HAZARD
CONSTRUCTION

Phone (858) 587-3600
Fax (858) 453-6034
6465 Marindustry Place
San Diego, CA 92121
hazardconstruction.com
License No. 750542 A/B

April 7, 2014

DEPARTMENT OF TRANSPORTATION
DIVISION OF ENGINEERING SERVICES
OFFICE ENGINEER, MS 43
1727 30TH STREET
P.O.BOX 168041
SACRAMENTO, CA 95816-8041
PH (916) 227-6299
FX (916) 227-6282

Reference: Contract 11-406504
Bid Opening Date: March 27, 2014

Subject: Protest of Bid of Western Rim Constructors, Inc,

We herewith protest the bid of Western Rim Constructors, Inc., the apparent low bidder, on the grounds that they failed to submit a complete bid form as set forth in the Standard Specifications, Section 2-1.33A, General: "Complete forms in the Bid Book. Submit the forms with your bid" and modified only by Section 2-1.12B (3), Good Faith Efforts Submittal, that provides: "If good faith efforts documentation is not submitted with the bid, it must be received by the Office Engineer no later than 4:00pm on the 4th business day after bid opening.

The bid of Western Rim Constructors, Inc. is missing page 7, the "OPT OUT OF PAYMENT ADJUSTMENT FOR PRICE INDEX FLUCTUATIONS" and page 8, "SMALL BUSINESS STATUS" in violation of the requirement to submit the forms in the Bid Book. As the pages that were omitted from the bid book of Western Rim Constructors, Inc. are not related in any way to Good Faith Effort Documentation, they are not allowed to be omitted from the bid submission, hence the bid is Non Responsive.

We therefore request that the bid of Western Rim Constructors, Inc. be declared Non responsive and the contract be awarded to Hazard Construction Company.

Sincerely,

Tom Shaddox
President.

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FAX TRANSMITTAL

DATE: April 7, 2014

TO: DEPARTMENT OF TRANSPORTATION, STATE OF CALIFORNIA

ATTN: OFFICE ENGINEER

FAX NO.: 916-227-6282

NUMBER OF PAGES: 2 INCLUDING THIS TRANSMITTAL

RE: CALTRANS CONTRACT NO. 11-406504

MESSAGE:

Attached please find our bid protest for the referenced contract for which bids were opened on March 27, 2014 and bid documents were available on-line on April 4, 2014.