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 Phone (510) 419-0120 / Fax (510) 832-1456

LETTER OF TRANSMITTAL
SAS Foundations E2/T1 Project

Run Date 18-Jan-08
 Time 2:55 PM

Dated: 1/18/08

To: **Pedro Sanchez**
 Caltrans - SAS E2/T1 Foundation Project
 333 Burma Road
 Oakland CA 94607
 Phone: 510-286-0538 Fax:

TRANSMITTAL No: KFM-TRN-000688

Rev: 00

Co/Job # 364-4347
 Contract # 04-0120E4
 Sub/Supplier:
 Sub/Supplier No:

Subject: NOPC 22-011808

Special Provis. (SP) REF:
 Standard Spec. (SS) REF:
 RESUBMITTAL/SUPPLEMENTAL REF:

We are sending the following attached items: Attached

Via Fax

- | | | |
|--|--|---|
| <input type="checkbox"/> Contract Plans/Specs | <input type="checkbox"/> Certs of Compl./Samples | <input type="checkbox"/> Working Drawings |
| <input type="checkbox"/> Drawings/Calculations | <input type="checkbox"/> Schedule | <input type="checkbox"/> WQCP and/or Addenda |
| <input type="checkbox"/> Change Order | <input type="checkbox"/> Progress Estimate Request | <input type="checkbox"/> Weekly Welding Reports |
| <input type="checkbox"/> Copy of Letter | <input type="checkbox"/> Payroll Information | <input type="checkbox"/> CWR Procedure |

Item	Date	Copies	Description	Pages
01	18-Jan-2008	1	NOPC 22-011808 Form CEM-6201A	

These are transmitted as checked below:

- | | | |
|--|---|--|
| <input type="checkbox"/> For Approval | <input type="checkbox"/> For Review/Comment | <input type="checkbox"/> Return For Correction |
| <input checked="" type="checkbox"/> For Your Use | <input type="checkbox"/> As Requested | <input type="checkbox"/> For Information |

Remarks:

CC:

Submitted By: **George Atkinson**

(KFM Staff Member - Originator of Transmittal)

Checked & Sent By:

Contract Admin/DCS Staff

FOR STATE USE ONLY	
Received By	(For resident engineer) DATE

TO Pedro Sanchez (resident engineer)	CONTRACT NUMBER 04-0120E4	DATE January 18, 2008	IDENTIFICATION NUMBER 22-011808
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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:

DATE: January 18, 2008

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

See attachment "NOPC 22-011808 -- Nature and Circumstances of Potential Claim".

(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.

Kiemit / ECI / Manson ADV
 SUBCONTRACTOR or CONTRACTOR
 (Circle One)

George H. D'Heun
 (Authorized Representative)
Dan Procter

For a subcontractor potential claim

This notice of potential claim is acknowledged, certified and forwarded by

 PRIME CONTRACTOR

 (Authorized Representative)

NOPC 22-011808 – Nature and Circumstances of Potential Claim

Kiewit/FCI/Manson, AJV (“KFM”) identifies the following administrative disputes, or potential administrative disputes, outstanding as of the date of this NOPC:

Administrative Disputes

1. Labor compliance violation with respect to Inspection Services, Inc.
2. Bid Item 18 and 20 concrete temperature exceedence.
3. Bid Item 41 overpayment.

KFM requests full payment of these items.

Potential administrative disputes

1. As acknowledged by the Engineer, KFM has incorporated foreign steel into the project. Please issue a contract change order in accordance with Standard Specification 4-1.03 and Special Provision 5-1.075 to accept all such material.

In accordance with Standard Specification 9-1.04, Notice of Potential Claim, and due to the imminent completion of all contract work by KFM and Contract Acceptance by the Department without full payment and acceptance for these items, KFM hereby files this initial NOPC at this time.