

CALTRANS  
STATE OF CALIFORNIA  
DEPARTMENT OF TRANSPORTATION  
BID FOR

7

E-3

CONSTRUCTION ON STATE HIGHWAY IN  
LOS ANGELES COUNTY IN DIAMOND BAR AND CALABASAS AT VARIOUS LOCATIONS  
In District 07 on Route 57,101

UNDER

---

Notice to Bidders and Special Provisions dated February 9, 2015  
Project plans approved January 20, 2015  
Standard Specifications dated 2010  
Standard Plans dated 2010

---

Identified by

Contract No. 07-2W8404

07-LA-57,101-Var

Project ID 0714000162

Bids open Thursday, March 5, 2015

Dated February 9, 2015

AADD

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 07-2W8404 Project ID: 0714000162

Bidder Name: HighLand Construction, Inc.

Bidder ID: VC0000008313

BID TO THE DEPARTMENT OF TRANSPORTATION

DES-OE-0102.1

---

Name of Bidder HighLand Construction, Inc.

Bidder ID VC0000008313

Business Street Address 133 N. Pixley Street  
(Include even if P.O. Box is used)

Business P.O. Box

City, State, Zip Orange, CA, 92868

Telephone No. 714-538-5156

Fax No. 714-538-5157

Contractor License No.743775

California Department of Industrial Relations Registration number\*\* 1000011988

Checksum FF0D3DFF

1. Bidder agrees, if this bid is accepted, to enter into a contract with the Department, in the form included in the Standard Specifications, to perform the work provided in the Contract under the terms of the Contract for the price or prices bid.

For a lump sum or unit price based bid, Bidder additionally agrees to perform the work within the number of working days shown on the Notice to Bidders.

For a cost plus time based bid on a contract without a plant establishment period, Bidder additionally agrees to perform the work within the number of working days bid.

For a cost plus time based bid on a contract with a plant establishment period, Bidder additionally agrees to perform the non♦plant establishment work within the number of working days bid for non♦plant establishment work.

2. Bidder has and acknowledges the following addenda:1  
02-23-15 Revise Notice to Bidders and Special Provisions, Bid Book,
3. Bidder submits this bid with one of the following forms of bidder's security equal to at least 10 percent of the bid: Bidder's Bond
4. Bidder's signature is an affirmation of the included certifications. Bidder is cautioned that making a false certification may result in one or more of the following:
  - 4.1 Criminal prosecution
  - 4.2 Rejection of the bid
  - 4.3 Rescission of the award
  - 4.4 Termination of the Contract

PRINTED NAME:M. Ahmadi AND

TITLE OF PERSON SIGNING:Estimator

---

BY (Authorized signature)

DATE SIGNED( Do not type)

---



## STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 07-2W8404 Project ID: 0714000162

Bidder Name: HighLand Construction, Inc.

Bidder ID: VC0000008313

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
1	120090	CONSTRUCTION AREA SIGNS	LUMP SUM LS	LUMP SUM	10,710.00
2	120100	TRAFFIC CONTROL SYSTEM	LUMP SUM LS	LUMP SUM	20,950.00
3	130100	JOB SITE MANAGEMENT	LUMP SUM LS	LUMP SUM	600.00
4	130200	PREPARE WATER POLLUTION CONTROL PROGRAM	LUMP SUM LS	LUMP SUM	750.00
5	130620	TEMPORARY DRAINAGE INLET PROTECTION	18.0 EA	50.00	900.00
6	130900	TEMPORARY CONCRETE WASHOUT	LUMP SUM LS	LUMP SUM	4,500.00
7	150801	REMOVE OVERSIDE DRAIN	12.0 EA	350.00	4,200.00
8	153220	REMOVE CONCRETE (CHANNEL)	500.0 CY	175.00	87,500.00
9	155213	CLEANING, INSPECTING, AND PREPARING CULVERT (LF)	670.0 LF	55.00	36,850.00
10	155319	36" CURED-IN-PLACE PIPELINER	260.0 LF	298.00	77,480.00
11	160102	CLEARING AND GRUBBING (LS)	LUMP SUM LS	LUMP SUM	3,500.00
12	390136	MINOR HOT MIX ASPHALT	15.0 TON	435.00	6,525.00

## STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 07-2W8404 Project ID: 0714000162

Bidder Name: HighLand Construction, Inc.

Bidder ID: VC0000008313

Item No.	Item Code	Item Description	Estimated Quantity Unit of Measure	Unit Price	Item Total
13	394090	PLACE HOT MIX ASPHALT (MISCELLANEOUS AREA)	75.0 SQYD	100.00	7,500.00
14	721430	CONCRETE (CHANNEL LINING)	500.0 CY	500.00	250,000.00
15	860090	MAINTAINING EXISTING TRAFFIC MANAGEMENT SYSTEM ELEMENTS DURING CONSTRUCTION	LUMP SUM LS LS LS	LUMP SUM	10.00
16	999990	MOBILIZATION	LUMP SUM LS	LUMP SUM	40,900.00
Total Bid					\$552,875.00

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 07-2W8404 Project ID: 0714000162

Bidder Name: HighLand Construction, Inc.

Bidder ID: VC0000008313

DES-OE-0102.2B(REV 5/2014)

---

Bidding Firm: HighLand Construction, Inc.

List this sub? Yes

- 1) Business Name Southwest V-Ditch, Inc.  
Location City Riverside State CA  
California Contractor License Number 569779  
CA Department of Industrial Relations' Registration Number 1000004410  
Portion of Work Subcontracted:

Item %	Description
14 80	Channel Lining

List this sub? Yes

- 2) Business Name Insituform Technologies, LLC  
Location City Fullerton State CA  
California Contractor License Number 758411  
CA Department of Industrial Relations' Registration Number 1000009689  
Portion of Work Subcontracted:

Item %	Description
9 31.3	Cleaning and inspecting culvert
10 78	36" CIPP

List this sub? Yes

- 3) Business Name Nor-Cal Pipeline Services  
Location City Yuba City State CA  
California Contractor License Number 935878  
CA Department of Industrial Relations' Registration Number 1000005777  
Portion of Work Subcontracted:

Item %	Description
9 30.8	Cleaning and inspecting culvert





STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 07-2W8404 Project ID: 0714000162

Bidder Name: HighLand Construction, Inc.

Bidder ID: VC0000008313

REQUEST FOR SMALL BUSINESS PREFERENCE OR NON-SMALL BUSINESS PREFERENCE

DES-OE-0102.7 (REV 02/2010)

---

COMPLETE ONE OF THE FOLLOWING:

\*Small Business Preference

The undersigned requests small business preference and certifies, under penalty of perjury, that the firm meets the requirements of 2 CA Code of Regs ♦ 1896 et seq. and is certified as a small business at the time and day of bid opening or has submitted a complete application to the Department of General Services (DGS) and is subsequently certified. The complete application and any required substantiating documentation must be received by DGS by 5:00 p.m. on bid opening date.

Small Business Certification (Reference) Number: 15041

Date: 03/05/15 Signature: \_\_\_\_\_

\*Non-Small Business Preference

The undersigned non-small business preference and notifies the Department on the Certified Small Business Listing for the Non-Small Business Preference form that it commits to subcontract at least 25 percent of its bid amount with one or more firms that meets the requirements of 2 CA Code of Regs ♦ 1896 et seq. and the firms are certified as small businesses at the time and day of bid opening or have submitted a complete application and are subsequently certified by the Department of General Services (DGS). The complete application and any required substantiating documentation must be received by DGS by 5:00 p.m. on bid opening date. List these firms on the Certified Small Business Listing for the Non-Small Business Preference form.

Date: Signature: \_\_\_\_\_

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 07-2W8404 Project ID: 0714000162

Bidder Name: HighLand Construction, Inc.

Bidder ID: VC0000008313

CALIFORNIA COMPANY PREFERENCE

DES-OE-102.9 (REV 11/2008)

This form must be completed by all bidders. Failure of a non-California company to fill out and sign this form may be cause for rejection of its bid. Eligibility for a reciprocal preference for a California company is waived if the California company fails to complete and sign this form under penalty of perjury.

The undersigned certifies that it is a "California company" as defined in Pub Cont Code ♦ 6107 and meets one of the following (enter requested information):

1. I am a California company which has its principal place of business in California.

or

2. I a California company which has its principal place of business in a state in which there is no local contractor preference on construction contracts.

Name of State:

or

3. I a California company which has its principal place of business in a state in which there is a local contractor preference and my company has paid not less than \$5,000 in sales or use taxes to California for construction related activity for each of the 5 years immediately preceding the submission of the bid.

Name of State:

California Sales or Use Tax No.:

or

The undersigned certifies that it is not a "California company."

4. I a California company.

My principal place of business is in:

(Enter state or country)

Describe any and all bid preferences provided to your company by the state or country in which your company has its principal place of business.

(Attach additional sheets if necessary.)

Describe:

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

DATE \_\_\_\_\_ Signature of Bidder \_\_\_\_\_

STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION

Contract No.: 07-2W8404 Project ID: 0714000162

Bidder Name: HighLand Construction, Inc.

Bidder ID: VC0000008313

OPT OUT OF PAYMENT ADJUSTMENTS FOR PRICE INDEX FLUCTUATIONS

DES-OE-0102.12A (REV. 8/2012)

---

To opt out of payment adjustments for price index fluctuations as specified, complete this form.

I opt out of the payment adjustments for price index fluctuations.

Enter Date and Name to opt out of payment adjustments for price index fluctuations.

Date: Bidder's Name:

Signature: \_\_\_\_\_

---

UNDOCUMENTED ALIENS EMPLOYMENT

Under Pub Cont Code ♦ 6101, the Bidder certifies compliance with state and federal law respecting the employment of undocumented aliens.

---

NONCOLLUSION

NONCOLLUSION AFFIDAVIT TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

Under PCC 7106 and 23 USC 112, the bidder declares as follows:

State of CA County of Orange

Name: M. Ahmadi,

being first duly sworn, deposes and says that he or she is

Estimator of

HighLand Construction, Inc.

the party making the foregoing bid that the bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation; that the bid is genuine and not collusive or sham; that the bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid, and has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or that anyone shall refrain from bidding; that the bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder, or to secure any advantage against the public body awarding the contract of anyone interested in the proposed contract; that all statements contained in the bid are true; and, further, that the bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, or paid, and will not pay, any fee to any corporation, partnership, company association, organization, bid depository, or to any member or agent thereof to effectuate a collusive or sham bid.

---

CHILD SUPPORT COMPLIANCE ACT

Under Pub Cont Code ♦ 7110, the contractor acknowledges that:

1. The contractor recognizes the importance of child and family support obligations and shall fully comply with all applicable state and federal laws relating to child and family support enforcement, including, but not limited to, disclosure of information and compliance with earnings assignment orders, as provided in Chapter 8 (commencing with section 5200) of Part 5 of Division 9 of the Family Code; and
2. The contractor to the best of its knowledge is fully complying with the earnings assignment orders of all employees and is providing the names of all new employees to the New Hire Registry maintained by the Employment Development Department.

---

NATIONAL LABOR RELATIONS BOARD

Under Pub Cont Code ♦ 10232, the contractor, swears under penalty of perjury, that no more than one final unappealable finding of contempt of court by a federal court has been issued against the contractor within the immediately preceding two year period because of the contractor's failure to comply with an order of a federal court which orders the contractor to comply with an order of the National Labor Relations Board.

---

VIOLATION OF LAW OR A SAFETY REGULATION

Under Pub Cont Code ♦ 10162, the Bidder must complete, under penalty of perjury, the following questionnaire:

Has the Bidder, any officer of the Bidder, or any employee of the Bidder who has a proprietary interest in the Bidder, ever been disqualified, removed, or otherwise prevented from bidding on, or completing a federal, state, or local government project because of a violation of law or a safety regulation? No

If the answer is yes, explain the circumstances in the following space.

---

ANTITRUST LAW

Under Pub Con Code ♦ 10285.1, the Bidder declares under penalty of perjury under the laws of the State of California that the Bidder Has Not been convicted within the preceding three years of any offenses referred to in that section, including any charge of fraud, bribery, collusion, conspiracy, or any other act in violation of any state or federal antitrust law in connection with the bidding upon, award of, or performance of, any public works contract, as defined in Pub Cont Code ♦ 1101, with any public entity, as defined in Pub Cont Code ♦ 1100, including the Regents of the University of California or the Trustees of the California State University. The term "Bidder" includes any partner, member, officer, director, responsible managing officer, or responsible managing employee thereof, as referred to in Section 10285.1.

If the Bidder has been convicted of an offense within the past 3 years, provide the conviction details including the date and ultimate resolution of each conviction in the space below.

---

PERMITS, LICENSES, AGREEMENTS, CERTIFICATIONS, AND RAILROAD  
RELATIONS AND INSURANCE REQUIREMENTS

Bidder acknowledges that permits, licenses, agreements, certifications, and the requirements in the document titled "Railroad Relations and Insurance Requirements" are components of the Contract under section 5-1.02 of the Standard Specifications.

---

BIDDER RESPONSIBILITY QUESTIONNAIRE

Failure to truthfully answer the following questions will result in a finding that the bid is nonresponsive. The Bidder must complete, under penalty of perjury, the following questionnaire:

1. Within the past 10 years, has the Bidder been found to be a nonresponsible bidder by any public entity, including federal, State, local, or regional entities?

Yes

2. Within the past 10 years, have any of the Bidder's officers or employees with a proprietary interest in the Bidder been determined to be a nonresponsible bidder by a public entity, including federal, State, local or regional entities?

No

3. Is there any officer or employee of the Bidder who now has or has had any proprietary interest in another company that bid or bids on public works projects whose company has been determined to be a nonresponsible bidder by any public entity, including federal, State, local, or regional entities?

Yes

4. If the answer to any of the 3 preceding questions is yes, disclose all pertinent details of the determination of nonresponsibility, including:

4.1. Date of each nonresponsibility determination

4.2. Name of each public agency issuing the nonresponsibility determination and a contact person at that agency who would have information about the determination

4.3. Contract number for each nonresponsibility determination

\*\*See Bidder Responsibility Questionnaire received by Caltrans 03/04/2015\*\*

END CERTIFICATIONS

**BIDDER RESPONSIBILITY QUESTIONNAIRE**

03-04-15P01:25 RCV0

Failure to truthfully answer the following questions will result in finding that the bid is nonresponsive. The Bidder must complete, under penalty of perjury, the following questionnaire:

- 1. Within the past ten years, has the Bidder been found to be a nonresponsive bidder by any public entity (including Federal, State, Local or Regional entities)?

Yes:   X   No        See 4.1 – 4.3

- 2. Within the past ten years, have any of the Bidder’s officers or employees with a proprietary interest in the Bidder, been determined to be a nonresponsive bidder by a public entity (including Federal, State, Local or Regional entities)?

Yes        No:   X   See 4.1 – 4.3

- 3. Is there any officer or employee of the Bidder who now has or has had, any proprietary interest in another company that bid(s) on public works projects which company has been determined to be a nonresponsive bidder by any public entity (including Federal, State, Local or Regional entities)?

Yes        No:   X   See 4.1 – 4.3

- 4. If the answer is to any of the three preceding questions is yes, please disclose all pertinent details of the determination of nonresponsibility including:

- 4.1 The date of each nonresponsibility determination
- 4.2 The name of each public agency issuing the nonresponsibility determination and a contact person at the agency who would have information about the determination.
- 4.3 The contract number for each nonresponsibility determination.

4.1 On July 29, 2005, Caltrans made an erroneous determination against HighLand Construction, Inc., which HighLand, Inc. refutes. On August 19, 2005, Caltrans illegally applied the same determination to two other contracts. Although Mike Ahmadi, an Officer of HighLand Construction, Inc., has issues with Caltrans, Mike Ahmadi was not a bidder himself on any projects. Additionally, on January 9, 2006, the City of Newport Beach rejected a bid for which HighLand Construction, Inc. was low bidder because of the erroneous determination made by Caltrans.

4.2 California Department of Transportation, Bob Pieplow/ John McMillian.  
City of Newport Beach, Aaron Harp.

4.3 07-1661A4 and Caltrans illegally applied the same determination to two other contracts, 07-4J2704 and 11-206404, all of which is a result of a personal vendetta by key personnel of Caltrans against Mike Ahmadi and HighLand Construction, Inc. The Contract No. for the City of Newport Beach is 3796.

**NOTE:**

HighLand Construction, Inc. vehemently rejects the determination that was made and all of its allegations and is diligently pursuing all legal remedies to prevent Caltrans from further discriminatory treatment against HighLand, Inc.

Bond No. \_\_\_\_\_

We \_\_\_\_\_

\_\_\_\_\_ as Principal, and

\_\_\_\_\_ as Surety are bound unto the State of California, Department of Transportation, hereafter referred to as "Obligee", in the penal sum of ten percent (10%) of the total amount of the bid of the Principal submitted to the Obligee for the work described below, for the payment of which sum we bind ourselves, jointly and severally,

THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:

WHEREAS, the Principal is submitting a bid to the Obligee, for CONSTRUCTION ON STATE HIGHWAY IN LOS ANGELES COUNTY IN DIAMOND BAR AND CALABASAS AT VARIOUS LOCATIONS In District 07 on Route 57,101 for which bids are to be opened at 1727 30th Street, Sacramento CA 95816 on 03-05-15.

NOW, THEREFORE, if the Principal is awarded the contract and, within the time and manner required under the specifications, after the prescribed forms are presented to him for signature, enters into a written contract, in the prescribed form, in accordance with the bid, and files two bonds with the Obligee, one to guarantee faithful performance (if specified in the contract) of the contract and the other to guarantee payment for labor and materials as provided by law, then this obligation shall be null and void; otherwise, it shall remain in full force.

In the event a suit is brought upon this bond by the Obligee and judgement is recovered, the Surety shall pay all costs incurred by the Obligee in such suit, including a reasonable attorney's fee to be fixed by the court.

Dated: \_\_\_\_\_, 20\_\_\_\_.

Principal \_\_\_\_\_

Surety \_\_\_\_\_

By \_\_\_\_\_

Attorney-in-Fact

Correspondence or claims relating to this bond should be sent to the surety at the following address:

\_\_\_\_\_  
\_\_\_\_\_

CALIFORNIA ALL-PURPOSE ACKNOWLEDGEMENT

State of California

County of \_\_\_\_\_

On this \_\_\_\_\_ before me, \_\_\_\_\_

Date Here insert Name and Title of the Officer

personally appeared \_\_\_\_\_

Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal

SIGNATURE \_\_\_\_\_

Signature of Notary Public

(SEAL)

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION  
**BIDDER'S BOND**  
ADM-2010 (REV. 8/2007)

PREMIUM: NIL  
Contract No. 07-2W8404

Bond No. 15-B

We HIGHLAND CONSTRUCTION, INC.

as Principal, and

THE GUARANTEE COMPANY OF NORTH AMERICA USA

as Surety are bound unto the State of California, Department of Transportation, hereafter referred to as "Obligee", in the penal sum of ten percent (10%) of the total amount of the bid of the Principal submitted to the Obligee for the work described below, for the payment of which sum we bind ourselves, jointly and severally,

**THE CONDITION OF THIS OBLIGATION IS SUCH, THAT:**

WHEREAS, the Principal is submitting a bid to the Obligee, for REPLACE CONCRETE CHANNEL AND PIPE LINING

(Copy here the exact description of work, including location, as it appears on the proposal)

LOS ANGELES COUNTY IN DIAMOND BAR AND CALABASAS AT VARIOUS LOCATIONS (07-LA-57,101-VAR)

for which bids are to be opened at 1727 30TH STREET MS-26, SACRAMENTO, CA 95816

(insert place where bids will be opened)

on MARCH 5, 2015

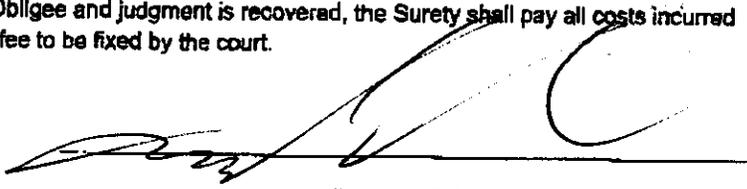
(insert date of bid opening)

NOW, THEREFORE, if the Principal is awarded the contract and, within the time and manner required under the specifications, after the prescribed forms are presented to him for signature, enters into a written contract, in the prescribed form, in accordance with the bid, and files two bonds with the Obligee, one to guarantee faithful performance (if specified in the contract) of the contract and the other to guarantee payment for labor and materials as provided by law, then this obligation shall be null and void; otherwise, it shall remain in full force.

In the event a suit is brought upon this bond by the Obligee and judgment is recovered, the Surety shall pay all costs incurred by the Obligee in such suit, including a reasonable attorney's fee to be fixed by the court.

Dated: FEBRUARY 24, 2015

Correspondence or claims relating to this bond should be sent to the surety at the following address:  
6303 OWENSMOUTH AVE., 10TH FLOOR  
WOODLAND HILLS, CA 91367



HIGHLAND CONSTRUCTION, INC.

Principal

THE GUARANTEE COMPANY OF NORTH AMERICA USA

Surety

By Spencer Flake  
SPENCER FLAKE Attorney-in-Fact

**CERTIFICATE OF ACKNOWLEDGMENT**

State of California

County of \_\_\_\_\_ SS

On this \_\_\_\_\_ day of \_\_\_\_\_ in the year 20 \_\_\_\_\_ before me, a notary public in and for the county and state aforesaid, personally appeared \_\_\_\_\_, known to me to be the person whose name is subscribed to the within instrument and known to me to be the Attorney-in-Fact of \_\_\_\_\_ and acknowledged to me that he (she) subscribed the name of the said company thereto as surety, and his (her) own name as Attorney-in-Fact.

(SEAL)

\_\_\_\_\_  
Notary Public

**CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT**

**CIVIL CODE § 1189**



A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California )

County of ORANGE )

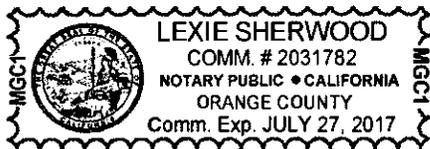
On 2-24-15 before me, LEXIE SHERWOOD - NOTARY PUBLIC  
Date Here Insert Name and Title of the Officer

personally appeared SPENCER FLAKE  
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature Lexie Sherwood  
Signature of Notary Public

Place Notary Seal Above

**OPTIONAL**

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

**Description of Attached Document**

Title or Type of Document: \_\_\_\_\_ Document Date: \_\_\_\_\_

Number of Pages: \_\_\_\_\_ Signer(s) Other Than Named Above: \_\_\_\_\_

**Capacity(ies) Claimed by Signer(s)**

Signer's Name: \_\_\_\_\_

- Corporate Officer — Title(s): \_\_\_\_\_
- Partner —  Limited  General
- Individual  Attorney in Fact
- Trustee  Guardian or Conservator
- Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_

Signer's Name: \_\_\_\_\_

- Corporate Officer — Title(s): \_\_\_\_\_
- Partner —  Limited  General
- Individual  Attorney in Fact
- Trustee  Guardian or Conservator
- Other: \_\_\_\_\_

Signer Is Representing: \_\_\_\_\_



The Guarantee Company of North America USA  
Southfield, Michigan

POWER OF ATTORNEY

KNOW ALL BY THESE PRESENTS: That THE GUARANTEE COMPANY OF NORTH AMERICA USA, a corporation organized and existing under the laws of the State of Michigan, having its principal office in Southfield, Michigan, does hereby constitute and appoint

David L. Culbertson, Charles L. Flake, Richard A. Coon, Spencer Flake  
Culbertson Insurance Services, Inc.

its true and lawful attorney(s)-in-fact to execute, seal and deliver for and on its behalf as surely, any and all bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof, which are or may be allowed, required or permitted by law, statute, rule, regulation, contract or otherwise.

The execution of such instrument(s) in pursuance of these presents, shall be as binding upon THE GUARANTEE COMPANY OF NORTH AMERICA USA as fully and amply, to all intents and purposes, as if the same had been duly executed and acknowledged by its regularly elected officers at the principal office.

The Power of Attorney is executed and may be certified so, and may be revoked, pursuant to and by authority of Article IX, Section 9.03 of the By-Laws adopted by the Board of Directors of THE GUARANTEE COMPANY OF NORTH AMERICA USA at a meeting held on the 31<sup>st</sup> day of December, 2003. The President, or any Vice President, acting with any Secretary or Assistant Secretary, shall have power and authority:

1. To appoint Attorney(s)-in-fact, and to authorize them to execute on behalf of the Company, and attach the Seal of the Company thereto, bonds and undertakings, contracts of indemnity and other writings obligatory in the nature thereof; and
2. To revoke, at any time, any such Attorney-in-fact and revoke the authority given, except as provided below
3. In connection with obligations in favor of the Florida Department of Transportation only, it is agreed that the power and authority hereby given to the Attorney-in-Fact includes any and all consents for the release of retained percentages and/or final estimates on engineering and construction contracts required by the State of Florida Department of Transportation. It is fully understood that consenting to the State of Florida Department of Transportation making payment of the final estimate to the Contractor and/or its assignee, shall not relieve this surety company of any of its obligations under its bond.
4. In connection with obligations in favor of the Kentucky Department of Highways only, it is agreed that the power and authority hereby given to the Attorney-in-Fact cannot be modified or revoked unless prior written personal notice of such intent has been given to the Commissioner - Department of Highways of the Commonwealth of Kentucky at least thirty (30) days prior to the modification or revocation.

Further, this Power of Attorney is signed and sealed by facsimile pursuant to resolution of the Board of Directors of the Company adopted at a meeting duly called and held on the 6th day of December 2011, of which the following is a true excerpt:

RESOLVED that the signature of any authorized officer and the seal of the Company may be affixed by facsimile to any Power of Attorney or certification thereof authorizing the execution and delivery of any bond, undertaking, contracts of indemnity and other writings obligatory in the nature thereof, and such signature and seal when so used shall have the same force and effect as though manually affixed.



IN WITNESS WHEREOF, THE GUARANTEE COMPANY OF NORTH AMERICA USA has caused this instrument to be signed and its corporate seal to be affixed by its authorized officer, this 23rd day of February, 2012.

THE GUARANTEE COMPANY OF NORTH AMERICA USA

STATE OF MICHIGAN  
County of Oakland

Stephen C. Ruschak, President & COO

Randall Musselman, Secretary

On this 23rd day of February, 2012 before me came the individuals who executed the preceding instrument, to me personally known, and being by me duly sworn, said that each is the herein described and authorized officer of The Guarantee Company of North America USA; that the seal affixed to said instrument is the Corporate Seal of said Company; that the Corporate Seal and each signature were duly affixed by order of the Board of Directors of

Cynthia A. Takai  
Notary Public, State of Michigan  
County of Oakland  
My Commission Expires February 27, 2018  
Acting in Oakland County

IN WITNESS WHEREOF, I have hereunto set my hand at The Guarantee Company of North America USA offices the day and year above written.

I, Randall Musselman, Secretary of THE GUARANTEE COMPANY OF NORTH AMERICA USA, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by THE GUARANTEE COMPANY OF NORTH AMERICA USA, which is still in full force and effect.

IN WITNESS WHEREOF, I have thereunto set my hand and attached the seal of said Company this 24th day of February, 2015.



Randall Musselman, Secretary



March 3, 2015

MSC 43  
Office Engineer  
Department of Transportation  
1727 30<sup>th</sup> Street  
Sacramento, CA 95816-7005

Re: Contract No.: 07-2W8404

B.O.D. 03-05-2015

To Whom It May Concern:

Attached, please find the Bidder's Bond and Bidder Responsibility Questionnaire for the above-mentioned E-bid project.

If you have any questions, please do not hesitate to call me. Thank you.

Sincerely,

A handwritten signature in black ink that reads 'Erin Richardson'.

Erin Richardson  
Office Manager

ER:  
Attachments (4)  
**VIA GSO Tracking #527113315**