

FOR STATE USE ONLY	
Received	Date
(For resident engineer)	

TO PEDRO J. SANCHEZ (resident engineer)	CONTRACT NUMBER 04-0120E4	DATE January 22, 2007	IDENTIFICATION NUMBER 04-012207
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This is an Initial Notice of Potential Claim for additional compensation submitted as required under the provisions of Section 9-1.04, "Notice of Potential Claim," of the Standard Specifications. The act of the engineer, or his/her failure to act, or the event, thing, occurrence, or other cause giving rise to the potential claim occurred on:

The particular nature and circumstances of this potential claim are described as follows:

Specification Section 5-1.0105 of the Special Provisions, which governs the integrated shop drawing (ISD) process, is ambiguous, vague, and incomplete, in terms of the required procedures for implementation of this work into the project. During the development of the ISD's, numerous reinforcing steel conflicts were encountered that required several design changes to resolve. These conflict resolutions were provided by the Engineer in the form of design changes and are contained in the proposed Contract Change Order #41. State Letter #1485, dated June 30, 2006, requested that additional costs related to the incorporation of the conflict resolution RFI's be included in CCO #41.

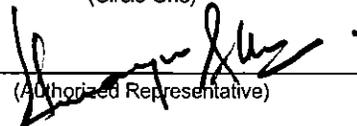
Incorporation of these design changes into the ISD required several cycles of additional drafting for 3D modeling, conflict checks, and conflict resolutions. This additional scope of work is beyond that defined within the Special Provisions, as the nature of the conflicts and the subsequent design changes could not have been reasonably contemplated by a bidder. Accordingly, KFM and its ISD subcontractor, Norcal Structural, are seeking additional compensation for the added work necessary for the incorporation of design changes into the ISD process.

KFM Serial Letter #223, dated December 6, 2006, forwarded Norcal's request for additional compensation. State Letter #2563, dated January 17, 2007, denied this request and prompted this initial NOPC.

(attach additional sheets as needed)

The undersigned originator (Contractor or Subcontractor as appropriate) certifies that the above statements and attached documents are made in full cognizance of the California False Claims Act, Government Code sections 12650-12655. The undersigned further understands and agrees that this potential claim to be further considered, unless resolved, must fully conform to the requirements in Section 9-1.04 of the Standard Specifications and must be restated as a claim in the Contractors written statement of claims in conformance with Section 9-1.07B of the Standard Specifications.

NORCAL STRUCTURAL

SUBCONTRACTOR or CONTRACTOR
 (Circle One)


 (Authorized Representative)

For a subcontractor potential claim

This notice of potential claim is acknowledged, certified and forwarded

Kiewit/FCI/Manson, a JV

 PRIME CONTRACTOR



 (Authorized Representative)