

DEPARTMENT OF TRANSPORTATION

DIVISION OF ENGINEERING SERVICES

OFFICE ENGINEER

P.O. BOX 168041, MS-43

SACRAMENTO, CA 95816-8041

PHONE (916) 227-6299

FAX (916) 227-6282

TTY 711

www.dot.ca.gov

*Serious drought.
Help save water!*

March 19, 2015

Facsimile: (925) 372-8001

David Riccitiello, Managing Partner/President GSB

Golden State Bridge, Inc.

/Obayashi Corporation, Joint Venture

3701 Mallard Drive

Benicia, CA 94510

04-013524

04-SF,Ala-80-8.6/8.9, 0.0/1.2

B.O. 03/04/2015

Dear Mr. Riccitiello,

The Department of Transportation (Caltrans) received letters dated March 10, and 13, 2015, from Robert Leslie of Oles Morrison Rinker Baker LLP, representing Golden State Bridge, Inc./Obayashi Corporation, Joint Venture (GSB/OC) protesting the bid submitted by California Engineering Contractor, Inc./Silverado Contractors, Inc. a Joint Venture (CEC/SC), on the above referenced contract. The protest alleges that CEC/SC did not have a valid authorized corporation officer or partnership member sign the submitted bid, CEC/SC failed to submit a Power of Attorney as required and CEC/SC did not make necessary and reasonable steps to ensure that Disabled Veteran Business Enterprises (DVBEs) had an opportunity to participate in the contract.

Caltrans finds that CEC/SC submitted a Power of Attorney as required and that the Power of Attorney gave the person who signed the bid the authority to do so. Caltrans disagrees that the requirements set forth in Probate Code Sections 4102, 4121 and 4122 apply to this type of Power of Attorney. Therefore, the Power of Attorney submitted with CEC/SC's bid was valid.

As the protest relates to DVBE participation, this contract exceeded \$5 million dollars and no DVBE incentive was claimed by the low bidder.

Based on the above, the protest submitted by GSB/Obayashi has no merit and Caltrans will proceed to award the contract to the lowest responsible bidder.

If you have any questions, please contact Mulissa Smith, Contract Branch Chief, at (916) 227-6228.

Sincerely,

A handwritten signature in black ink, appearing to read "John C. McMILLAN".

JOHN C. McMILLAN

Deputy Division Chief

Office Engineer

Division of Engineering Services

cc: Robert Leslie, Oles Morrison Rinker Baker LLP

Janette G. Leonidou , Leonidou & Rosin,

**** Transmit Conf. Report ****

P.1
CALTRANS CONTR AWARDS Fax 916-227-6282

Mar 19 2015 08:43am

| Fax/Phone Number | Mode | Start | Time | Page | Result | Note |
|------------------|--------|------------|-------|------|--------|------|
| 919253728001 | Normal | 19:08:42am | 0'28" | 1 | # 0 K | |

STATE OF CALIFORNIA—CALIFORNIA STATE TRANSPORTATION AGENCY

EDMUND G. BROWN Jr., Governor

DEPARTMENT OF TRANSPORTATION
 DIVISION OF ENGINEERING SERVICES
 OFFICE ENGINEER
 P.O. BOX 168041, MS-43
 SACRAMENTO, CA 95816-8041
 PHONE (916) 227-6299
 FAX (916) 227-6282
 TTY 711
 www.dot.ca.gov



*Serious drought.
 Help save water!*

March 19, 2015

Facsimile: (925) 372-8001

David Riccitiello, Managing Partner/President GSB
 Golden State Bridge, Inc.
 /Obayashi Corporation, Joint Venture
 3701 Mallard Drive
 Benicia, CA 94510

04-013524
 04-SF,Ala-80-8.6/8.9, 0.0/1.2
 B.O. 03/04/2015

Dear Mr. Riccitiello,

The Department of Transportation (Caltrans) received letters dated March 10, and 13, 2015, from Robert Leslie of Oles Morrison Rinker Baker LLP, representing Golden State Bridge, Inc./Obayashi Corporation, Joint Venture (GSB/OC) protesting the bid submitted by California Engineering Contractor, Inc./Silverado Contractors, Inc. a Joint Venture (CEC/SC), on the above referenced contract. The protest alleges that CEC/SC did not have a valid authorized corporation officer or partnership member sign the submitted bid, CEC/SC failed to submit a Power of Attorney as required and CEC/SC did not make necessary and reasonable steps to ensure that Disabled Veteran Business Enterprises (DVBEs) had an opportunity to participate in the contract.

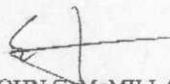
Caltrans finds that CEC/SC submitted a Power of Attorney as required and that the Power of Attorney gave the person who signed the bid the authority to do so. Caltrans disagrees that the requirements set forth in Probate Code Sections 4102, 4121 and 4122 apply to this type of Power of Attorney. Therefore, the Power of Attorney submitted with CEC/SC's bid was valid.

As the protest relates to DVBE participation, this contract exceeded \$5 million dollars and no DVBE incentive was claimed by the low bidder.

Based on the above, the protest submitted by GSB/Obayashi has no merit and Caltrans will proceed to award the contract to the lowest responsible bidder.

If you have any questions, please contact Mulissa Smith, Contract Branch Chief, at (916) 227-6228.

Sincerely,


 JOHN C. McMILLAN
 Deputy Division Chief
 Office Engineer
 Division of Engineering Services

cc: Robert Leslie, Oles Morrison Rinker Baker LLP
 Janette G. Leonidou, Leonidou & Rosin,

**** Transmit Conf. Report ****

P.1
CALTRANS CONTR AWARDS Fax 916-227-6282

Mar 19 2015 09:00am

| Fax/Phone Number | Mode | Start | Time | Page | Result | Note |
|------------------|--------|------------|-------|------|--------|------|
| 915109032015 | Normal | 19:08:56am | 4'24" | 1 | O K | |

STATE OF CALIFORNIA—CALIFORNIA STATE TRANSPORTATION AGENCY

EDMUND G. BROWN Jr., Governor

DEPARTMENT OF TRANSPORTATION
 DIVISION OF ENGINEERING SERVICES
 OFFICE ENGINEER
 P.O. BOX 168041, MS-43
 SACRAMENTO, CA 95816-8041
 PHONE (916) 227-6299
 FAX (916) 227-6282
 TTY 711
 www.dot.ca.gov



*Serious drought.
Help save water!*

March 19, 2015

Facsimile: (925) 372-8001

David Riccitiello, Managing Partner/President GSB
 Golden State Bridge, Inc.
 /Obayashi Corporation, Joint Venture
 3701 Mallard Drive
 Benicia, CA 94510

04-013524
 04-SF,Ala-80-8.6/8.9, 0.0/1.2
 B.O. 03/04/2015

Dear Mr. Riccitiello,

The Department of Transportation (Caltrans) received letters dated March 10, and 13, 2015, from Robert Leslie of Oles Morrison Rinker Baker LLP, representing Golden State Bridge, Inc./Obayashi Corporation, Joint Venture (GSB/OC) protesting the bid submitted by California Engineering Contractor, Inc./Silverado Contractors, Inc. a Joint Venture (CEC/SC), on the above referenced contract. The protest alleges that CEC/SC did not have a valid authorized corporation officer or partnership member sign the submitted bid, CEC/SC failed to submit a Power of Attorney as required and CEC/SC did not make necessary and reasonable steps to ensure that Disabled Veteran Business Enterprises (DVBEs) had an opportunity to participate in the contract.

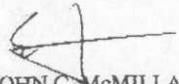
Caltrans finds that CEC/SC submitted a Power of Attorney as required and that the Power of Attorney gave the person who signed the bid the authority to do so. Caltrans disagrees that the requirements set forth in Probate Code Sections 4102, 4121 and 4122 apply to this type of Power of Attorney. Therefore, the Power of Attorney submitted with CEC/SC's bid was valid.

As the protest relates to DVBE participation, this contract exceeded \$5 million dollars and no DVBE incentive was claimed by the low bidder.

Based on the above, the protest submitted by GSB/Obayashi has no merit and Caltrans will proceed to award the contract to the lowest responsible bidder.

If you have any questions, please contact Mulissa Smith, Contract Branch Chief, at (916) 227-6228.

Sincerely,


 JOHN C. McMILLAN
 Deputy Division Chief
 Office Engineer
 Division of Engineering Services

cc: Robert Leslie, Oles Morrison Rinker Baker LLP
 Janette G. Leonidou, Leonidou & Rosin,

**** Transmit Conf. Report ****

P. 1
CALTRANS CONTR AWARDS Fax 916-227-6282

Mar 19 2015 08:45am

| Fax/Phone Number | Mode | Start | Time | Page | Result | Note |
|------------------|--------|------------|-------|------|--------|------|
| 916506912889 | Normal | 19:08:44am | 0'46" | 1 | * O K | |

STATE OF CALIFORNIA—CALIFORNIA STATE TRANSPORTATION AGENCY

EDMUND G. BROWN Jr., Governor

DEPARTMENT OF TRANSPORTATION
 DIVISION OF ENGINEERING SERVICES
 OFFICE ENGINEER
 P.O. BOX 168041, MS-43
 SACRAMENTO, CA 95816-8041
 PHONE (916) 227-6299
 FAX (916) 227-6282
 TTY 711
 www.dot.ca.gov



*Serious drought.
Help save water!*

March 19, 2015

Facsimile: (925) 372-8001

David Riccitiello, Managing Partner/President GSB
 Golden State Bridge, Inc.
 /Obayashi Corporation, Joint Venture
 3701 Mallard Drive
 Benicia, CA 94510

04-013524
 04-SF,Ala-80-8.6/8.9, 0.0/1.2
 B.O. 03/04/2015

Dear Mr. Riccitiello,

The Department of Transportation (Caltrans) received letters dated March 10, and 13, 2015, from Robert Leslie of Oles Morrison Rinker Baker LLP, representing Golden State Bridge, Inc./Obayashi Corporation, Joint Venture (GSB/OC) protesting the bid submitted by California Engineering Contractor, Inc./Silverado Contractors, Inc. a Joint Venture (CEC/SC), on the above referenced contract. The protest alleges that CEC/SC did not have a valid authorized corporation officer or partnership member sign the submitted bid, CEC/SC failed to submit a Power of Attorney as required and CEC/SC did not make necessary and reasonable steps to ensure that Disabled Veteran Business Enterprises (DVBEs) had an opportunity to participate in the contract.

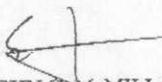
Caltrans finds that CEC/SC submitted a Power of Attorney as required and that the Power of Attorney gave the person who signed the bid the authority to do so. Caltrans disagrees that the requirements set forth in Probate Code Sections 4102, 4121 and 4122 apply to this type of Power of Attorney. Therefore, the Power of Attorney submitted with CEC/SC's bid was valid.

As the protest relates to DVBE participation, this contract exceeded \$5 million dollars and no DVBE incentive was claimed by the low bidder.

Based on the above, the protest submitted by GSB/Obayashi has no merit and Caltrans will proceed to award the contract to the lowest responsible bidder.

If you have any questions, please contact Mulissa Smith, Contract Branch Chief, at (916) 227-6228.

Sincerely,


 JOHN C. McMILLAN
 Deputy Division Chief
 Office Engineer
 Division of Engineering Services

cc: Robert Leslie, Oles Morrison Rinker Baker LLP
 Janette G. Leonidou, Leonidou & Rosin,