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29 January 2013

County of San Luis Obispo
Department of Public Works
Room 207 County Government Center
976 Osos Street
San Luis Obispo, CA 93408

Attn: Jeff Werst, P.E.

Re: Oak Woodland Habitat Mitigation, Contract 300129.09.04
Protest letter of 1/25/13 by Pacific Restoration Group, Inc.

In response to the protest letter referenced above, John Madonna Construction Co. Inc. (JMCI) will be performing in excess of 30% of the contract evidenced by sheet A-13 of the bid documents, "DESIGNATION OF SUBCONTRACTORS FORM". Please pay special attention to the "Bid Schedule Item No."; the first column of sheet A-13, that identifies "**portions of**" for landscaping and electrical subcontracts. Furthermore, the last column identifies the dollar amounts of each contractor.

As specified in Section 5-1.12 Subcontracting of the Special Provisions, JMCI is performing greater than 30% of the work. Subcontractor proposals total \$370,431.00 or 67.54% of the contract. Within items 5, 7-11 and 16 -18, JMCI is responsible for some of the trenching, purchasing, delivery and staging of project materials, and portions of installations.

As evidenced, JMCI is performing 30% of the contract. Thus, the protest from Pacific Restoration Group, Inc. should be denied.

Regards,



John Madonna, CEO
John Madonna Construction Co. Inc.

CC: Pacific Restoration Group, Inc.

DESIGNATION OF SUBCONTRACTORS FORM

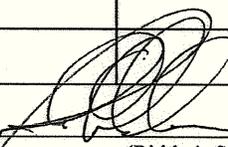
In compliance with the provisions of Sections 4100-4113 of the Public Contract Code of the State of California, and any amendments thereto, the undersigned bidder sets forth the following:

- a. The name and location of the place of business of each subcontractor who will perform work or labor, or render service to the undersigned Prime Contractor in or about the construction of the work or improvement, or a subcontractor licensed by the State of California who, under subcontract to the Prime Contractor, specially fabricates and installs a portion of the work or improvement according to detailed drawings contained in the plans and specifications, in an amount in excess of one-half of one percent of the undersigned Prime Contractor's total bid or in the case of bids for the construction of streets and highways, including bridges, in excess of one-half of one percent or ten thousand dollars (\$10,000), whichever is greater.*
- b. The portion of the work which will be done by each such subcontractor. Only one subcontractor shall be listed for each such portion.

A-13

Bid Schedule Item No.	Description of Portion of Work (if applicable)	Subcontractor	License No.	Address	Approximate Dollar Value
3, 15	Fencing	Central Coast Fence	463992	340 South 4th Grove Beach, CA 93133	\$49,719 ⁰⁰
Portions of 5, 7-11	Misc Landscaping	JD Humann	436466	2615 Skyway Dr. Santa Maria CA	\$302,222 ⁰⁰
Portions of 16-18	Misc Electrical	GES	887393	PO Box 1479 Atascadero Grande, CA	\$18,500 ⁰⁰

Contract No. 300129.09.04

By:  John Madonna, CEO / John Madonna Construction Co. Inc.
 (Bidder's Signature/Printed Name and Title/Company Name)

*NOTE: When there is a failure to list a subcontractor, as required, the law provides that the Contractor agrees to do the work with his or her own forces. In such case, bidder must be authorized to perform said work. Any bid not complying with the provisions hereof may be rejected.

RETURN THIS FORM WITH YOUR BID PROPOSAL