

# KOCH & KOCH, INC

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October 7, 2015

California Department of Transportation  
Division of Engineering Services  
Office Engineer, MS-43  
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Attention: John McMillan, Deputy Division Chief

Subject: Contract 04-0J9404  
Regarding: Bid Protest

Dear Mr. McMillan,

Koch & Koch Inc. hereby protests the award of contract 04-0J9404 to the apparent low bidder BRM Construction for failing to list an electrical subcontractor for Bid Item #7 Building Work. BRM does not hold a C-10 license, nor does their only listed sub A-1 Construction. The most competitive sub quote for the electrical work was \$86,600, which is in excess of  $\frac{1}{2}$  of 1% of the total bid. Per Standard Specification 2-1.10 Subcontractor List-"On the subcontractor list form, list each subcontractor to perform work in an amount of  $\frac{1}{2}$  of 1% of the total bid or \$10,000, whichever is greater."

Electrical is a considerable part of this project and consists of complex controls and signals. BRM was the only bidder to not list an electrical subcontractor or hold a C-10 license. McQuire & Hester and Anvil each listed Blocka, we Koch & Koch, Inc. hold a C-10 license. Because of this we request that BRM Construction be found non-responsive and the contract be awarded to the next responsive low bidder.

Sincerely,  
Ric Eli  
Estimator

