

**DEPARTMENT OF TRANSPORTATION**  
DIVISION OF ENGINEERING SERVICES  
OFFICE ENGINEER, MS 43  
1727 30<sup>th</sup> 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 24, 2013

Facsimile: (760) 746-5224

Brian J. Wier, Vice President  
Wier Construction Corporation  
2255 Barnham Drive  
Escondido, CA 92029

11-290304  
11-SD-75, 805-9.0, 20.2  
B.O. 06/13/2013

Dear Mr. Wier:

The Department of Transportation (Caltrans) received a bid submitted by Wier Construction Corporation (Wier) for Contract No. 11-290304 on June 13, 2013. By this letter, Caltrans notifies Wier that its bid is nonresponsive since Wier did not comply with Contract Special Provision Section 2-1.12B (2) DISADVANTAGED BUSINESS ENTERPRISES, which states in part:

"... Submit written confirmation from each DBE shown on the form stating that it will be participating in the Contract. Include information with the DBE commitment form. A copy of a DBE's quote will serve as written confirmation that the DBE will be participating in the Contract."

Wier failed to submit the written confirmation from each DBE as required.

Based on the above, Caltrans will proceed to award the contract to the lowest responsible bidder provided all requirements are met.

Your attention is directed to Section 3-1.02 of the Amendments to the 2006 Standard Specifications. Caltrans is not obligated to offer an extension of the award period for a nonresponsive bid. Should you wish to extend your bid while resolving a nonresponsive finding, you must send your request to the Office Engineer no later than 4:00 pm, two business days prior to the expiration of your bid.

If you have any questions, please contact Mulissa Smith, Contract Awards Branch Chief, 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*  
JOHN C. McMILLAN  
Deputy Division Chief  
Office Engineer  
Division of Engineering Services

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

P.1

Jun 24 2013 05:03pm

CALTRANS CONTR AWARDS Fax 916-227-6282

Fax/Phone Number	Mode	Start	Time	Page	Result	Note
917607465224	Normal	24:05:03pm	0'26"	1	# 0 K	

STATE OF CALIFORNIA - BUSINESS, TRANSPORTATION AND HOUSING AGENCY

EDMUND G. BROWN Jr., Governor

**DEPARTMENT OF TRANSPORTATION**  
DIVISION OF ENGINEERING SERVICES  
OFFICE ENGINEER, MS 43  
1727 30<sup>th</sup> 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 24, 2013

Facsimile: (760) 746-5224

Brian J. Wier, Vice President  
Wier Construction Corporation  
2255 Barnham Drive  
Escondido, CA 92029

11-290304  
11-SD-75, 805-9.0, 20.2  
B.O. 06/13/2013

Dear Mr. Wier:

The Department of Transportation (Caltrans) received a bid submitted by Wier Construction Corporation (Wier) for Contract No. 11-290304 on June 13, 2013. By this letter, Caltrans notifies Wier that its bid is nonresponsive since Wier did not comply with Contract Special Provision Section 2-1.12B (2) DISADVANTAGED BUSINESS ENTERPRISES, which states in part:

"... Submit written confirmation from each DBE shown on the form stating that it will be participating in the Contract. Include information with the DBE commitment form. A copy of a DBE's quote will serve as written confirmation that the DBE will be participating in the Contract."

Wier failed to submit the written confirmation from each DBE as required.

Based on the above, Caltrans will proceed to award the contract to the lowest responsible bidder provided all requirements are met.

Your attention is directed to Section 3-1.02 of the Amendments to the 2006 Standard Specifications. Caltrans is not obligated to offer an extension of the award period for a nonresponsive bid. Should you wish to extend your bid while resolving a nonresponsive finding, you must send your request to the Office Engineer no later than 4:00 pm, two business days prior to the expiration of your bid.

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

Sincerely,

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