

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!*

April 28, 2015

Facsimile: (916) 334-0562

Edmundo A. Puchi, Treasurer
MCM Construction, Inc.
6413 32nd Street
North Highlands, CA 95660

04-235624
04-SCI,SM-101-52.0/52.6,0.0/0.6
B.O. 3/18/2015

Dear Mr. Puchi:

The Department of Transportation (Caltrans) received a letter dated April 3, 2015, from MCM Construction, Inc. (MCM) protesting the bids submitted by Ghilotti Bros/RM Harris JV (Ghilotti) and Flatiron West, Inc. (Flatiron) for the above referenced contract. The protest alleges that Ghilotti listed FBD Vanguard (Vanguard) Construction to perform 100 percent of Bid Item 1391, and there are 162 Bid Items, therefore this is a material discrepancy. The protest further alleges that Flatiron submitted its bid with inconsistencies in both the Subcontractor List and DBE Commitment form. MCM requests that Caltrans find Ghilotti and Flatiron nonresponsive and award the contract to the lowest responsible bidder.

As the protest relates to the bid submitted by Ghilotti, Caltrans determined that based on the other items of work to be performed by Vanguard; the correct bid item is 139. This error does not materially affect the bid and can therefore be waived by Caltrans.

As the protest relates to the bid submitted by Flatiron, Caltrans did not review the protest for Flatiron, since the bid submitted by Ghilotti was found responsive.

Caltrans finds that this protest against will have no bearing on the award of this contract and will proceed to award the contract to the lowest responsible bidder.

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

Sincerely,

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

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

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

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

Apr 28 2015 04:25pm

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
93340562	Normal	28:04:25pm	0' 16"	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!

April 28, 2015

Facsimile: (916) 334-0562

Edmundo A. Puchi, Treasurer
MCM Construction, Inc.
6413 32nd Street
North Highlands, CA 95660

04-235624
04-SCI,SM-101-52.0/52.6,0.0/0.6
B.O. 3/18/2015

Dear Mr. Puchi:

The Department of Transportation (Caltrans) received a letter dated April 3, 2015, from MCM Construction, Inc. (MCM) protesting the bids submitted by Ghilotti Bros/RM Harris JV (Ghilotti) and Flatiron West, Inc. (Flatiron) for the above referenced contract. The protest alleges that Ghilotti listed FBD Vanguard (Vanguard) Construction to perform 100 percent of Bid Item 1391, and there are 162 Bid Items, therefore this is a material discrepancy. The protest further alleges that Flatiron submitted its bid with inconsistencies in both the Subcontractor List and DBE Commitment form. MCM requests that Caltrans find Ghilotti and Flatiron nonresponsive and award the contract to the lowest responsible bidder.

As the protest relates to the bid submitted by Ghilotti, Caltrans determined that based on the other items of work to be performed by Vanguard; the correct bid item is 139. This error does not materially affect the bid and can therefore be waived by Caltrans.

As the protest relates to the bid submitted by Flatiron, Caltrans did not review the protest for Flatiron, since the bid submitted by Ghilotti was found responsive.

Caltrans finds that this protest against will have no bearing on the award of this contract and will proceed to award the contract to the lowest responsible bidder.

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

Sincerely,

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