

21-May-2008

ABF-CAL-LTR-000545

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

PROJECT: San Francisco Oakland Bay SAS Bridge Superstructure
Caltrans Contract No. 04-0120F4
ABF Job No. 660110

SUBJECT: SELF-ANCHORED SUSPENSION BRIDGE, SAN FRANCISCO COUNTY
PROJECT 04-0120F4; 04-SF-80-13.2/13.9
POTENTIAL CLAIM NUMBER 007
SUBMISSION OF SUPPLEMENTAL NOTICE OF POTENTIAL CLAIM

Gentlemen:

By its letter dated May 07, 2008 American Bridge / Fluor, JV submitted its Initial Notice of Potential Claim for the above referenced Potential Claim. Pursuant to the Agreement, including Standard Specifications, Article 9-1.04, Notice of Potential Claim, American Bridge / Fluor, JV hereby submits the enclosed certified Form CEM 6201B, Supplemental Notice of Potential Claim.

This Supplemental Notice of Potential Claim will be followed-up with a Full and Final Documentation of Potential Claim when all the information is available.

Upon presentation of the Full and Final Documentation by ABFJV, we will look forward to receiving your prompt approval of the above identified Potential Claim and the issuance of an appropriate Change Order adjusting the Contract Compensation and Time.

Sincerely,

AMERICAN BRIDGE/FLUOR ENTERPRISES, INC. A JOINT VENTURE

Cor 
Michael Flowers
Project Director
MF/SC/cc

File: 02.01

STATE OF CALIFORNIA • DEPARTMENT OF TRANSPORTATION
SUPPLEMENTAL NOTICE OF POTENTIAL CLAIM
CEM-6201B (NEW 9/2002)

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

TO Gary Pursell <small>(resident engineer)</small>	CONTRACT NUMBER 04-0120F4	DATE May 20, 2008	IDENTIFICATION NUMBER 007
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This is a Supplemental 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

The particular nature and circumstances of this potential claim are described in detail as follows
Ref. ABF-CAL-LTR-000525 (05/07/08) - Submission of Initial Notice of Potential Claim - electrical material escalations

(attach additional sheets as needed)

The basis of this potential claim including all relevant contract provisions are listed as follows:

Accurate material quantity estimations essential for project pricing and for negotiating the best terms and conditions for purchase of materials during 2007 was impractical due to the continuous revisions and/or redesign of the electrical work.

Commodity prices began to rise this year beyond normal escalations while the State continues the process of completing the design.

This claim is for the difference in the actual material cost vs. 2007 cost for products affected by commodity pricing, esp. but not limited to steel and copper-related products.

(attach additional sheets as needed)

The estimated dollar cost of the potential claim including a description of how the estimate was derived and an itemized breakdown of individual costs are attached hereto.

Costs can not be determined at this time since electrical revisions and/or redesign is ongoing, and material has not been negotiated or purchased.

(attach sheets as required)

A time impact analysis of the disputed disruption has been performed and is attached hereto. The affect on the scheduled project completion date is as follows:

This claim is not expected to extend the project completion date unless revisions/redesign continues into construction.

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.

Brocco Inc. 5/20/08
SUBCONTRACTOR or CONTRACTOR
(Circle One)
[Signature]
(Authorized Representative)

For a subcontractor potential claim

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

American Bridge Floor, ASV
PRIME CONTRACTOR

[Signature]
(Authorized Representative)