

AFSAR

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November 18, 2014

VIA FACSIMILE & U.S. MAIL ONLY

John C. McMillian
Office Engineer
State of California Department of Transportation/Caltrans
Division of Engineering Services
1727 30th Street
Sacramento, CA 95816

Re: Bid Protest - Contract No. 06-0P9704

Dear Mr. McMillian:

This office represents the legal interests of Desert Concepts Construction, Inc. It is my client's understanding that Granite Construction Company (hereinafter "Granite") has been deemed the "Low Bidder". This correspondence is provided as a formal bid protest to the bid submitted by Granite.

The bid submitted by Granite is not supported by the documents filed 24 hours later. More specifically, Bid Item 6 totals \$64,900 on the Bid submitted by Granite. However, a review of their DBE-Commitment form shows bid item six to be performed by KRC Safety Co., Inc. for a dollar value of \$91,450.00. This discrepancy is also confirmed by the supporting documents which include KRC's estimate. Clearly a discrepancy exists between the bid and the DBE-Commitment form/supporting documents rendering the Granite bid non-responsive.

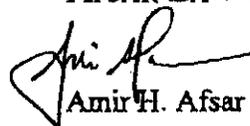
This same issue also arises with regard to Bid Item 2. The Granite Bid totals \$3,500 on the Bid submitted. However, a review of the Granite DBE Commitment form shows bid item two to be performed by KRC Safety Co., Inc. for a dollar value of \$3,995. This discrepancy is also confirmed by the supporting documents which include KRC's estimate. Once again, a clear discrepancy exists between the bid and the DBE-Commitment form/supporting documents. As a result of this discrepancy, Granite's bid should be found unresponsive and rejected.

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We appreciate your time in reviewing the bids referenced herein. If we can provide any further assistance with regard to this project, please contact this office or Desert Concepts Construction, Inc. at your earliest opportunity.

Very truly yours,

AFSAR LAW GROUP, A.P.C.



Amir H. Afsar

cc: Client
AHA/jbl
L111814.BidProtest.doc



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Total Number of Pages 3 (Including This Cover Letter)

Please deliver the attached pages to:

Company: State of California Department of Transportation/Caltrans
Office Engineer
Recipient's Fax No.: (916) 227-6282

From: Afsar Law Group, A.P.C.
Transmitted From: (760) 345-3220

Re: Contract Number 06-0P9704

Please see the attached correspondence.

If you have any additional questions, please don't hesitate to contact this office.

Thank you

Original Sent By U.S. Mail: Yes No

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