

DEPARTMENT OF TRANSPORTATION
DIVISION OF ENGINEERING SERVICES
OFFICE ENGINEER, MS 43
1727 30th STREET
P. O. BOX 168041
SACRAMENTO, CA 95816-8041
PHONE (916) 227-6280
FAX (916) 227-6282
TTY 711



*Flex your power!
Be energy efficient!*

June 18, 2013

Facsimile: (909) 982-8663

Robert Andrade
MGP Construction.
P.O. Box 355
Upland, CA 91786

08-0R9004
08-Riv-SBd-5701,5731
B.O. 05/16/13

Dear Mr. Andrade:

The Department of Transportation (Caltrans) received a letter dated May 31, 2013, from MGP Construction (MGP) protesting the bid submissions of the low bidders, M C Alyea Construction, Dalke and Sons Construction, Inc., and Kinsman Construction, Inc. The protest states that the apparent low bidders did not submit the required SSPC-QP Certificates at time of bid. MGP is requesting Caltrans to find the bids submitted by the aforementioned firms nonresponsive and award the contract to MGP.

Caltrans reviewed the contract documents for this project and determined that the Society of Protective Coatings (SSPC) Certifications were not required for this project at time of bid. Please Note: Without specific reference from the contract's special provisions many sections in the Standard Specifications will not necessarily apply. The Standard Specifications sections reference by the protest letter regarding Protective Coatings Certification do not apply on this contract. Based on this determination, the apparent low bidders cannot be found nonresponsive on the basis of which MGP is asserting.

Therefore, MGP's protest lacks merit and Caltrans will proceed to award this 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", written over a horizontal line.

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

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

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

Jun 18 2013 03:56pm

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STATE OF CALIFORNIA—BUSINESS, TRANSPORTATION AND HOUSING AGENCY

EDMUND G. BROWN Jr., Governor

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