description of Subcontracted Work
ADVANCED DRILLING WORKS (PLEASANTON, CA)	23	81	DRILLING (PORTION)
AVAR CONSTRUCTION SYSTEMS (FREMONT, CA)	24	75	TIEBACK ANCHOR (PORTION)
CENTRAL FENCE CO. (SACRAMENTO, CA)	34 35 36 38	100 100 100 100	METAL BEAM GUARD RAILING
R + B PROTECTIVE COATINGS (LINDEN, CA)	28	80	CLEAN + PAINT (PORTION)

MB

REQUEST FOR SMALL BUSINESS PREFERENCE OR NON-SMALL BUSINESS PREFERENCE

DES-OE-0102.7 (REV 02/2010)

CONTRACT NO. 10 - 052404

Complete one of the following:

• **Small Business Preference**

The undersigned requests small business preference and certifies, under penalty of perjury, that the firm meets the requirements of 2 CA Code of Regs § 1896 et seq. and is certified as a small business at the time and day of bid opening or has submitted a complete application to the Department of General Services (DGS) and is subsequently certified. The complete application and any required substantiating documentation must be received by DGS by 5:00 p.m. on bid opening date.

Small Business Certification (Reference) Number: 12152

Date: 1/18/2012

Signature: M.A. M., PRESIDENT

• **Non-Small Business Preference**

The undersigned requests non-small business preference and notifies the Department on the Certified Small Business Listing for the Non-Small Business Preference form that it commits to subcontract at least 25 percent of its bid amount with one or more firms that meets the requirements of 2 CA Code of Regs § 1896 et seq. and the firms are certified as small businesses at the time and day of bid opening or have submitted a complete application and are subsequently certified by the Department of General Services (DGS). The complete application and any required substantiating documentation must be received by DGS by 5:00 p.m. on bid opening date. List these firms on the Certified Small Business Listing for the Non-Small Business Preference form.

Date: _____

Signature: _____

CALIFORNIA COMPANY PREFERENCE

DES-OE-0102.9 (REV 11/2008)

This form must be completed and signed by all bidders. Failure of a non-California company to fill out and sign this form may be cause for rejection of its bid. Eligibility for a reciprocal preference for a California company is waived if the California company fails to complete and sign this form under penalty of perjury.

The undersigned certifies that it is a "California company" as defined in Pub Cont Code § 6107 and meets one of the following (check appropriate box and enter requested information):

I am a California company which has its principal place of business in California.

or

I am a California company which has its principal place of business in a state in which there is no local contractor preference on construction contracts.

Name of State: _____

or

I am a California company which has its principal place of business in a state in which there is a local contractor preference and my company has paid not less than \$5,000 in sales or use taxes to California for construction related activity for each of the 5 years immediately preceding the submission of the bid.

Name of State: _____

California Sales or Use Tax No.: _____

or

The undersigned certifies that it is not a "California company." (Check box and enter requested information.)

I am not a California company. My principal place of business is in _____
(Enter state or country)

Describe any and all bid preferences provided to your company by the state or country in which your company has its principal place of business. (Attach additional sheets if necessary.)

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: 1/18/2012

Signature of Bidder: RAAATA, PRESIDENT

ADA Notice For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 654-6410 or TDD (916) 654-3680 or write Records and Forms Management, 1120 N Street, MS-89, Sacramento, CA 95814.

We R.A. Nemetz Construction Co., Inc.

as Principal, and

First National Insurance Company of America

as Surety are bound unto the State of California, Department of Transportation, hereafter referred to as "Obligee", in the penal sum of ten percent (10%) of the total amount of the bid of the Principal submitted to the Obligee for the work described below, for the payment of which sum we bind ourselves, jointly and severally,

THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:

WHEREAS, the Principal is submitting a bid to the Obligee, for Construction on State Highway in Tuolumne County About
(Copy here the exact description of work, including location, as it appears on the proposal)

8.5 Miles East of Dardanelle at 0.9 Miles East of Kennedy Meadows Road; Contract No. 10-0S2404

for which bids are to be opened at _____

Sacramento, CA

on January 18, 2012

(insert place where bids will be opened)

(insert date of bid opening)

NOW, THEREFORE, if the Principal is awarded the contract and, within the time and manner required under the specifications, after the prescribed forms are presented to him for signature, enters into a written contract, in the proscribed form, in accordance with the bid, and files two bonds with the Obligee, one to guarantee faithful performance (if specified in the contract) of the contract and the other to guarantee payment for labor and materials as provided by law, then this obligation shall be null and void; otherwise, it shall remain in full force.

In the event a suit is brought upon this bond by the Obligee and judgment is recovered, the Surety shall pay all costs incurred by the Obligee in such suit, including a reasonable attorney's fee to be fixed by the court.

Oated: December 20, 2011

Correspondence or claims relating to this bond should be sent to the surety at the following address:
71 Stevenson Street, Suite 600
San Francisco, CA 94105

R.A. Nemetz Construction Co., Inc.

R.A. Nemetz, PRESIDENT
Principal

First National Insurance Company of America

By *Betty L. Tolentino*
Surety

Betty L. Tolentino,
Attorney-in-Fact

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California }
County of San Francisco

On this 12/20/2011 before me, Janet C. Rojo, Notary Public
Date Here insert Name and Title of the Officer

personally appeared Betty L. Tolentino
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

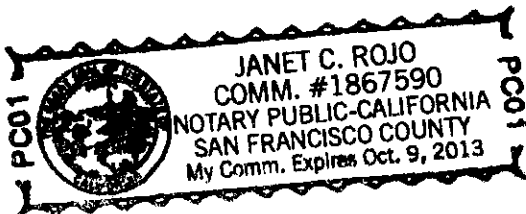
I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature _____

Janet C. Rojo
Signature of Notary Public

(SEAL)



CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

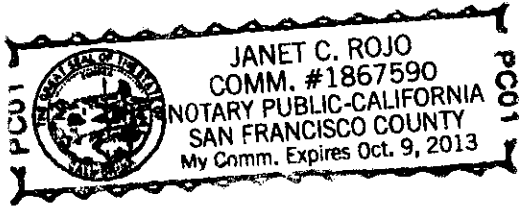
State of California }
 County of San Francisco }

On 12/20/2012 before me, Janet C. Rojo, Notary Public
Date Here Insert Name and Title of the Officer
 personally appeared Betty L. Tolentino
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/~~are~~ subscribed to the within instrument and acknowledged to me that he/~~she/they~~ executed the same in ~~his/her/their~~ authorized capacity(ies), and that by ~~his/her/their~~ signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Place Notary Seal Above

Signature [Handwritten Signature]
Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

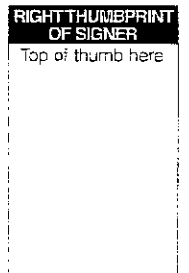
Title or Type of Document: _____
 Document Date: _____ Number of Pages: _____
 Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____
 Individual
 Corporate Officer — Title(s): _____
 Partner — Limited General
 Attorney in Fact
 Trustee
 Guardian or Conservator
 Other: _____
 Signer Is Representing: _____



Signer's Name: _____
 Individual
 Corporate Officer — Title(s): _____
 Partner — Limited General
 Attorney in Fact
 Trustee
 Guardian or Conservator
 Other: _____
 Signer Is Representing: _____





POWER OF ATTORNEY

First National Insurance Company of America
1001 4th Avenue
Suite 1700
Seattle, WA 98154

KNOW ALL BY THESE PRESENTS:

No. 9532

That FIRST NATIONAL INSURANCE COMPANY OF AMERICA, a Washington corporation, does hereby appoint

***** J. M. ALBADA; BRIAN F. COOPER; SUSAN HECKER; VIRGINIA L. BLACK; M. MOODY; MAUREEN O'CONNELL; JANET C. ROJO; BETTY L. TOLENTINO; ROBERT P. WRIXON; San Francisco, California*****

its true and lawful attorney(s)-in-fact, with full authority to execute on behalf of the company fidelity and surety bonds or undertakings and other documents of a similar character issued by the company in the course of its business, and to bind FIRST NATIONAL INSURANCE COMPANY OF AMERICA thereby as fully as if such instruments had been duly executed by its regularly elected officers at its home office.

IN WITNESS WHEREOF, FIRST NATIONAL INSURANCE COMPANY OF AMERICA has executed and attested these presents

this 21st day of March, 2009

[Signature of Dexter R. Legg]

Dexter R. Legg, Secretary

[Signature of Timothy A. Mikolajewski]

Timothy A. Mikolajewski, Vice President

CERTIFICATE

Extract from the By-Laws of FIRST NATIONAL INSURANCE COMPANY OF AMERICA:

"Article V. Section 13. FIDELITY AND SURETY BONDS ... the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business... On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the company, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

Extract from a Resolution of the Board of Directors of FIRST NATIONAL INSURANCE COMPANY OF AMERICA adopted July 28, 1970.

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,

- (i) The provisions of Article V, Section 13 of the By-Laws, and
(ii) A copy of the power-of-attorney appointment, executed pursuant thereto, and
(iii) Certifying that said power-of-attorney appointment is in full force and effect,

the signature of the certifying officer may be by facsimile, and the seal of the Company may be a facsimile thereof."

I, Dexter R. Legg, Secretary of FIRST NATIONAL INSURANCE COMPANY OF AMERICA, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of this corporation, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 20th day of December, 2011



[Signature of Dexter R. Legg]

Dexter R. Legg, Secretary

OPT OUT OF PAYMENT ADJUSTMENTS FOR PRICE INDEX FLUCTUATIONS

DES-OE-0102.12 (NEW 12/2009)

You may opt out of the payment adjustments for price index fluctuations as specified in "Payment Adjustments for Price Index Fluctuations" of the special provisions. If you elect to opt out of the provisions of this specification, complete this form and submit it with your bid.

Bidder Name: R.A. NEMETZ CONSTRUCTION CO. INC. CONTRACT NO. 10 - 052404

I opt out of the payment adjustments for price index fluctuations.

Date: 1/18/2012

Signature: *[Handwritten Signature]* PRESIDENT

CERTIFIED SMALL BUSINESS LISTING FOR THE NON-SMALL BUSINESS PREFERENCE

DES-OE-0102.8 (REV 2/2011)

BIDDER NAME _____

CONTRACT NO. _____ - _____

List the description of work, name, telephone number, certification number, and dollar amount of each certified small business who will be employed on this project. Failure to provide this information may be cause for denial of the non-small business subcontractor preference. Attach additional sheets if necessary.

Submit to:

MSC 43
 OFFICE ENGINEER
 DEPARTMENT OF TRANSPORTATION
 1727 30TH STREET
 SACRAMENTO, CA 95816-7005

Bid Item Number	Description of Work, Service, or Materials	Certified Small Business (Name, Telephone No., and Certification No.)	\$ Amount

Person to Contact _____ (Please Type or Print)

\$ _____

Total Claimed Participation

_____ % of Contract

(Area Code) Telephone Number _____

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.

CERTIFICATIONS

UNDOCUMENTED ALIENS EMPLOYMENT

Under Pub Cont Code § 6101, the Bidder certifies compliance with state and federal law respecting the employment of undocumented aliens.

NONCOLLUSION

NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

Under PCC 7106 and 23 USC 112, the bidder declares as follows:

State of California County of SACRAMENTO

ROBERT A. NEMETZ, being first duly sworn, deposes and says that he or she is PRESIDENT of R.A. NEMETZ CONSTRUCTION Co., INC. the party making the foregoing bid that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that the bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and, further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid.

CHILD SUPPORT COMPLIANCE ACT

Under Pub Cont Code § 7110, the contractor acknowledges that:

1. The contractor recognizes the importance of child and family support obligations and shall fully comply with all applicable state and federal laws relating to child and family support enforcement, including, but not limited to, disclosure of information and compliance with earnings assignment orders, as provided in Chapter 8 (commencing with section 5200) of Part 5 of Division 9 of the Family Code; and
2. The contractor to the best of its knowledge is fully complying with the earnings assignment orders of all employees and is providing the names of all new employees to the New Hire Registry maintained by the Employment Development Department.

VIOLATION OF LAW OR A SAFETY REGULATION

Under Pub Cont Code § 10162, the Bidder must complete, under penalty of perjury, the following questionnaire:

Has the Bidder, any officer of the Bidder, or any employee of the Bidder who has a proprietary interest in the Bidder, ever been disqualified, removed, or otherwise prevented from bidding on, or completing a federal, state, or local government project because of a violation of law or a safety regulation?

Yes No If the answer is yes, explain the circumstances in the following space.

NATIONAL LABOR RELATIONS BOARD

Under Pub Cont Code § 10232, the contractor, swears under penalty of perjury, that no more than one final unappealable finding of contempt of court by a federal court has been issued against the contractor within the immediately preceding two year period because of the contractor's failure to comply with an order of a federal court which orders the contractor to comply with an order of the National Labor Relations Board.

ANTITRUST LAW

Under Pub Con Code § 10285.1, the Bidder declares under penalty of perjury under the laws of the State of California that the Bidder has has not been convicted within the preceding three years of any offenses referred to in that section, including any charge of fraud, bribery, collusion, conspiracy, or any other act in violation of any state or federal antitrust law in connection with the bidding upon, award of, or performance of, any public works contract, as defined in Pub Cont Code § 1101, with any public entity, as defined in Pub Cont Code § 1100, including the Regents of the University of California or the Trustees of the California State University. The term "Bidder" includes any partner, member, officer, director, responsible managing officer, or responsible managing employee thereof, as referred to in Section 10285.1.

If the Bidder has been convicted of an offense within the past 3 years, provide the conviction details including the date and ultimate resolution of each conviction in the space below.

BIDDER RESPONSIBILITY QUESTIONNAIRE

Failure to truthfully answer the following questions will result in a finding that the bid is nonresponsive. The Bidder must complete, under penalty of perjury, the following questionnaire:

1. Within the past 10 years, has the Bidder been found to be a nonresponsive bidder by any public entity, including federal, State, local, or regional entities?
 Yes No
2. Within the past 10 years, have any of the Bidder's officers or employees with a proprietary interest in the Bidder been determined to be a nonresponsive bidder by a public entity, including federal, State, local or regional entities?
 Yes No
3. Is there any officer or employee of the Bidder who now has or has had any proprietary interest in another company that bid or bids on public works projects whose company has been determined to be a nonresponsive bidder by any public entity, including federal, State, local, or regional entities?
 Yes No
4. If the answer to any of the 3 preceding questions is yes, disclose all pertinent details of the determination of nonresponsibility, including:
 - 4.1. Date of each nonresponsibility determination
 - 4.2. Name of each public agency issuing the nonresponsibility determination and a contact person at that agency who would have information about the determination
 - 4.3. Contract number for each nonresponsibility determination

END CERTIFICATIONS



R & B Protective Coatings, Inc.
of
Linden, CA

*has met or exceeded the requirements set forth in the
SSPC Painting Contractor Certification Program for*

**APPLICATION OF
PROTECTIVE COATINGS
SSPC-QP 3**

Enclosed Shop


.....
President, SSPC

.....
March 31, 2011 – March 31, 2012
Validation Period

