

**DEPARTMENT OF TRANSPORTATION - District 4 Toll Bridge Program**

333 Burma Rd.

Oakland, CA 94607

(510) 622-5660, (510) 286-0550 fax

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June 19, 2008

Contract No. 04-0120F4  
04-SF-80-13.2 / 13.9  
Self-Anchored Suspension Bridge  
Letter No. 05.03.01-002228

Michael Flowers  
Project Executive  
American Bridge/Fluor, A JV  
375 Burma Road  
Oakland, CA 94607

Dear Michael Flowers,

**Supplemental Notice of Potential Claim (NOPC) 7**

This letter is issued in response to ABF-CAL-LTR-000545, dated May 21, 2008, requesting consideration for increase in cost escalation beyond the normal escalation for electrical materials.

As discussed during our June 17, 2008 workshop with Bleyco, Inc., the submitted supplemental NOPC is not complete, making it difficult for the Department to make a determination on the merit of the issue, nor does it comply with the requirements of the Contract. Provide the following information so that the Department can assess the initial merits of the claim:

- Relevant contract provisions which are the basis for the claim
- A current estimate of escalation costs and the supporting documentation
- A list of the specific bid items and materials claimed (Bleyco is a subcontractor for 25 bid items)
- A statement distinguishing this NOPC from the acknowledged electrical changes which are already in negotiations
- A list of RFIs affecting each bid item claimed and a statement for each indicating the impacts to the bid item materials and quantities
- The dates that the orders for the materials included in each bid item were supposed to be placed and the actual dates of the orders
- All relevant purchase order agreements and quotes obtained

The Department would like to note that the quantity of electrical materials has not changed significantly since the beginning of the Project, nor has a Stop Notice been issued regarding this matter. There are several RFIs resulting in changes to the location of the electrical conduit runs, but the final quantities have not changed significantly. When to begin the preparation of submittals and

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when to place orders is the responsibility of the Contractor. Materials should be ordered per the approved Contract Plans and any written directives by the Engineer at the time when the Contractor elects to place the order. If the Department considers a change necessary after an order has been placed, additional compensation might be warranted.

Thanks you for your prompt attention to this matter. If you have any questions regarding this request, please contact Bill Shedd at 510-385-6912.

Sincerely,



GARY PURSELL

Resident Engineer

cc: Bill Shedd, Don Ross

file: 05.03.01, 62.02.07