



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

Oakland Touchdown – Site Office
450 Burma Road / Oakland CA 94607

22-Dec-2009

MCM-LTR-000555

Mr. Ben Ghafghazi
Resident Engineer
California Department of Transportation
333 Burma Road,
Oakland, CA 94607, USA

PROJECT: Oakland Touchdown
Caltrans Contract No. 04-0120L4
MCM Job No. 307

SUBJECT: Response to Letter 1756 - NOPC 10 DRB Process

Gentlemen:

We are in receipt of letter 1756 wherein the state does not agree to waive the provisions of the Dispute Review Board requirements as specified in the Special Provisions Section 5-1.12, "Dispute Review Board."

Please indicate whether or not the state would be willing to discuss this matter informally during our DRB status meeting scheduled for January 7th, 2010. MCM is scheduled to complete contract work mid-March of 2010. We are concerned that there may not be sufficient time to schedule a DRB meeting to resolve this issue prior to the acceptance of the contract.

Should you have any questions, please feel free to call me at 916-919-5323.

Sincerely,

MCM CONSTRUCTION, INC.

<<< ORIGINAL SIGNED >>>

Chris Smith
Project Engineer

cc: 307

File: E. Puchi, G. Allen