

24-Dec-2008

ABF-CAL-LTR-000782

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: Quality Assurance Samples of Externally Threaded Fasteners,
Request for Change Order (RFCO) No. 33 - Notice of Potential Claim # 11

REFERENCE: Department Letter No. 05.03.01-003102 Dated December 9, 2008

Gentlemen:

American Bridge/Fluor Enterprises, Inc., A Joint Venture (ABFJV) is in receipt of Department Letter No. 05.03.01-003102 dated December 9, 2008, regarding NOPC 11 – QA Fastener Samples. On December 23, 2008, representatives from ABFJV and the Department met to discuss the merits of this Potential Claim. It was agreed at this meeting that while the referenced letter was a “written response” to ABFJV’s Supplemental Notice of Potential Claim, it was not a rejection of the Claim, nor did ABFJV object to the response. Therefore, it was premature for ABFJV to provide a written reply objecting to the written response or refer Potential Claim No. 11 to the DRB as required by Paragraphs “C” and “D” under “Operation” of Special Provisions Section 5-1.12 Dispute Review Board.

ABFJV is in the process of providing some of the information the Department requested, however, ABFJV requires additional time, from the 20 days requested in your letter, to obtain this information from Suppliers and to evaluate what ABFJV considers Extra Work. ABFJV will make every effort to deliver the pertinent information to the Department by the end of January, 2009.

Sincerely,

AMERICAN BRIDGE/FLUOR ENTERPRISES, INC. A JOINT VENTURE


Michael D. Flowers
Project Director

File: 01.07.11
02.01