

DISPUTE REVIEW BOARD

November 29, 2007

State of California - Department of Transportation

Contract Number 04-0120E4 – SAS Bridge-Foundations E2/T1

Mr. Pedro Sanchez
Resident Engineer
Department of Transportation
333 Burma Road
Oakland, CA 94607

Mr Dan Proctor,
Project Manager
Kiewit/FCI/Manson, a JV
220 Burma Road
Oakland, CA 94607

Gentlemen,

Re: Contract 04-0120E4
Dispute Review Board
NOPC #6 – Trainee Welder Issue

On Monday, November 26, 2007 the DRB was advised by Email that following the DRB Hearing on NOPC #6- Trainee Welder Issue, on October 30, 2007, Trans Bay Steel had sent letters to certain Caltrans/Metz employees regarding their testimony at the DRB Hearing. This matter was discussed at the DRB Meeting on Tuesday, November 27, 2007, when the Board expressed its concern at this action by TBS which has absolutely nothing to do with the DRB and is not in accordance with the DRB process. The Board, which was not aware of the existence of these letters prior to November 26, 2007, neither sanctioned nor condoned the action by TBS, and will not accept copies of the letters or any response(s) that might be forthcoming. It is the Board's understanding that KFM was also unaware of TBS's actions prior to November 26, 2007.


Warren M. Bullock
DRB Chair

Cc Mr. R. Lewis-DRB Member
Mr. R. Maasberg-DRB Member

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