



Main Office

P.O. BOX 620 / 6413 32nd Street / North Highlands / CA 95660
(916) 334-1221 Estimating / Engineering FAX (916) 334-0562
Accounting FAX (916) 334-8355

Southern California Regional Office

P.O. BOX 867 / 19010 Slover Ave. / Bloomington / CA 92316
(909) 875-0533 Engineering / Accounting FAX (909) 875-2243

2-April-2008

Hand Delivered

Mr. David McCracken
DRB Chairperson

Mr. Ron Reading
Mr. Heigo Orav
DRB Members

Dispute Review Board members please be advised that there is an unresolved dispute that may require a hearing.

The unresolved dispute is Notice of Potential Claim #4. This Notice of Potential Claim is the result of Caltrans, on February 7, 2008 informing MCM that operations involving the excavation and transportation of excavated material to and from cofferdams were suspended. On February 11, 2008 this suspension was lifted and excavation and transportation of excavated material was continued. This suspension was a result of a supposed discharge of a minimal amount of sediment into the Bay. MCM contends that clean water left the project area and picked up sediment outside of the project limits. MCM would also like to point out that this project has been permitted for dredging operations to excavate the bridge footings. As a direct result of MCM deciding to install cofferdams the environmentalists are extremely pleased that tons of sediment will now not be released into the bay. Caltrans has stated on March 14, 2008 that this claim is without merit, while MCM believes otherwise.

MCM would like to request that the Dispute Review Board schedule a meeting and that this schedule can be discussed while we are convened on April 2, 2008.

Sincerely,

MCM CONSTRUCTION, INC.

Justyn Webster
Engineer

Cc: JC, HDM, EP, RM
File: Job 307 7.0