

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

FOR STATE USE ONLY		
Received by:	(For Resident Engineer)	Date:

To Lourdes David (resident engineer)	CONTRACT NUMBER 04-0120R4	DATE June 9, 2005	IDENTIFICATION NUMBER 10
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This is an Initial 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: June 8, 2005

The particular nature and circumstances of this potential claim are described as follows:

Section 5-1.01 of the Special Provisions requires that working drawings be submitted to the Engineer. This section further describes the requirements of the drawings and provides the physical address of the Engineer to submit the drawings to. Said section also specifies that the Engineer will review a working drawing for completeness and if the submittal is determined to be complete, twenty eight working days will be allowed for the approval or return for correction of each drawing. Additionally, Section 5-1.01 describes what compensation will be provided and how the time delay will be recovered should the Engineer fail to review the working drawing submittal within the time specified. It is very clear in this section that the responsibility for reviewing and approving the working drawings required for the project lies with the Engineer.

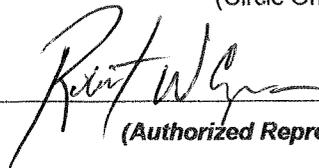
Via the response to our Request For Information 215-RFI-000.00010, we were directed by the State to have our design subcontractor review and approve some of the working drawings. With our letter 215-STL.00115, we requested the issuance of a Contract Change Order so that we could be compensated for this work that was added to the scope of the contract. After exchanging a few letters regarding the matter, the State issued their letter 05.03.04-000454 with which they denied our request for additional compensation. We therefore submit this Notice of Potential Claim.

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.

C. C. Myers, Inc.

SUBCONTRACTOR or CONTRACTOR

(Circle One)



(Authorized Representative)

For subcontractor notice of potential claim

This notice of potential claim is knowledgeable and forwarded by

PRIME CONTRACTOR

(Authorized Representative)

ADA Notice

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