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 13, 2013

Facsimile: (714) 646-3698

Alex Singh, Project Coordinator
Dreambuilder
1361 E. Lawson Lane
Placentia, CA 92870

10-0T7904
10-SJ-5-32.7/49.8
B.O. 04/10/2013

Dear Mr. Singh:

The Department of Transportation (Caltrans) received the attached letter dated April 18, 2013, from Dreambuilder protesting the information submitted by Linear Options, Inc. (Linear) on the Disadvantaged Business Enterprise (DBE) commitment form. The protest alleges that Linear failed to submit written confirmation from KRC Safety and that they did not achieve a good faith effort. Dreambuilder requests that Caltrans find Linear's bid nonresponsive and award the contract to Dreambuilder.

Caltrans did not complete an evaluation of this protest since the bid submitted by Linear was found nonresponsive.

Based on the above action, Caltrans will proceed to award the contract to the lowest responsible bidder provided that all requirements are met.

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

Sincerely,

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

Attachment

Received
Apr. 18. 2013 7:12PM
Apr 18 2013 08:13pm
No. 0192 P. 1

Dreambuilder
1361 E. Lawson Ln. Placentia, Ca 92870
Ph (714) 646-3697, **fax** (714) 646-3698

Civil Engineering Construction

Bid Protest Letter # 1

Department of Transportation
Office Engineer MS 43
1727 30th Street, Sacramento, Ca 95816
Ph: 916-227-6280 Fax: 916-227-6282
Attn: John C McMillan, Deputy Division Chief

Date: 4/18/2013

Sub: Bid protest for Caltrans Contract # 10-0T7904
Bid open on 4/10/2013 @ 2:00PM in Sacramento
Reference: 1. Caltrans bid proposal for Contract # 10-0T7904 and
2. Caltrans decision for contract # 11-403704 (attached)

Dear Mr. John,
Dreambuilder is submitting its formal bid protest for this contract. Dreambuilder is 2nd lowest bidder on this project. Linear Options Inc. is 1st lowest bidder on this project.
Linear Options, Inc. has submitted DBE summary form within 4days of bid as per contract requirement and they had listed KRC Safety, Inc for item # 2 Contruction area sign as well as portable message sign and Attunutor rental for this project. They have claimed $7,775.00 for KRC Safety, Inc for meeting 3% DBE goal for this contract,
But as per standard specification and special provision requirement read as follows:

" Submit written confirmation from each DBE stating that it is participating in the contract. Include confirmation with the DBE Commitment form. A copy of a DBE's quote will serve as written confirmation that the DBE is participating in the contract.
If you do not submit the DBE Commitment form within the specified time, the Department finds your bid nonresponsive. "
Since,

1. Linear Option, Inc. failed to submit written confirmation from listed DBE firm KRC Safety, Inc. as per contract reuirement.
2. And also No good faith effort is submitted with bid.

Therefore Linear Options, Inc is meeting 0% DBE goal for this contract hence,their bid should be declared as non responsive bid and contract should be awarded to Dreambuilder.

Thank you for your consideration.

Yours truly,

Alex Singh
Project Coordinator.

** Transmit Conf.Report **

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

May 13 2013 04:30pm

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
917146463698	Normal	13:04:30pm	0'24"	2	# O K	

STATE OF CALIFORNIA—BUSINESS, TRANSPORTATION AND HOUSING AGENCY

EDMUND G. BROWN Jr., Governor

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DIVISION OF ENGINEERING SERVICES
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Sincerely,

JOHN C. McMILLAN
Deputy Division Chief
Office Engineer
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