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November 4, 2013

John McMillan
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Dear Mr. McMillan:

We submitted a bid for Contract Number 12-0F96E4 for "Construction on State Highway in Orange County from 0.4 mile north of Camino De Estrella Overcrossing to 0.2 mile south of San Juan Creek Road Undercrossing" on Thursday October 31, 2013.

Our bid listed the name and the location of the place of business of each subcontractor who we intend to have perform work or labor or render service for construction.

On Friday, within 24 hours of our bid, we submitted followup information completing columns two and three of the Department's Subcontractor List form.

In looking at our original bid, we see that our followup list form identified two subcontractors who were not listed in the day of bid submittal:

- Sierra Landscape – Landscape and related (partial)
- RJ Noble – AC paving and related (partial)

Our bid did not list any subcontractors for these scopes of work. In accordance with Civil Code Section 4106, we therefore agreed to self-perform that work. Civil Code Section 4106 provides that

If a prime contractor fails to specify a subcontractor or if a prime contractor specifies more than one subcontractor for the same portion of work to be performed under the contract in excess of one-half of 1 percent of the prime contractor's total bid, the prime contractor agrees that he or she is

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fully qualified to perform that portion himself or herself, and that the prime contractor shall perform that portion himself or herself.

Flatiron holds a Class A license and is thus properly licensed to self-perform these scopes of work. See Business & Professions Code Section 7056.

As such, Flatiron is fully licensed to self-perform this work.

Our bid is responsive in all respects.

Please contact me if you have any questions.

Troy Neuenswander
Vice President
Flatiron West