

**J. FRANCIS COMPANY, INC – 16197 Krameria Ave., Riverside, CA 92504
Ph. (951)776-9100 – Fx. (951)776-9174 - website: jfranciscompany.com**

To: State of California
Department of Transportation
1727 30th Street
Sacramento, CA 95816

February 7, 2014

Fax #: 916.227.6282

Attn: Office Engineer

Re: Bid Protest and Inquiry
Bid Date: 01/16/2014
Contract #: 071W5804
Project ID: 0712000359
DVBE Required Participation: 5%

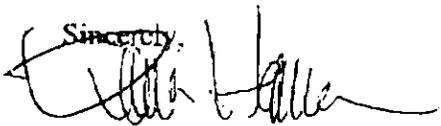
Dear Office Engineer:

On January 27 our protest of the award for the above referenced project to Autobahn Construction Inc. as their bid is non-responsive as their DVBE sub did not perform a Commercially Useful Function was submitted. The 7 day response time has elapsed.

The quote from James David Lawrence (DVBE for Autobahn) did not specify products supplied, nor does this company manufacturer any CalTrans approved product for line item 21 (which are sold directly to contractors). Since James David Lawrence is not listed as a subcontractor, this appears to be a "pass-through" company, and thereby does not add any value to the contract. James David Lawrence does not perform a Commercially Useful Function with regard to this bid. **In addition, James David Lawrence is not listed as a supplier of Joint Seals (SIC 7455611).**

The adjusted participation is 0%. The project requirement is 5% this means Autobahn Construction Inc's bid is non-responsive and award should be made to J. Francis Company.

Sincerely,



Diana Hanna
President