PROPOSAL

The undersigned hereby declares, as Bidder, that the only persons or parties interested in this proposal as principals are those named herein; that no director or any other officer or employee of the Eastern Municipal Water District is in any manner interested directly or indirectly in this proposal or in the profits to be derived from the contract proposed to be taken; that this bid is made without any connection with any person or persons making a bid for the same purpose; that the bid is in all respects fair and without collusion or fraud; that he has read the Notice Inviting Bids (or Bidding Information), Insurance Requirements and the Instructions to Bidders and agrees to all the stipulations contained herein; that he proposes and agrees that if his bid as submitted in the attached sheets, be accepted he will contract in the form so approved and furnish all items called for in accordance with the provisions of said approved form of Agreement, Insurance Requirements and the Specifications and to deliver the same within the time stipulated therein; and that he will accept in full payment therefore the prices named in said Bid Sheet.

The Bidder further agrees, that upon receipt of written notice of the acceptance of this proposal within 60 days after the day of opening bids (unless otherwise specified in the Notice Inviting Bids or Bidding Information) he will execute and return the Contract in accordance with the proposal as accepted and furnish the required bond(s) within SEVEN (7) days from the date of mailing the Notice of Acceptance of Proposal to him at his address given below, or within such time as allowed by the Engineer; and that upon his failure or refusal to do so within the said time, then the certified or cashier's check or bond accompanying this bid shall become the property of and be retained by the Eastern Municipal Water District as liquidated damages for such failure or refusal, and shall be deposited with the Treasurer of said Eastern Municipal Water District as monies belonging to the Eastern Municipal Water District; provided, that if said Bidder shall execute the Contract and furnish the required bond within the time aforesaid, his check or bond shall be returned to him thereafter.

The Bidder further declares that the surety or sureties named in the attached sheet have agreed to furnish bond in form and amount set forth in the accompanying Notice Inviting Bids (or Bidding Information) and paragraph B-6 of the Instructions to Bidders, in the event contract is awarded on basis of this proposal.

Company: Sukut Construction, LLC

Address: 4010 W. Chandler Avenue, Santa Ana, CA 92704

Date: 08.01.19

By: Michael Greenlee

(Print Name) (Name should appear below) (Signature of Owner or Officer required)

<table>
<thead>
<tr>
<th>Name(s) and Title of Member of Firm or Office of Corporation authorized to enter into a binding Contract:</th>
<th>Address (if different from above)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Name</td>
<td>Title</td>
</tr>
<tr>
<td>-----------------</td>
<td>-----------------</td>
</tr>
<tr>
<td>Michael Greenlee</td>
<td>Vice President/Chief Estimator</td>
</tr>
<tr>
<td>Steve Yurosek</td>
<td>President</td>
</tr>
<tr>
<td>Paul Kuliev</td>
<td>CFO &amp; Company Secretary</td>
</tr>
<tr>
<td>Michael Crawford</td>
<td>CEO</td>
</tr>
</tbody>
</table>

For further details on this proposal, please contact:

Name: Michael Greenlee
Email Address: mgreenlee@sukut.com

Address: 4010 W. Chandler Avenue, Santa Ana, CA 92704
Telephone: 714.540.5351

C3-1

00024 Proposal (7 day)
EASTERN MUNICIPAL WATER DISTRICT
SPECIFICATION NO. 1361W
MOUNTAIN AVENUE WEST REPLENISHMENT BASIN

BIDDER’S 8-YEAR EXPERIENCE RECORD &
RESUMES OF KEY PERSONNEL

All bidders must provide a detailed 8-year experience record showing successful completion, as a General Contractor (Class A) and the sub-contractor must provide experience as a California Well Drilling Contractor (C-57), of at least three similar projects within the last 8 years as follows:

General Contractor Requirements
A. Contract Type - Public Works
B. Mass Grading – 250,000 CY or more

Sub-Contractor Requirements
A. Contract Type - Public Works
B. Well Type – Municipal Supply Water Well and/or Groundwater Monitoring Well
C. Drilling Methods – Hollow Stem Auger and Mud Rotary
D. Casing Diameter – 12” and larger

Additionally, bidders must include resumes of key personnel proposed to work on this project when submitting your bid. This information will be critical in meeting requirements as a responsible bidder.

Failure to submit any of the above-mentioned information with your bid “may” deem your bid non-responsive

BR-1 00027 Bidder’s Experience/Resumes
<table>
<thead>
<tr>
<th>Owner / Contact Person</th>
<th>Address &amp; Phone #</th>
<th>Engineer / Contact Person</th>
<th>Address &amp; Phone #</th>
<th>Location of Work (City)</th>
<th>Value of Work Performed</th>
<th>Year</th>
<th>Type/Description of Work</th>
<th>Project Notes</th>
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<tbody>
<tr>
<td>Rancho Cal. Water Dist.</td>
<td>42135 Winchester Rd.</td>
<td>Krieger &amp; Messersmith</td>
<td>8302 University Ave.</td>
<td>Temecula, CA</td>
<td>$11,040,975.00</td>
<td>2013</td>
<td>Recycled Water Storage Pond Improvements</td>
<td></td>
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<tr>
<td>City of Corona</td>
<td>951-296-6000</td>
<td>Michael Baker</td>
<td>6560 Center Dr. #200</td>
<td>Corona, CA</td>
<td>$44,649,717.00</td>
<td>2016</td>
<td>Foothill Parkway Westerly Extension</td>
<td></td>
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<tr>
<td>City of Corona</td>
<td>909-395-2321</td>
<td>Trish Keith</td>
<td>5545 Vincenla Ave.</td>
<td>Corona, CA</td>
<td>$57,123,000.00</td>
<td>2016</td>
<td>La Pal Avenue Gap Closure and Camino Del Rio Extension</td>
<td></td>
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</tbody>
</table>
| County of Orange PW    | 949-855-7049      | Hult Zellers             | 2603 Main St. #400 | Irvine, CA | $27,219,588.00 | 2018 | Industry Business Center West Slab Mass Grading Phase 2 | City of Industry, CA
| Successor Agency to the City of Industry | 949-988-5815 | Carl Taylor             | 300 N. Flower Street | Santa Ana, CA | City of Industry, CA | 9744 | Solar Renewable Energy Initiative Phase 3 Site Preparation Progress | EMWD
| City of Industry       | 714-760-0226      | Kevin Tran              | 16925 East Stanford St. | City of Industry, CA | 9744 | | |
| City of Industry       | 626-333-0336      | Dustin Weller           | 2270 Trumble Road    | Perris, CA | 92572 | | | |
WORK EXPERIENCE

1984 – Present:  
Sukut Construction  
Santa Ana, California

HIGHLIGHTED PROJECT EXPERIENCE

2018 to Present – Vice President, Joint Ventures and Public Works: Responsible for executive duties and program management of large Joint Venture and Public Works projects.

Calaveras Dam Replacement Project - Sunol, CA (2011 – Present): Joint venture between Dragados – USA, Inc., Flatiron West, Inc. and Sukut Construction, Inc. Construction of a zone fill earthen dam, downstream of the existing Calaveras Dam for the San Francisco Public Utilities Commission. Construction included excavation for the new dam, new outlet works, spillway, spillway bridge, buildings, vaults, tower and associated on site and off site roadway improvements. Drilling and blasting plans submitted for over 800,000 cubic yards of clay and 1.2 million cubic yards of shell material. Additionally, Sukut had imported 700,000 tons of drain material, which equaled to 40,000 loads. Total contract value - $577,162,000

NMC Builders, LLC – Archibald & Edison Avenues Utility and Street Improvements, Ontario, CA (2014 – 2015): Installed 20,500 linear feet of 18"-96" RCP storm drain, 8,200 linear feet of 24" CMLC recycled / domestic water line, 17,000 linear feet of 12" PVC domestic water line, 18,700 linear feet of 12" PVC recycled water line, 3,700 linear feet of 16" PVC recycled water line, 7,000 linear feet 8" to 30" sewer mains, and associated structures and street improvements. Total contract value - $53,312,600

NMC Builders, LLC – Chino Wetlands #2 Structures, Chino, CA (2012): Installed 2,500 linear feet of 48" RCP storm drain, 2,400 linear feet of 4"x3" cast-in-place box culvert and associated structures. Total contract value - $4,340,000

DCO Energy – Olinda Landfill Gas to Energy Project, Brea, CA (2011 – 2013): Installed 10,000 linear feet of PVC sewer, PVC gray water, and ductile iron fire water. Total contract value - $9,579,000

Sacramento Area Flood Control Agency – Natomas Levee Improvement Program, Sacramento River East Levee Phase 3B Improvements Private Irrigation Facility Relocation, and Riverside Irrigation Canal Phase 1 Relocation Project, Sacramento, CA (2011 – 2012): Storm drain and irrigation pipelines and associated structures, RCP, HDPE, and welded steel pipe, storm drain and irrigation pipe lines and various structures. Installed 12,400 linear feet of 18"-42" pipe with associated structures. Total contract value - $22,279,000

County of Orange / City of Lake Forest – Alton Parkway Extension (2010 – 2012): Construction of 2.1 miles of new six lane roadway within the City of Irvine, County of Orange, and the City of Lake Forest. Sukut moved approximately 1.5 million cubic yards of earth with some removals as deep as 30 feet. Installation of 11 miles of pipeline including: 30", 24", 18", and 16" CML&. 96", 72" RCP Storm Drain and 15" VCP Sewer lines. Construction of a double barreled 24' wide and 11' high, 1650 foot long Reinforced Box Culvert. Removal and reconstruction of five monitoring wells for the Department of the Navy, new access road, and PRV telemetry systems for IRWD and MWD. Total contract value - $21,429,000

Snyder Langston – The Boulevards at South Bay, Carson, CA (2010 – 2012): Installed 10,000 linear feet of 8"-18" HDPE sewer, 8,000 linear feet of 18"-84" RCP storm drain, and 8,000 linear feet of 8"-16" HDPE domestic and fire water. Total contract value - $13,325,000

Santa Margarita Water District – Upper Chiquita Reservoir, Rancho Santa Margarita, CA (2009 –2012): Installed 4,500 linear feet of 18"-24" HDPE storm drain, 6,770 linear feet of 36"-48" welded steel pipe inlet and outlet works and structures, and associated structures. Total contract value - $41,862,000

Zanaboni – 1 of 2
East Bay Municipal Utility District – San Pablo Dam Seismic Upgrades (2008 – 2010): Project included removal of the existing dam buttress, the installation of over 4,000 120’ deep Cement Deep Soil Mixing (CDSM) columns, jet grouting columns to reinforce the 84’ CMLC outlet pipe and portal structure, and an extensive sub-drain system within the replaced dam buttress. The new buttress was a zone filled DSOD monitored structure over 100’ high and 1200’ long. Installation of numerous systems to monitor geophysical data, including a fully automated surveying system, 3 small buildings, CCTV, Piezometers and Inclinometer instrumentation all relaying data to EBMUD Facilities through an upgraded Data Control Building. Total contract value - $ 58,931,000

City of Cathedral City – Cathedral City Cove Improvement, Phase 2 (2008 – 2010): Installed 50,128 linear feet of 4”-12” sewer VCP, 21,589 linear feet of 8”-12” dip water main, 11,000 linear feet of 18”-48” RCP storm drain, and street improvements with associated structures. Total contract value - $18,479,000

Cambay Group – River Islands Levee Construction, Lathrop, CA – Project Manager (2005 – 2006): Managed the reconstruction of approximately 3 miles of Delta levees and constructed approximately 1 mile of new levee. The earthwork quantity totaled approximately 6 million cubic yards. Project included large amounts of Deep Dynamic Compaction (DDC), large scaled dewatering, and soils blending for zone fills. Total contract value - 

EDUCATION

- Bachelors of Science, Engineering Industrial Technology and Construction Management
  California State University, Long Beach, CA
DON BARNES
General Superintendent

*Don Barnes is General Superintendent of Sukut Construction. Don has over 40 years of construction industry experience on both public and private broad range projects. Proven track of successfully prioritizing goals and working under tight deadlines without sacrificing safety and creativity.*

**WORK EXPERIENCE**
Projects that Don is involved on vary in size, complexity, and values from a few hundred thousand to over 250 million dollars.

1995 – Present: Sukut Construction
Santa Ana, California

**PROJECT MANAGEMENT**
Strong background in the supervision of large, complex projects. Demonstrates in-depth knowledge of building practices and regulatory compliance issues. Qualified to review and evaluate bid documents, estimate costs, chart projections, write and negotiate contracts, and lead cross-functional project teams. Coordinates activities effectively with responsible parties regarding scope and guidelines.

**RELATIONSHIP DEVELOPMENT**
Excellent leadership, communication and relationship building skills. Collaborates effectively with engineers, architects, client representatives, building officials, contractors, building managers, inspectors, and other industry professionals. Works jointly with clients to review job progress and address outstanding issues. Provides the highest level of service to clients, earning frequent commendations as a result.

**CORE QUALIFICATIONS**
- Excellent field construction management, communication, and organizational skills
- Superior decision making and problem-solving skills
- Extensive knowledge of all construction sub trades for effective monitoring
- Deep understanding of blueprints plans and design principles
- Strong understanding of building regulations and laws
- Excellent ability to multitask without compromising quality
- Dispute and conflict mediation/resolution experience
- Great with on-site property inspections and evaluations
- Extensive knowledge of cost and risk analysis
<table>
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<tr>
<th>YEAR</th>
<th>TYPE/DESCRIPTION OF WORK</th>
<th>VALUE OF WORK PERFORMED</th>
<th>LOCATION OF WORK (CITY)</th>
<th>ENGINEER / CONTACT PERSON</th>
<th>OWNER / CONTACT PERSON</th>
</tr>
</thead>
<tbody>
<tr>
<td>2019</td>
<td>Drill, construct and develop 18&quot; x 850' potable water well</td>
<td>$1,040,075.00</td>
<td>Orange, CA</td>
<td>Long Thai, PE 714-535-7711 Ext. 225</td>
<td>Golden State Water Company 630 E. Foothill Blvd. San Dimas, CA 91773</td>
</tr>
<tr>
<td>2018</td>
<td>Drilling and construction of 18&quot; x 600' potable water supply well</td>
<td>$1,484,362.60</td>
<td>San Jacinto, CA</td>
<td>Tia Clark 951-652-6977</td>
<td>Army Corp of Engineers Genesis Construction 170 E. Oakwood Ave. Hemet, CA 92543</td>
</tr>
<tr>
<td>2018</td>
<td>Drill, construct, and develop 16&quot; x 1420' potable water supply well</td>
<td>$450,000.00</td>
<td>Phelan, CA</td>
<td>Chris Cummings 760-559-7956</td>
<td>Sheep Creek Water Company 4200 Sunnyslope Rd. Phelan, CA 92371</td>
</tr>
<tr>
<td>2018</td>
<td>Drill, construct, and develop 12&quot; x 450' potable water supply well</td>
<td>$511,711.00</td>
<td>Twenty Nine Palms Water District 72401 Hatch Rd. Twenty Nine Palms, CA 92277</td>
<td>Ray Kolisz 760-367-7546</td>
<td>Twenty Nine Palms, CA 92277</td>
</tr>
</tbody>
</table>
Summary of Qualifications
Mr. McInnis has been involved in the water industry for over 30 years and has developed management experience working with both small groups and larger organizations. His knowledge base covers environmental, water and geotechnical markets with his major focus on water supply operations. He has a vast working knowledge with different types of drilling equipment and a wide variety of project sizes.

Relevant Project Experience

**U.S. Army & U.S. Marine Corps: DynCorp International**
Project was located in Afghanistan, drilling with (2) rigs on a 24/7 basis installing completed wells to 1500' using reverse drilling methods at forward operating bases.
Contact: Michael Cohen (817) 224-6795
Contract Amount: $17,000,000.00

**SDF: Sweetwater Authority, San Diego, CA**
The Sweetwater Authority is expanding the facilities to achieve the full 8,800 acre feet per year capacity with the construction of (5) new municipal brackish groundwater wells. The wells were drilled and constructed with borehole depths of 880' to 1,020 deep and successfully tested at an average of 2,115 GPM @ 200'.
Contact: Tom Henderson P.G. (619) 687-0120
Contract Amount: $7,033,913.73

**TID: Tranquility Irrigation District, Fresno, CA**
Fourteen (14) new wells were drilled and constructed with borehole depths from 840' to 920' deep and successfully tested at an average of 2,006 GPM @ 500'.
Contact: Mr. Danny Wade (559) 698-7225
Contract Amount: $4,876,034.66

Certifications
OSHA 40 Hour Training Programs
OSHS 8 Hour Annual Training Updates
American Red Cross First Aid and CPR
Mine Safety and Health Administration Training Programs
EXPERIENCE

General Manager Layne: A Granite Company-CA 2016 – Present
Operations Manager Layne Christensen Company-CA 2008 - 2016
Desert Area Manager Layne Christensen Company-CA 2004 - 2008
Desert Region Manager Beylik Drilling , Ca 2001 – 2004
President Howard Pump Company 1996 – 2001
Industry Experience 36 Years

SPECIALIZATIONS

- Water well industry professional with extensive career history of managing and executing projects throughout California and the United States
- Expertise and proven ability in the water well rehabilitation industry
- Pump Design & Repair
- Well Diagnostics
- Roto Scrub Technology
- Innovex Well cleaning chemistry
- RME CSLB C-57, C61/D09, C61/D21- 510011
- RME NVSCB, C-23 - 19101

REPRESENTATIVE PROJECTS

BOR, Sacramento, CA – General Manager — Drought relief construction of (44) design build wells were completed and successfully tested at an average of 1500 GPM.
Contract amount $15,959, 262.00
Sweetwater Authority, San Diego, CA - Drilling Supervisor — The Sweetwater Authority is expanding the facilities to achieve the full 8,800 acre feet per year capacity with the construction of (5) new municipal brackish groundwater wells.
Contract amount $7,033, 913.00
TID, Fresno, CA — General Manager — Fourteen (14) new wells were drilled and constructed and successfully tested at an average of 2,006 GPM.
Contract amount $4, 876, 034.00

CITIZENSHIP

United States of America (USA)
EXPERIENCE

Business Dev. Manager
Account Manager
Marketing Manager
Branch Manager
Pump Division Manager
Account Manager
Pump Manager
Industry Experience

Layne: A Granite Company-CA
Layne Christensen Company – CA
Layne Christensen Company – CA
Layne Christensen Company – CA
Beylik Drilling
Beylik Drilling
Howard Pump Inc.

2014 – Present
2009 – 2014
2006 – 2009
2004 – 2006
2002 – 2004
2000-2002
1978-2000
41 Years

SPECIALIZATIONS

- Water well industry professional with extensive career history of managing and executing projects throughout California and the United States
- Expertise and proven ability in the water well drilling and rehabilitation industry
- Demonstrated leadership skills building effective team working relationships.
- Exhibits as a positive role model for safety first to all of his fellow employees, clients and anyone he comes in contact with on a daily basis.

EDUCATION, LICENSES AND CERTIFICATIONS

- Goulds/ITT, Design & Engineering
- Goulds/ITT Turbine Pump
- Goulds/ITT VFD Drive & Training
- Peerless Pump Design & Application
- Berkley Centrifugal Engineering & Application
- Dale Carnegie – Management Training
- Karrass – Effective Negotiating Training

REPRESENTATIVE PROJECTS

Los Angeles, CA – Account Manager – Various areas throughout the Greater Los Angeles area well and pump maintenance. 5 year contract for $5, 500, 00.00.

Sweetwater Authority, San Diego, CA – Business Dev. Manager – The Sweetwater Authority is expanding the facilities to achieve the full 8,800 acre feet per year capacity with the construction of (5) new municipal brackish groundwater wells. Contract value $7, 035,000.00

Corcoran Irrigation District, Corcoran, CA – Account Manager – Water well drilling project, contract value $1, 800, 00.00.

CITIZENSHIP
United States of America (USA)
ADAM WARD, PMP  

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<th>Education:</th>
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<tr>
<td>Bachelors of Science, Economics</td>
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<td>Computer Science Engineering-Sequence</td>
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<td>U.S. Military Academy, West Point</td>
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<td>Project Manager Professional</td>
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<td>Project Management Institute</td>
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<tr>
<th>Joined Layne WRD:</th>
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<tr>
<td>American Red Cross First Aid/CPR</td>
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**General Manager, Finance & Projects**  
**Water Resources Division**

**Summary of Qualifications**

Mr. Ward has been in the water well industry for 6 years after leaving Active Duty Status with the United States Army as a Captain where he was awarded the Bronze Star during Operation Iraqi Freedom 07-09. Mr. Ward manages the Western Regions Project Managers and Estimators for Legacy Drilling, Specialty Drilling, and Pump Repair Services.

**Relevant Project Experience**

**SRP:** Salt River Project, Phoenix, Arizona  
GM, Manager of Projects – The Salt River Project is one of the largest public power utilities in the U.S. SRP delivers power and water to much of the greater Phoenix, AZ area. Layne has been contracted for over 10 years to drill and construct water wells to help provide water to SRP’s water system. Many of the wells are required to be drilled in residential areas as communities have been developed around SRP’s system of canals.  
Contact: Adam Smith (602) 236-2562  
Contract Amount: $550,000.00 per well

**SDF:** Sweetwater Authority, San Diego, CA  
GM, Manager of Projects – The Sweetwater Authority is expanding the facilities to achieve the full 8,800 acre feet per year capacity with the construction of (5) new municipal brackish groundwater wells. The wells were drilled and constructed with borehole depths of 880' to 1,020 deep and successfully tested at an average of 2,115 GPM @ 200'.  
Contact: Tom Henderson P.G. (619) 687-0120  
Contract Amount: $7,033,913.73

**WPA-IR, 6R & 2R:** ECCVWD, Aurora, CO  
GM, Manager of Projects – Drilling and construction of (3) 16” x 1600' potable wells using the reverse circulation method. Well testing and development with a production capacity of 150 - 600 GPM.  
Contact: Michelle Probosco (303) 693-3800  
Contract Amount: $2,393,094.00

**Continued Education**

- GEFCO, Resource Drilling
- AWWA, Water Well Design Workshop
- Baroid, Mud School
- Pentair, Basic Pump Technology Training
Summary of Qualifications

Mr. Trujillo has 19 years of experience in all aspects of water supply services. He specializes in municipal and industrial water supply design, construction services, well rehabilitation, pump repair and troubleshooting, as well as investigative and remedial services. Mr. Trujillo manages projects through completion, to ensure timely and successful delivery of every project, with monthly/quarterly reports as may be required for each project.

Relevant Project Experience

3 Rixes Wells: City of San Bernardino, SB, CA
Account Manager – Rehabilitation of wells. Sonar-Jet remediation, video inspection, wire brush and bail wells, well testing and redevelopment.
Contact: Kevin Stewart (909) 454-5651
Contract Amount: $259,945.00

Well 33: EMWD, Perris, CA
Account Manager – Rehabilitation and Re-develop well.
Install, inject with RotoScrub and remove, Boreblast install, remove airlift, furnish and install test pump, well development disinfect well through dual swab, post rehab video log.
Contact: David Brown 951 928-3777
Contract Amount: $261,097.99

Well 15: Palmdale Water District, Hemet, CA
Account Manager – Well rehabilitation, single shot sonar jet, brushing and bailing. Post video log, brush and bail, installation of new pump equipment complete with startup.
Contact: Kelly Jeeters (661) 456-1083
Contract Amount: $134,285.76

Continued Education

Layne, Sales Orientation & Hydrology School
Summary of Qualifications

Mr. McMahon has 11 years of experience in groundwater development and drilling operations. He specializes in municipal and industrial water well design, construction services, and well rehabilitation. Mr. McMahon manages projects in their entirety—from bid and contracting through completion and reporting to ensure timely and successful delivery of every project.

Relevant Project Experience

**WW6: Phillips 66 Refinery, Carson, CA**
*Project Manager* – surface casing, 17.5" pilot hole drilling – flooded reverse circulation, geophysical logging, 26" borehole reaming to 970ft, 18" stainless steel casing/screen, gravel pack, & grout seal, double swab development, pump development, aquifer testing, and permanent pump equipment installation.
Contact: Sean Hunt – (562) 453-3536
Contract Amount: not disclosed

**Wells DMW-1 and DMW-2: NAVFAC Southwest, 29 Palms, CA**
*Project Manager* – 2 wells - surface casing, 17.5" pilot hole drilling – flooded reverse circulation, geophysical logging, aquifer zone sampling, 26" borehole reaming to 970ft, 18" stainless steel casing/screen, gravel pack, & grout seal, double swab development, pump development, aquifer testing, disinfection, and permanent pump equipment installation.
Contact: Scott Montgomery – 818 903-4864
Contract Amount: not disclosed

**Well 16: San Gabriel County Water District, San Marino, CA**
*Project Manager* – Sound walls, surface casing, 17.5" pilot hole drilling – flooded reverse circulation, geophysical logging, aquifer isolation zone testing, 26" borehole reaming to 900ft, municipal well construction (16" stainless steel and HSLA casing/screen, gravel pack, & grout seal), double swab development, pump development, aquifer testing, final video survey, plumbness and alignment testing, final disinfection and abandonment of existing well.
Contact: David Song – (626) 357-0588
Contract Amount: not disclosed

Education

BA – Literature – University of Nevada, Reno
Summary of Qualifications

Steve Gillman has been in the industry since 1985. He has 32 years of knowledge in the water industry. His experience and knowledge in the water industry qualify him as a specialists in the following areas: site safety, rig mob/demob, mud management, lost circulation remedies, installation of casings, cementing, deviation surveys, daily drilling logs, rig repairs and maintenance, packer testing, mechanical integrity testing, pressure testing, pressure grouting and backside tremie cementing.

Relevant Project Experience

**SDF: Sweetwater Authority, San Diego, CA**
**Operations Manager** — The Sweetwater Authority is expanding the facilities to achieve the full 8,800 acre feet per year capacity with the construction of (5) new municipal brackish groundwater wells. The wells were drilled and constructed with borehole depths of 880' to 1,020 deep and successfully tested at an average of 2,115 GPM @ 200'.
Contact: Tom Henderson P.G. (619) 687-0120
Contract Amount: $7,033,913.73

**AV New Wells: Anthony Vineyards, Bakersfield, CA**
**Operations Manager** — Five (5) new wells were drilled and constructed with borehole depths from 1,470' to 2,240' deep and successfully tested at an average of 2,569 GPM @ 560' to 740'.
Contact: Mr. Rope Eddy (661) 858-6211
Contract Amount: $3,368,802.62

**TID: Tranquility Irrigation District, Fresno, CA**
**Operations Manager** — Fourteen (14) new wells were drilled and constructed with borehole depths from 840' to 920' deep and successfully tested at an average of 2,006 GPM @ 500'.
Contact: Mr. Danny Wade (559) 698-7225
Contract Amount: 4,876,034.66
EXPERIENCE

Lead Supt/Drilling Supervisor
Drilling Supervisor
Industry Experience

Layne: A Granite Company-CA 2018 – Present
Layne Christensen Company-CA 2004-2018
32 Years

Areas of Specialized Competence

SPECIALIZATIONS

• Water well industry professional with extensive career history of managing and executing projects throughout California and the United States
• Expertise and proven ability in the water well drilling industry
• Drilling methods: mud rotary, direct air & foam, dual wall reverse, and flood reverse circulation
• Demonstrated leadership skills building effective team working relationships.
• Exhibits as a positive role model for safety first to all of his fellow employees, clients and anyone he comes in contact with on a daily basis

EDUCATION, LICENSES AND CERTIFICATIONS

• Nevada Well Drillers License # 1964
• American Red Cross First Aid/CPR
• OSHA
• HAZWOPER 40 and 24
• Lockout/Tag out and Excavation
• PPE and Fall Protection
• Forklifts
• Compressed Gas Cylinders
• Electrical Safety
• Unsafe Conditions and Site Safety
• Stop Work Authority
• Injury/Illness Reporting
• Respiratory Protection

• Reverse Circulation

REPRESENTATIVE PROJECTS

EMWD, Hemet, CA - Drilling Supervisor – Construction of 2 new desalter-supply brackish water wells including down-hole geophysical logs, three isolated aquifer zone testing per well, caliper logs, well development, final pumping tests and flow meter survey, well disinfection and capping.

Sweetwater Authority, San Diego, CA - Drilling Supervisor – The Sweetwater Authority is expanding the facilities to achieve the full 8,800 acre feet per year capacity with the construction of (5) new municipal brackish groundwater wells. The wells were drilled and constructed with borehole depths of 880’ to 1,020 deep and successfully tested at an average of 2,115 GPM @ 200’.

Inglewood Water District, Inglewood, CA - Drilling Supervisor – Drilling and equipping new well. Drill 48-inch OD x 3/8-inch thick LCS conductor casing into place to 50’ BGS. Drilled pilot borehole form 50’ to 700’. Install 20-inch ID x 3/8-Inch wall type 304: SS ASTM A778 blank well casing form 2’ AGS to 350’ BGS. Well development and testing.

CITIZENSHIP

United States of America (USA)
LIABILITY OF CONTRACTOR: Contractor shall not be liable for any bodily injury, death, or injury to or destruction of tangible property except as the same may have been caused by the negligence of Contractor. In no event shall Contractor be liable for any delays or special, indirect, incidental or consequential damages. Purchaser agrees that the total limit of Contractor's liability (whether based on negligence, warranty, strict liability or otherwise) hereunder, shall not exceed the aggregate amount due Contractor for services rendered under this contract. All claims, including claims for negligence or any other cause whatsoever, shall be deemed waived unless made in writing and received by Contractor within one (1) year after Contractor's completion of work hereunder.

INSURANCE: Contractor shall provide worker's compensation insurance, public liability and property damage insurance covering its employees and operation. Purchaser, at its option, may maintain such insurance as will protect it against claims arising out of the work.

TERMS: Net 30 days from date of invoice. For extended projects, Contractor shall submit invoices on a monthly basis for any and all work completed and materials or equipment provided during the previous month. Past due invoices shall be subject to a delinquency charge.

MATERIAL SHORTAGES AND COST INCREASES: If any portion of materials or equipment which Contractor is required to furnish becomes unavailable, either temporarily or permanently, through causes beyond the control and without the fault of Contractor, then in the case of temporary unavailability any completion time frames shall be extended for such period of time as Contractor shall be delayed by such above-described unavailability, and in the case of permanent unavailability Contractor shall be excused from the requirement of furnishing such materials or equipment. Purchaser agrees to pay Contractor any increase in cost between the cost of the materials or equipment, which become permanently unavailable and the cost of the closest substitute, which is then reasonably available.

DELAYS: If Contractor is delayed at any time in the progress of work by labor disputes, fire, unusual delays in transportation, unavoidable casualties, weather, or any cause beyond Contractor's reasonable control, then any completion time frames shall be extended by a reasonable period of time, at least equal to the period of delay.

CHANGED CONDITIONS:

a. The discovery of any hazardous waste, substances, pollutants, contaminants, underground obstructions or utilities on or in the job-site which were not brought to the attention of Contractor prior to the date of this contract will constitute a materially different site condition entitling Contractor, at its sole discretion to immediately terminate this contract without further liability.

b. In the event adequate circulation cannot be properly maintained by Contractor for two (2) consecutive hours, the Client will be notified and drilling operations will immediately revert to Contractor's negotiated hourly and material rates. After circulation has been adequately maintained, the drilling operation will revert back to the contracted footage rate. Should circulation be lost again, the hourly rate will start immediately at Contractor's negotiated hourly and material rates.

c. In the event subsurface and/or geologic conditions slow the drilling rate below 5 feet per hour, the client will be notified and drilling operations will revert to contractor's negotiated hourly and material rate. When the drilling rate moves above 5' per hour and is adequately maintained, the drilling operation will revert back to the footage rate.

GUARANTEE AND LIABILITY: Contractor warrants that its labor supplied hereunder shall be free from defect and shall conform to the standards of care in effect in its industry at the time of performance of such labor for a period of twelve (12) months after substantial completion of Contractor's work. Contractor agrees, to the extent it is permitted, to pass on any warranties provided by the manufacturers of materials and/or equipment furnished under this contract. Contractor itself provides no warranty, express, implied or otherwise, on any such materials or equipment. Contractor will not be responsible for, work done, material or equipment furnished or repairs or alterations made by others.

For any breach hereunder, Contractor shall be liable only for the values of the installation work or, if it wrongfully fails to install, then its liability is limited to the difference between the contract price herein, and the value of other similar installation work. If Contractor's breach damages any materials or equipment furnished hereunder, Contractor shall only be liable for the value of such materials or equipment. Under no circumstances will Contractor be liable for consequential, special or indirect damages, including without limitation, any crop loss or damage to other equipment, structures or property, nor for any other similar or dissimilar damages or losses whether due to delay, failure to furnish or install, delay in installation, defective material or equipment, defective workmanship, defective installation, delay in replacing, nor for any cause or breach whatsoever. In any event, Contractor's total liability towards Purchaser for alleged faulty performance or nonperformance under this contract shall be 

WATER RESOURCES

1717 W. Park Ave., Redlands, CA 92373 | Office: 909-390-2833 | Fax: 909-390-6097 | layne.com
be limited to the total contract price. No materials, equipment or services contracted herein carry any guarantee not mentioned in this contract. THE ABOVE WARRANTY IS IN LIEU OF ALL OTHER WARRANTIES, EXPRESS OR IMPLIED, INCLUDING, BUT NOT LIMITED TO, WARRANTIES OR MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE, WHICH ARE HEREBY DISCLAIMED.

TITLE AND OWNERSHIP: In case of default on Purchaser's part, Contractor shall have the right to enter the premises upon which any material or equipment furnished herein have been installed and retake such goods not then paid for and purchase any further remedy provided by law, including recovery of attorney's fees and any deficiency to the maximum extent and in the manner provided by law. Such materials and equipment shall retain their character as personal property of Contractor until Contractor receives payment in full, regardless of their mode of attachment. Unless prior specific written instructions are received to the contrary, surplus and replaced materials and equipment resulting from repair of installation work shall become the property of Contractor.

DELIVERY: Shipment schedules and dates, express or implied, are contingent on normal conditions. Contractor will not be responsible for any delays in shipment or completion caused by factors beyond its control such as, but not limited to, suppliers' failures, accidents, work stoppages or operation of or changes in the law. Shipments will be made as promptly as Contractor's ability to obtain materials and/or equipment and scheduling will permit. No delay in shipments or variances from shipping schedule shall be cause of cancellation or any claim for damage. Any changes in layout or design requested after acceptance of this contract will be made at Purchaser's additional cost. Any such change and/or time taken to supply engineering data or to approve drawings will automatically extend shipping schedules. Equipment will be shipped "knocked down" to the extent Contractor considers necessary, with small parts stripped from equipment and crated. On and after delivery to the carrier for transportation to the Purchaser's site, Purchaser shall be responsible for all loss or damage to materials or equipment due to any cause, including but not limited to loss or damage resulting from casualty.

INDEMNIFICATION: Purchaser agrees to indemnify and hold Contractor, its directors, officers, stockholders, employees, agents and subcontractors, harmless from and against any and all claims, demands, causes of action (including third party claims, demands or actions for contribution or indemnification), liability and costs (including attorneys' fees and other costs of defense) asserted and/or filed by Purchaser or any third party(ies), including without limitation Purchaser's employees, and arising out of or as a result of: (i) the presence of Contractor or its subcontractors at the job-site, (ii) the work performed by Contractor or its subcontractors, or (iii) any negligent act or omission of Purchaser, its employees, agents, consultants, or other contractors or any person or entity under Purchaser's control; except to the extent that such claims, demands, causes of action, liabilities or costs are caused by the negligence of Contractor or its subcontractors.

INTERPRETATION: This contract shall be governed by and construed in accordance with the laws of the state of the job-site location. In any term, provision or condition contained herein shall, to any extent, be invalid or unenforceable, pursuant to state law or otherwise, the remainder of the terms, provisions and conditions herein (or the application of such term, provision, or condition to persons or circumstances other than those in respect of which it is invalid or unenforceable) shall not be affected thereby, and each term, provision and condition of this contact shall be valid and enforceable to the fullest extent permitted by law.

ASSIGNMENT AND SUBLETTING: Purchaser shall not have the right to transfer or assign its rights and/or obligations under this contract to any third party, related or unrelated, without the express written consent of Contractor. Contractor shall have the right to transfer, assign or sublet all or any portion of its rights or obligations hereunder, but such transfer, assignment or subletting shall not relieve Contractor from its full obligations to Purchaser unless such transfer, assignment or subletting is pursuant to the sale of Contractor, or the division of Contractor responsible for this contract, to a third party.

MISCELLANEOUS: The terms and conditions set forth herein constitute the entire understanding of the parties relating to the work to be performed, and materials and equipment to be provided, by Contractor for the Purchaser. All previous proposals, offers and other communications relative to the provisions of the subject work, oral or written, are hereby superseded, except to the extent that they have been expressly incorporated herein. Any modifications or revisions of any provisions herein or any additional provisions contained in any purchase order, acknowledgement, or other form of the Purchaser are hereby expressly objected to by Contractor and shall not operate to modify this contract. This contract shall take effect upon acceptance and execution by both parties.
EASTERN MUNICIPAL WATER DISTRICT
SPECIFICATION NO. 1361W
MOUNTAIN AVENUE WEST REPLENISHMENT BASIN

BIDDER'S 8-YEAR EXPERIENCE RECORD &
RESUMES OF KEY PERSONNEL

All bidders must provide a detailed 8-year experience record showing successful completion, as a General Contractor (Class A) and the sub-contractor must provide experience as a California Well Drilling Contractor (C-57), of at least three similar projects within the last 8 years as follows:

General Contractor Requirements
  A. Contract Type - Public Works
  B. Mass Grading – 250,000 CY or more

Sub-Contractor Requirements
  A. Contract Type - Public Works
  B. Well Type – Municipal Supply Water Well and/or Groundwater Monitoring Well
  C. Drilling Methods – Hollow Stem Auger and Mud Rotary
  D. Casing Diameter – 12” and larger

Additionally, bidders must include resumes of key personnel proposed to work on this project when submitting your bid. This information will be critical in meeting requirements as a responsible bidder.

Failure to submit any of the above-mentioned information with your bid “may” deem your bid non-responsive.
<table>
<thead>
<tr>
<th>Owner</th>
<th>Owner, Project Name and Location</th>
<th>Date Performed</th>
<th>Contract Amount</th>
<th>Contact Person</th>
<th>Phone</th>
<th>Address</th>
<th>Email</th>
<th>Scope of Work</th>
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<tbody>
<tr>
<td>Buena Vista Water Storage District</td>
<td>THE PALMS NESTED MONITORING WELL DMW13 INSTALLATION Tupman Rd &amp; Station Rd, Buttonwillow CA</td>
<td>March 13-17, 20-27, April 3-6, 24-26, 2017</td>
<td>$142,207.80</td>
<td>Tim Ashlock</td>
<td>661-324-1101</td>
<td>525 N. MAIN STREET BUTTONWILLOW, CA 93326</td>
<td><a href="mailto:tim@ivh2o.com">tim@ivh2o.com</a></td>
<td>Install (1) triple nested well 750 ft deep with 2 inch casing in 14 inch borehole Yield: 20 GPM</td>
</tr>
<tr>
<td>Palo Verde Union Elementary School District</td>
<td>Test Well Construction Palo Verde Elementary 9837 Ave 196, Tulare CA</td>
<td>November 12-17, 19-22, 26-30, December 1, 2017, January 21-23, 2018</td>
<td>$80,000.00</td>
<td>Alan Mok</td>
<td>559-432-6479</td>
<td>7415 N. Palm Avenue Ste. 101, Fresno CA 93711</td>
<td><a href="mailto:alan@alanmokengineering.com">alan@alanmokengineering.com</a></td>
<td>drill install test well casing w/ casing hammer with estimated depth of 700 ft using 6-5/8&quot; diameter</td>
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<tr>
<td>ENSAFE</td>
<td>UTC-RFF Rialto PW-19 and PW-19 - Mud-rotary Drilling Colton (PR 3068)</td>
<td>January 2-4, 7-11, 14-18, 21-23, February 11, 13-15, February 25-28, March 1, 2019</td>
<td>$117,125.00</td>
<td>Anthony Calhoun</td>
<td>972-791-3222</td>
<td>4545 Fuller Drive, Suite 34 Irving TX 75039</td>
<td><a href="mailto:acalhoun@ensafe.com">acalhoun@ensafe.com</a></td>
<td>Mud-rotary drilling of two triple nested wells - advancement of two boreholes to an approximate depth of 450 feet using mud-rotary drilling, logging, installation, well development, borehole and geophysical logging</td>
</tr>
<tr>
<td>City of Hemet</td>
<td>Gilbey Park Exploratory Drill &amp; Test</td>
<td>July 13-17, 30-31, August 1-3, 6-10, August 13-17, 21-24, August 28-31, September 5-7, &amp; 17, 2018</td>
<td>$184,758.00</td>
<td>Ron Prose</td>
<td>951-765-3710</td>
<td>9777 Industrial Ave Hemet CA 92545</td>
<td><a href="mailto:rprose@cityofhemet.org">rprose@cityofhemet.org</a></td>
<td>one (1) triple-completion monitoring well 800 ft deep in 8-14&quot; borehole with 2.5&quot; casing using direct rotary</td>
</tr>
</tbody>
</table>
Ivan Liovin

Owner of ABC Liovin Drilling an expanding Environmental & Geotechnical Drilling company with multiple offices in the western United States. ABC’s headquarters are based in Signal Hill in Los Angeles County, one of the most environmentally impacted counties in the United States. Being involved in the industry since 1983, I have seen the environmental remediation industry go through stages, from investigation to successful remediation to present day government directive system abandonments and site closures.

Professional Experience

ABC Liovin Drilling | 1995 – 1996
* Bidding & Project Management

ABC Liovin Drilling | 1997 – 1998
* Operations Manager

ABC Liovin Drilling | 1999 – present
* Owner/Operator

ABC Liovin Drilling’s Capabilities Include:
* Hollow Stem Auger Drilling.
* Environmental Drilling.
* Geotechnical Drilling.
* Air/Mud Rotary Drilling.
* Limited Access Drilling.
* Soil and Groundwater sampling
* Well Installations, Development, and Abandonment.
* Remediating System Installations and Abandonment.
* Geotechnical Instrumentation Installation, Monitoring and Abandonment.
* Cathodic Protection System Installations and Abandonment.

SafetyCertifications/Training

40-Hour Occupation Safety and Health Administration Hazwoppper
* Forklift Operator
* Shell Life Saving
* American Petroleum Institute
* Loss Prevention System
* Behavior Based Safety
* Cardio Pulmonary Resuscitation
* Ground Disturbance
* Change of Work
* Health, Safety and Environment
* Defensive Driver
* Refinery Safety Overview
* Railroad Safety

Education

University of California at Santa Cruz | 1995
* Earth Science, B.S.

University of California at Santa Cruz | 1995
* Psychology, B.A.

Clientele


Emphasis

* Building and managing a drilling operation with modern drilling equipment capable of a wide range of environmental sampling methods and a multitude of environmental monitoring and remedial well installations.
* Actively involved in high level training of employees in environmental awareness, hazardous materials assessment and management.
* Expanding safe work practices during drilling activities by using a behavior based safety and performance training system for all field employees.
* Creating a location based database of groundwater and soils data for every drill site to better identify what drill systems and sampling methods to use for future work.
* Research and development of new drilling, well installation and sampling methodologies for assessment and remediation of contaminants in soil and groundwater.
* Pursuing experimental pilot studies for new environmental remediation methods for soil and groundwater.
Professional Experience

ABC Liovin Drilling, Signal Hill, CA | 2011 – present
District Manager/Quality Control Inspector
Responsibilities:
- Regional Operational Control
- Fiscal and monthly budgeting
- Strategic planning
- Marketing
- Company wide DOT & ARB Compliance Database
- Safety Compliance
- Employee Coaching & Training

Test America, Anaheim, CA | 1996 – 2011
Regional Manager/Regional Manager/Safety Manager
Responsibilities:
- Regional Operational Control
- Fiscal and monthly budgeting
- Strategic planning
- Marketing
- Company wide DOT & ARB Compliance Database
- Safety Compliance
- Employee Coaching & Training

Gregg Drilling, Signal Hill, CA | 1994 – 1996
Driller/CPT Tech
Responsibilities:
- Hollow Stem Auger Drilling
- Environmental Drilling
- Geotechnical Drilling
- Well Installations
- Well Development
- Well Abandonments
- CPT Projects

West Hazmat, Anaheim, CA | 1992 – 1994
Driller/Helper
Responsibilities:
- Project Management
- Hollow Stem Auger Drilling
- Environmental Drilling
- Geotechnical Drilling
- Mud Rotary Drilling
- Air Rotary Drilling
- Well Installations
- Well Development
- Well Abandonments

Cal- Pacific, Ventura, CA | 1988 – 1992
Tool Pusher/Directional Driller
Responsibilities:
- Offshore Rig Supervisor
- Vertical/Directional Drilling in the Offshore Oil Fields of California

Offshore Driller/Wellpuller
Responsibilities:
- Offshore Rig Supervisor
- Vertical/Directional Drilling in the Offshore Oil Fields of California

Safety Certifications/Training
OSHA Training
- 40-Hour OSHA Hazmat Trained and current
- Forklift Train the Trainer
- Shell Life Saving
- API
- LPS
- CPR
- Refinery Training
- Metro Railroad Training
- California C-57 License

References
John Large, Test America
Darrell Nichol, Test America
Experience

1992 April – July 1992
Elko, Nevada – Mineral exploration work performed in the mines using Reverse Circulation Drilling techniques.

Elko, Nevada – Mineral exploration work performed in the mines using Reverse Circulation Drilling techniques.

January 1993 – May 1993
North East Nevada – Mineral exploration work performed in the mines using Rock Coring Drilling techniques.

June 1993 – 2000
Nevada, Utah, California, South Dakota, Alaska, Peru, Panama, Papua New Guinea - Mineral exploration work performed in the mines using Mud/Air Rotary/Reverse Circulation/Rock Coring Drilling techniques.

2000 – 2002
Elko, Nevada – Mineral exploration work performed in the mines using Rock Coring Drilling techniques.

2003 – 2007
Woodenville, Wa – Mud/Air Rotary/Casing Hammer/Rock Coring/Well Installation/Abandonment/Development/Packer Testing.

2008 – 2011
Santa Fe Springs, Ca – Mud/Air Rotary Drilling and installation of Cathodic Protection Wells.

2011 – 2016
Woodenville, Wa/Upland, Ca – Mud/Air Rotary/Casing Hammer/Rock Coring/Well Installation/Abandonment/Development/Packer Testing.

Worked on various Mud/Air Rotary/Auger/Rock Coring/Well Installation/Well Development | 2012-2015

2016 – 2017
Stanton – Mud/Air Rotary Drilling – Substation Grounding.

2018 February – present
Field Supervisor/Supervisor for Mud/Air Rotary/Casing.
Professional Experience

ABC Liovin Drilling | 2011 – present
Driller | Signal Hill, CA
Responsibilities:
• Hollow Stem Auger Drilling
• Environmental Drilling
• Geotechnical Drilling
• Well Installations
• Well Development
• Well Abandonments
• Operated CME-85-75-95 and Limited Access drill rigs
• Supervised helpers and drillers on drill jobs

Cascade Drilling (Drill Line) | 2009 – 2011
Driller | La Habra, CA
Responsibilities:
• Hollow Stem Auger Drilling
• Environmental Drilling
• Geotechnical Drilling
• Mud Rotary Drilling
• Air Rotary Drilling
• Well Installations, Development, and Abandonments
• Operated CME-75, CME-85, and CME-95 drill rigs

BC2 Environmental | 2007 – 2009
Driller | Orange, CA
Responsibilities:
• Hollow Stem Auger Drilling
• Environmental Drilling
• Geotechnical Drilling
• Mud Rotary Drilling
• Air Rotary Drilling
• Well Installations
• Well Development
• Well Abandonments

Safety Certifications/Training
OSHA Training
40-Hour OSHA Hazwopper Trained and current
Class B Commercial Drivers License
Forklift Operator
Shell Life Saving
API
LPS
CPR
Refinery Training
Metro Railroad Training

References
Bill Borgo – BC2 Environmental
Tracy Spilotra – Cascade Drilling
Bill Jones – J&H Drilling
Professional Experience

**ABC Liovin Drilling | 2015 – present**
Driller | Signal Hill, CA

Responsibilities:
- Air Rotary Casing Hammer Drilling
- Hollow Stem Auger Drilling
- Environmental Drilling
- Geotechnical Drilling
- Well Installations
- Well Development
- Well Abandonments
- Supervised helpers and drillers on drill jobs
- DTH Drilling
- Rock Coring

**National Drilling | 2012 – 2015**
Driller | La Habra, CA

Responsibilities:
- Hollow Stem Auger Drilling
- Environmental Drilling
- Geotechnical Drilling
- Mud Rotary Drilling
- Air Rotary Drilling
- Well Installations, Development, and Abandonments

**Water Development Corporation | 1998 – 2012**
Driller | La Habra, CA

Responsibilities:
- Hollow Stem Auger Drilling
- Environmental Drilling
- Geotechnical Drilling
- Mud Rotary Drilling
- Air Rotary Drilling
- Well Installations, Development, and Abandonments

**Beylik Drilling | 1993 – 1998 Driller |**
Orange, CA

Responsibilities:
- Hollow Stem Auger Drilling
- Environmental Drilling
- Geotechnical Drilling
- Mud Rotary Drilling
- Air Rotary Drilling
- Well Installations
- Well Development
- Well Abandonments

Safety Certifications/Training

- OSHA Training
- 40-Hour OSHA Hazwoper Trained
- Class A Commercial Drivers License
- Forklift Operator
- Shell Life Saving
- API
- LPS
- CPR
- Refinery Training
- Metro Railroad Training

References
Available Upon Request
LIST OF DESIGNATED SUBCONTRACTORS

SPEC #: SPECIFICATION NO. 1361W

PROJECT TITLE: MOUNTAIN AVENUE WEST REPLENISHMENT BASIN

NAME OF CONTRACTOR: Sukut Construction, LLC

In compliance with the provisions of Sec. 4100-4111, inclusive, of the Public Contract Code of the State of California, and any amendments thereof, each bidder shall set forth: the name, location of the place of business, license number, portion of the work which will be done by each subcontractor who will perform work or labor or render service to the Contractor in or about the construction of the work or improvement in an amount in excess of one-half of one percent (1/2 of 1%) of the Contractor's total bid. Each portion of Subcontracted work noted in the below table must be specific and contain all major activities associated with completion of the project, outside of the services provided by the bidding Contractor. Ambiguous and/or incomplete Subcontracted work information may deem the bid nonresponsive. Each subcontractor shall possess, both at the time the bid is submitted and at all times when work is performed, a valid contractor's license for the appropriate classification necessary to perform the work for which that subcontractor is listed.

BIDDER SHALL PROVIDE THE FOLLOWING INFORMATION:
Company Name, Business Address, Email Address, License No., Contractor Registration No., Subcontract Work, and % Of Total Bid

* PLEASE WRITE LEGIBLY *

<table>
<thead>
<tr>
<th>LICENSED SUBCONTRACTOR'S NAME, BUSINESS ADDRESS, &amp; EMAIL ADDRESS</th>
<th>LICENSE # CONTRACTOR REGISTRATION #</th>
<th>SUBCONTRACT WORK (Be Specific)</th>
<th>% OF TOTAL BID</th>
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<tbody>
<tr>
<td>Company Name: Hardy i Harper Inc. 34 Rancho Circle, Lake Forest, CA 92630</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Email Address:</td>
<td>License #: 858-215952#</td>
<td>Grand Hyatt AC</td>
<td></td>
</tr>
<tr>
<td>Company Name: Pace Corp., Inc. 2366 S Juniper Pkwy, Homeland, CA 92548</td>
<td></td>
<td></td>
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<td>Email Address:</td>
<td>License #: 858-886544#</td>
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<td>% OF TOTAL BID</td>
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<td><strong>Company Name:</strong> Diverscape Inc.</td>
<td>License #: 655511</td>
<td>Landscaping</td>
<td>7.7%</td>
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<tr>
<td><strong>Address:</strong> 21258 66th Avenue 204, San Diego, CA 92127</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Email Address:</strong> Juan@diversifred landscape.com</td>
<td>DIR Registration #: 1000084793</td>
<td></td>
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<tr>
<td><strong>Company Name:</strong> Rivera Masonry Inc.</td>
<td>License #: 1027589</td>
<td>Masonry</td>
<td>2.8%</td>
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<tr>
<td><strong>Address:</strong> 1793 E. Baker St, Prescott Valley, AZ 86314</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td><strong>Email Address:</strong> Rivera Masonry @ aol.com</td>
<td>DIR Registration #: 10000039042</td>
<td></td>
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</tr>
<tr>
<td><strong>Company Name:</strong> Integrity Rebar plcers</td>
<td>License #: 593729</td>
<td>Rebar</td>
<td>0.7%</td>
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<tr>
<td><strong>Address:</strong> 13245 Nandini Ave, Pensacola, CA 92571</td>
<td></td>
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</tr>
<tr>
<td><strong>Email Address:</strong> Dadams @ Integrity rebar.com</td>
<td>DIR Registration #: 1000005302</td>
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<tr>
<td><strong>Company Name:</strong> Bennett Electrical contractors Inc.</td>
<td>License #: 161756</td>
<td>Electric</td>
<td>6.2%</td>
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<tr>
<td><strong>Address:</strong> 1288 Pacific Oak Place, Escondido, CA 92029</td>
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<td></td>
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<tr>
<td><strong>Email Address:</strong> M.Velasquez @ Baker-Electric.com</td>
<td>DIR Registration #: 100000466</td>
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(Do not list alternative subcontractors for the same work) (Use additional pages if needed)
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<tr>
<th>LICENSED SUBCONTRACTOR'S NAME, BUSINESS ADDRESS, &amp; EMAIL ADDRESS</th>
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<td>Company Name: Layne Christensen Company</td>
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<td>monitoring wells</td>
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<td>Address: 1717 W Park Ave Redlands CA 92373</td>
<td>DIR Registration #:</td>
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<tr>
<td>Email Address: <a href="mailto:Ricky.Trujillo@gc1nc.com">Ricky.Trujillo@gc1nc.com</a></td>
<td>100284273</td>
<td></td>
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<td>Company Name: Abc liovin drilling inc</td>
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<td>Schedule &quot;B'&quot;)</td>
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<tr>
<td>Email Address: Ivan @ abc drilling.com</td>
<td>100062857</td>
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</tbody>
</table>

(Do not list alternative subcontractors for the same work) (Use additional pages if needed)
### Contractor Information

**Legal Entity Name**
PRECISION COLD PLANING INC

**Legal Entity Type**
Corporation

**Status**
Active

**Registration Number**
1000006264

**Registration effective date**
7/1/2019

**Registration expiration date**
6/30/2021

**Mailing Address**
13552 CALIMESA BLVD YUCAIPA 92399 CA

**Physical Address**
13552 CALIMESA BLVD YUCAIPA 92399 CA

**Email Address**

**Trade Name/DBA**
PRECISION COLD PLANING, INC

**License Number(s)**
CSLB:832640

### Registration History

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<td>6/30/2021</td>
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### Legal Entity Information

**Corporation Number:**
2538561

**Federal Employment Identification Number:**

**President Name:**
ROBERT ROZHON

**Vice President Name:**

**Treasurer Name:**

**Secretary Name:**

**CEO Name:**

**Agent of Service Name:**
ROBERT ROZHON

**Agent of Service Mailing Address:**
13552 CALIMESA BLVD YUCAIPA 92399 CA United States of America

### Workers Compensation

**Do you lease employees**
No

**through Professional**
Employer Organization (PEO)?
Please provide your current workers compensation insurance information below:

<table>
<thead>
<tr>
<th>PEO</th>
<th>PEO</th>
<th>PEO</th>
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</thead>
<tbody>
<tr>
<td>Name</td>
<td>Phone</td>
<td>Email</td>
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</tbody>
</table>

Insured by Carrier
Policy Holder Name: PRECISION COLD PLANING INC
Insurance Carrier: STARR INDEMNITY & LIABILITY CO
Policy Number: 100001921
Inception date: 11/25/2015
Expiration Date: 11/25/2019

Contractor Information

<table>
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</thead>
<tbody>
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<tr>
<td>Mailing Address</td>
<td>1793 E. BAKER ST PRESCOTT VALLEY 86314 AZ ...</td>
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<td>Physical Address</td>
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<tr>
<td>Trade Name/DBA</td>
<td>RIVERA MASONRY, INC.</td>
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<tr>
<td>License Number(s)</td>
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Registration History

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<tr>
<td>7/1/2019</td>
<td>6/30/2020</td>
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</table>
Legal Entity Information

Corporation Number: C3608096
Federal Employment Identification Number:
President Name: AL RIVERA
Vice President Name: AL RIVERA
Treasurer Name: AL RIVERA
Secretary Name: AL RIVERA
CEO Name: AL RIVERA

Agent of Service Name: REGISTERED AGENT SOLUTIONS
Agent of Service Mailing Address: 1701 DIRECTORS BLVD AUSTIN 78744 AR United States of America

Workers Compensation

Do you lease employees through Professional Employer Organization (PEO)? No
Please provide your current workers compensation insurance information below:

PEO PEO PEO
PEO Information Name Phone Email

Insured by Carrier
Policy Holder Name: RIVERA MASONRY, INC.
Insurance Carrier: AM TRUST INSURANCE
Policy Number: NW106884304 Inception date: 4/13/2018 Expiration Date: 4/12/2020
Contractor Information

Legal Entity Name
ALBERTO RIVERA

Legal Entity Type
Corporation

Status
Active

Registration Number
1000039042

Registration effective date
7/1/2019

Registration expiration date
6/30/2020

Mailing Address
1793 E. BAKER ST  PRESCOTT VALLEY 86314 AZ ...

Physical Address
1793 E. BAKER ST  PRESCOTT VALLEY 86314 AZ ...

Email Address

Trade Name/DBA
RIVERA MASONRY, INC.

License Number(s)
CSLB:1027589

Registration History

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Legal Entity Information

Corporation Number:
C3608096

Federal Employment Identification Number:

President Name:
AL RIVERA

Vice President Name:
AL RIVERA

Treasurer Name:
AL RIVERA

Secretary Name:
AL RIVERA

CEO Name:
AL RIVERA

Agent of Service Name:
REGISTERED AGENT SOLUTIONS

Agent of Service Mailing Address:
1701 DIRECTORS BLVD  AUSTIN 78744 AR United States of America

Workers Compensation
Do you lease employees through Professional Employer Organization (PEO)?

Please provide your current workers compensation insurance information below:

<table>
<thead>
<tr>
<th>PEO</th>
<th>PEO</th>
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</thead>
<tbody>
<tr>
<td>Name</td>
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<td>Email</td>
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Insured by Carrier

Policy Holder Name: RIVERA MASONRY, INC. Insurance Carrier: AM TRUST INSURANCE
Policy Number: NW106884304 Inception date: 4/13/2018 Expiration Date: 4/12/2020
# Contractor Information

<table>
<thead>
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<td>Registration effective date</td>
<td>7/1/2019</td>
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# Registration History

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# Legal Entity Information

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<tr>
<td>Federal Employment Identification Number:</td>
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</tr>
<tr>
<td>President Name</td>
<td>TED BAKER</td>
</tr>
<tr>
<td>Vice President Name</td>
<td>BRIAN MILIATE</td>
</tr>
<tr>
<td>Treasurer Name</td>
<td>MARK BAKER</td>
</tr>
<tr>
<td>Secretary Name</td>
<td>TED BAKER</td>
</tr>
<tr>
<td>CEO Name</td>
<td>TED BAKER</td>
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<tr>
<td>Agent of Service Name</td>
<td>FINCH</td>
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<tr>
<td>Agent of Service Mailing Address:</td>
<td>4747 EXECUTIVE DR. SUITE 700 SAN DIEGO 92121 CA United States of America</td>
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# Workers Compensation
Do you lease employees through Professional Employer Organization (PEO)?: No
Please provide your current workers compensation insurance information below:

<table>
<thead>
<tr>
<th>PEO</th>
<th>PEO</th>
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<tbody>
<tr>
<td>InformationName</td>
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<td>Email</td>
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Insured by Carrier
Policy Holder Name: BAKER ELECTRIC, INC
Insurance Carrier: OLD REPUBLIC GENERAL INSURANCE CORPORATION
Policy Number: MWC31255519
Inception date: 9/30/2015
Expiration Date: 2/29/2020

Contractor Information

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<tr>
<td>Mailing Address</td>
<td>1793 E. BAKER ST, PRESCOTT VALLEY 86314 AZ</td>
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<td>Physical Address</td>
<td>1793 E. BAKER ST, PRESCOTT VALLEY 86314 AZ</td>
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<tr>
<td>Email Address</td>
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<tr>
<td>Trade Name/DBA</td>
<td>RIVERA MASONRY, INC.</td>
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<tr>
<td>License Number(s)</td>
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Registration History

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Legal Entity Information

Corporation Number: C3608096
Federal Employment Identification Number: 
President Name: AL RIVERA
Vice President Name: AL RIVERA
Treasurer Name: AL RIVERA
Secretary Name: AL RIVERA
CEO Name: AL RIVERA

Agent of Service Name: REGISTERED AGENT SOLUTIONS
Agent of Service Mailing Address: 1701 DIRECTORS BLVD. AUSTIN 78744 AR United States of America

Workers Compensation

Do you lease employees through Professional Employer Organization (PEO)?: No
Please provide your current workers compensation insurance information below:

<table>
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<tr>
<th>PEO</th>
<th>PEO</th>
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Insured by Carrier
Policy Holder Name: RIVERA MASONRY, INC.
Insurance Carrier: AM TRUST INSURANCE
Policy Number: NW106884304
Inception date: 4/13/2018
Expiration Date: 4/12/2020
### Contractor Information

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<tr>
<td>Mailing Address</td>
<td>PO BOX 2887 SANTA FE SPRINGS 90670 CA United States...</td>
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<tr>
<td>Physical Address</td>
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<tr>
<td>Trade Name/DBA</td>
<td>CSI ELECTRICAL CONTRACTORS, INC.</td>
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### Registration History

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### Legal Entity Information

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<tr>
<td>President Name:</td>
<td>STEVE M WATTS</td>
</tr>
<tr>
<td>Vice President Name:</td>
<td>Paul Pica</td>
</tr>
<tr>
<td>Treasurer Name:</td>
<td>STEVE M WATTS</td>
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<tr>
<td>Secretary Name:</td>
<td>Steve Watts</td>
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<tr>
<td>CEO Name:</td>
<td>STEVE M WATTS</td>
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<td>Agent of Service Name:</td>
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<td>Agent of Service Mailing Address:</td>
<td>10623 FULTON WELLS AVENUE SANTA FE SPRINGS 90670 CA United States of America</td>
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</table>

### Workers Compensation

Do you lease employees  No
through Professional Employer Organization (PEO)?
Please provide your current workers compensation insurance information below:

<table>
<thead>
<tr>
<th>PEO</th>
<th>PEO</th>
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<td>Phone</td>
<td>Email</td>
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Insured by Carrier
Policy Holder Name: CSI ELECTRICAL CONTRACTORS, INC.
Insurance Carrier: ZURICH AMERICAN INSURANCE COMPANY
Policy Number: WC015805602
Inception date: 9/30/2018
Expiration Date: 9/30/2018

### Contractor Information

<table>
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<tr>
<td>Mailing Address</td>
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</tr>
<tr>
<td>Physical Address</td>
<td>1793 E. BAKER ST  PRESCOTT VALLEY 86314 AZ ...</td>
</tr>
<tr>
<td>Email Address</td>
<td>RIVERA MASONRY, INC.</td>
</tr>
<tr>
<td>Trade Name/DBA</td>
<td>RIVERA MASONRY, INC.</td>
</tr>
<tr>
<td>License Number(s)</td>
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Legal Entity Information

Corporation Number: C3608096
Federal Employment Identification Number: 
President Name: AL RIVERA
Vice President Name: AL RIVERA
Treasurer Name: AL RIVERA
Secretary Name: AL RIVERA
CEO Name: AL RIVERA

Agent of Service Name: REGISTERED AGENT SOLUTIONS
Agent of Service Mailing Address: 1701 DIRECTORS BLVD AUSTIN 78744 AR United States of America

Workers Compensation

Do you lease employees through Professional Employer Organization (PEO)?: No
Please provide your current workers compensation insurance information below:

PEO PEO PEO
PEO InformationName Phone Email

Insured by Carrier
Policy Holder Name: RIVERA MASONRY, INC. Insurance Carrier: AM TRUST INSURANCE
Policy Number: NW106884304 Inception date: 4/13/2018 Expiration Date: 4/12/2020
### Contractor Information

<table>
<thead>
<tr>
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<tbody>
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### Registration History

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</table>

### Legal Entity Information

- Corporation Number:  
- Federal Employment Identification Number:  
- President Name: IVAN LIOVIN  
- Vice President Name:  
- Treasurer Name:  
- Secretary Name:  
- CEO Name:  

- Agent of Service Name: VASSILI LIOVIN  
- Agent of Service Mailing Address:  
  1180 EAST BURNETT ST SIGNAL HILL 90755 CA United States of America  

### Workers Compensation

- Do you lease employees: No  
- through Professional Employer Organization (PEO)?:  
- Please provide your
current workers compensation insurance information below:

<table>
<thead>
<tr>
<th>PEO</th>
<th>PEO</th>
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</thead>
<tbody>
<tr>
<td>Name</td>
<td>Phone</td>
<td>Email</td>
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</table>

Insured by Carrier
Policy Holder Name: ABC LIOVIN DRILLING, INC. Insurance Carrier: Starr Indemnity & Liability Company
Policy Number: 10000286401
Inception date: 6/30/2018
Expiration Date: 6/30/2019
**Contractor Information**

- **Legal Entity Name**: HEMET FENCE CORP
- **Legal Entity Type**: Corporation
- **Status**: Active
- **Registration Number**: 1000006953
- **Registration effective date**: 7/1/2019
- **Registration expiration date**: 6/30/2022
- **Mailing Address**: 25959 JUNIPER FLATS ROAD HOMELAND 92548 CA...
- **Physical Address**: 25959 JUNIPER FLATS ROAD HOMELAND 92548 CA...
- **Email Address**: 
- **Trade Name/DBA**: HEMET FENCE
- **License Number(s)**: CSLB:1000432

**Registration History**

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<td>7/13/2015</td>
<td>6/30/2016</td>
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<tr>
<td>1/26/2015</td>
<td>6/30/2015</td>
</tr>
<tr>
<td>7/1/2019</td>
<td>6/30/2022</td>
</tr>
</tbody>
</table>

**Legal Entity Information**

- **Corporation Number**: 3643991
- **Federal Employment Identification Number**: 
- **President Name**: CINDY L MARTIN
- **Vice President Name**: 
- **Treasurer Name**: WESLEY T MARTIN
- **Secretary Name**: WESLEY T MARTIN
- **CEO Name**: 

- **Agent of Service Name**: LEGALZOOM.COM
- **Agent of Service Mailing Address**: 101 N. BRAND BOULEVARD, SUITE 1100 GLENDALE 91203 CA United States of America

**Workers Compensation**

- **Do you lease employees**: No
through Professional
Employer Organization
(PEO)?:
Please provide your
current workers
compensation insurance
information below:

<table>
<thead>
<tr>
<th>PEO</th>
<th>PEO</th>
<th>PEO</th>
</tr>
</thead>
<tbody>
<tr>
<td>Information Name</td>
<td>Phone</td>
<td>Email</td>
</tr>
</tbody>
</table>

Insured by Carrier
Policy Holder Name: HEMET FENCE CORP
Insurance Carrier: WESCO INSURANCE COMPANY
Policy Number: V9WC898171
Inception date: 2/28/2018
Expiration Date: 2/29/2020

---

Contractor Information

<table>
<thead>
<tr>
<th>Legal Entity Name</th>
<th>ALBERTO RIVERA</th>
</tr>
</thead>
<tbody>
<tr>
<td>Legal Entity Type</td>
<td>Corporation</td>
</tr>
<tr>
<td>Status</td>
<td>Active</td>
</tr>
<tr>
<td>Registration Number</td>
<td>1000039042</td>
</tr>
<tr>
<td>Registration effective date</td>
<td>7/1/2019</td>
</tr>
<tr>
<td>Registration expiration date</td>
<td>6/30/2020</td>
</tr>
<tr>
<td>Mailing Address</td>
<td>1793 E. BAKER ST, PRESCOTT VALLEY, 86314, AZ...</td>
</tr>
<tr>
<td>Physical Address</td>
<td>1793 E. BAKER ST, PRESCOTT VALLEY, 86314, AZ...</td>
</tr>
<tr>
<td>Email Address</td>
<td></td>
</tr>
<tr>
<td>Trade Name/DBA</td>
<td>RIVERA MASONRY, INC.</td>
</tr>
<tr>
<td>License Number(s)</td>
<td>CSLB: 1027589</td>
</tr>
</tbody>
</table>

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Registration History

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</thead>
<tbody>
<tr>
<td>5/31/2018</td>
<td>6/30/2019</td>
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<tr>
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<td>6/15/2016</td>
<td>6/30/2016</td>
</tr>
<tr>
<td>7/1/2019</td>
<td>6/30/2020</td>
</tr>
</tbody>
</table>
Legal Entity Information

Corporation Number: C3608096
Federal Employment Identification Number: 
President Name: AL RIVERA
Vice President Name: AL RIVERA
Treasurer Name: AL RIVERA
Secretary Name: AL RIVERA
CEO Name: AL RIVERA

Agent of Service Name: REGISTERED AGENT SOLUTIONS
Agent of Service Mailing Address: 1701 DIRECTORS BLVD AUSTIN 78744 AR United States of America

Workers Compensation

Do you lease employees through Professional Employer Organization (PEO)? No
Please provide your current workers compensation insurance information below:

PEO PEO PEO
PEO Information Name Phone Email

Insured by Carrier
Policy Holder Name: RIVERA MASONRY, INC. Insurance Carrier: AM TRUST INSURANCE
Policy Number: NW106884304 Inception date: 4/13/2018 Expiration Date: 4/12/2020
Contractor Information

Legal Entity Name
DIVERSCAPE, INC.

Legal Entity Type
Corporation

Status
Active

Registration Number
1000009249

Registration effective date
7/1/2019

Registration expiration date
6/30/2020

Mailing Address
21730 BUNDY CANYON ROAD WILDOMAR 92595 C...

Physical Address
21730 BUNDY CANYON ROAD WILDOMAR 92595 C...

Email Address

Trade Name/DBA
DIVERSIFIED LANDSCAPE CO.
MAVERICK ROCK BREAKING

License Number(s)
CSLB:576183

Registration History

<table>
<thead>
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<th>Effective Date</th>
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<td>6/30/2015</td>
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<tr>
<td>7/1/2019</td>
<td>6/30/2020</td>
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</table>

Legal Entity Information

Agent of Service Name:
MICHAEL NEWCOMB

Agent of Service Mailing Address:
43460 RIDGE PARK SUITE 200, TEMECULA 92590 CA United States of America

Corporation Number:

Federal Employment Identification Number:
President Name:
Vicki Moralez

Vice President Name:
Treasurer Name:
Secretary Name:
CEO Name:

Workers Compensation

Do you lease employees    No
through Professional
Employer Organization (PEO)?
Please provide your current workers compensation insurance information below:

<table>
<thead>
<tr>
<th>PEO</th>
<th>PEO</th>
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</tr>
</thead>
<tbody>
<tr>
<td>Name</td>
<td>Phone</td>
<td>Email</td>
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</tbody>
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Insured by Carrier
Policy Holder Name: DIVERSCAPE, INC. Insurance Carrier: OLD REPUBLIC GENERAL INSURANCE CORPORATION
Policy Number: A1CW11691701
Inception date: 12/29/2018 Expiration Date: 12/29/2019

Contractor Information

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<tr>
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<td>1000039042</td>
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<td>7/1/2019</td>
</tr>
<tr>
<td>Registration expiration date</td>
<td>6/30/2020</td>
</tr>
<tr>
<td>Mailing Address</td>
<td>1793 E. BAKER ST  PRESCOTT VALLEY 86314 AZ ...</td>
</tr>
<tr>
<td>Physical Address</td>
<td>1793 E. BAKER ST  PRESCOTT VALLEY 86314 AZ ...</td>
</tr>
<tr>
<td>Email Address</td>
<td></td>
</tr>
<tr>
<td>Trade Name/DBA</td>
<td>RIVERA MASONRY, INC.</td>
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<tr>
<td>License Number(s)</td>
<td>CSLB: 1027589</td>
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Registration History

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<td>6/30/2016</td>
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<td>7/1/2019</td>
<td>6/30/2020</td>
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</table>
Legal Entity Information

Corporation Number: C3608096
Federal Employment Identification Number:
President Name: AL RIVERA
Vice President Name: AL RIVERA
Treasurer Name: AL RIVERA
Secretary Name: AL RIVERA
CEO Name: AL RIVERA

Agent of Service Name: REGISTERED AGENT SOLUTIONS
Agent of Service Mailing Address:
1701 DIRECTORS BLVD AUSTIN 78744 AR United States of America

Workers Compensation

Do you lease employees through Professional Employer Organization (PEO)?: No
Please provide your current workers compensation insurance information below:

<table>
<thead>
<tr>
<th>PEO</th>
<th>PEO</th>
<th>PEO</th>
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</thead>
<tbody>
<tr>
<td>PEO Information Name</td>
<td>Phone</td>
<td>Email</td>
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</tbody>
</table>

Insured by Carrier
Policy Holder Name: RIVERA MASONRY, INC.
Insurance Carrier: AM TRUST INSURANCE
Policy Number: NW106884304
Inception date: 4/13/2018
Expiration Date: 4/12/2020
<table>
<thead>
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<tr>
<td><strong>Mailing Address</strong></td>
<td></td>
</tr>
<tr>
<td>1345 NANDINA AVE PERRIS 92571 CA United St...</td>
<td></td>
</tr>
<tr>
<td><strong>Physical Address</strong></td>
<td></td>
</tr>
<tr>
<td>1345 NANDINA AVE PERRIS 92571 CA United St...</td>
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<tr>
<td><strong>Email Address</strong></td>
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<tr>
<td><strong>Trade Name/DBA</strong></td>
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<tr>
<td><strong>License Number(s)</strong></td>
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<table>
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<tr>
<td><strong>Federal Employment Identification Number:</strong></td>
</tr>
<tr>
<td>President Name:</td>
</tr>
<tr>
<td>KENNETH NEGRETE</td>
</tr>
<tr>
<td>Vice President Name:</td>
</tr>
<tr>
<td>Treasurer Name:</td>
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<tr>
<td>Secretary Name:</td>
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<td>CEO Name:</td>
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**Agent of Service Name:**
KENNETH NEGRETE
**Agent of Service Mailing Address:**
1345 NANDINA AVE PERRIS 92571 CA United States of America

<table>
<thead>
<tr>
<th>Workers Compensation</th>
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<tbody>
<tr>
<td><strong>Do you lease employees</strong></td>
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<tr>
<td>No</td>
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<tr>
<td>through Professional</td>
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Employer Organization (PEO)?
Please provide your current workers compensation insurance information below:

<table>
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<tr>
<th>PEO</th>
<th>PEO</th>
<th>PEO</th>
</tr>
</thead>
<tbody>
<tr>
<td>Name</td>
<td>Phone</td>
<td>Email</td>
</tr>
</tbody>
</table>

Insured by Carrier
Policy Holder Name: INTEGRITY REBAR PLACERS
Insurance Carrier: ALASKA NATIONAL INSURANCE COMPANY
Policy Number: 17K WD 09428
Inception date: 10/31/2018
Expiration Date: 10/31/2019
## Contractor Information

**Legal Entity Name**
LAYNE CHRISTENSEN COMPANY  

**Legal Entity Type**
Corporation  

**Status**
Active  

**Registration Number**
1000004273  

**Registration effective date**
7/1/2019  

**Registration expiration date**
6/30/2020  

**Mailing Address**
1717 W PARK AVE REDLANDS 92373 CA United ...  

**Physical Address**
1717 W PARK AVE REDLANDS 92373 CA United ...  

**Email Address**
  
**Trade Name/DBA**
LAYNE CHRISTENSEN COMPANY  

**License Number(s)**
CSLB:510011

## Registration History

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<td>6/30/2020</td>
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## Legal Entity Information

**Corporation Number:**
1079287  

**Federal Employment Identification Number:**
  
**President Name:**
RICHARD WATTS  

**Vice President Name:**
JIGISHA DESAI  

**Treasurer Name:**
JIGISHA DESAI  

**Secretary Name:**
AARON STORM  

**CEO Name:**
  
**Agent of Service Name:**
CT CORPORATION SYSTEM  

**Agent of Service Mailing Address:**
818 WEST 7TH STREET LOS ANGELES 90017 CA United States of America

## Workers Compensation
Do you lease employees through Professional Employer Organization (PEO)?:

Please provide your current workers compensation insurance information below:

<table>
<thead>
<tr>
<th>PEO</th>
<th>PEO</th>
<th>PEO</th>
</tr>
</thead>
<tbody>
<tr>
<td>Name</td>
<td>Phone</td>
<td>Email</td>
</tr>
</tbody>
</table>

Insured by Carrier

Policy Holder Name: LAYNE CHRISTENSEN CO
Insurance Carrier: Valley Forge Ins Co
Policy Number: WC 274978630
Inception date: 9/30/2018
Expiration Date: 9/30/2019
Contractor Information

Legal Entity Name
SUUKUT CONSTRUCTION, LLC

Legal Entity Type
LLC

Status
Active

Registration Number
1000001133

Registration effective date
7/1/2019

Registration expiration date
6/30/2022

Mailing Address
4010 W. CHANDLER AVENUE SANTA ANA 92704 CA...

Physical Address
4010 W. CHANDLER AVENUE SANTA ANA 92704 CA...

Email Address
Trade Name/DBA
License Number(s)
CSLB:985106

Registration History

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</tr>
<tr>
<td>7/1/2019</td>
<td>6/30/2022</td>
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</tbody>
</table>

Legal Entity Information

Corporation Number:
result[|Cc].License.RegistrationRoot.Registration.Accounts__r[regAccts].Corp_or_LLCLD__c

Federal Employment Identification Number:Member Name(s):

Agent of Service Name:
MICHAEL CRAWFORD

Agent of Service Mailing Address:
4010 W. CHANDLER AVENUE SANTA ANA 92704 CA United States of America

Workers Compensation

Do you lease employees  No
through Professional
Employer Organization
(PEO)?:
Please provide your
current workers

compensation insurance
information below:

PEO  PEO  PEO
<table>
<thead>
<tr>
<th>PEO Information</th>
<th>Name</th>
<th>Phone</th>
<th>Email</th>
</tr>
</thead>
</table>

**Insured by Carrier**

**Policy Holder Name:** SUKUT CONSTRUCTION, LLC  
**Insurance Carrier:** ACIG INSURANCE COMPANY  
**Policy Number:** WCA000018116  
**Inception Date:** 5/31/2016  
**Expiration Date:** 5/31/2018
CONTRACTOR'S LICENSING STATEMENT

The undersigned is licensed in accordance with the laws of the State of California providing for the registration of contractors. The representations made herein and in the proposal documents are made under penalty of perjury. The undersigned is hereby representing that he is properly licensed both at the time that he submits a bid as well as at the time the contract is awarded, if the contract is awarded to the undersigned.

CONTRACTOR'S CLASSIFICATION: A, B, HAZ

LICENSE NUMBER: 985106  TYPE: A,B,HAZ  EXPIRATION DATE: 07.31.21

A. INDIVIDUAL CONTRACTOR  N/A

| NAME OF INDIVIDUAL CONTRACTOR: |
| BUSINESS ADDRESS: |
| PHONE NUMBER: |
| SIGNATURE OF OWNER: |

B. FIRM OR PARTNERSHIP  N/A

| NAME OF FIRM OR PARTNERSHIP: |
| BUSINESS ADDRESS: |
| PHONE NUMBER: |
| SIGNATURE(S) & TITLE OF MEMBERS SIGNING ON BEHALF OF THE PARTNERSHIP: |
| SIGNATURE:  TITLE: |
| SIGNATURE:  TITLE: |
| SIGNATURE:  TITLE: |

C. CORPORATION

| NAME OF CORPORATION:  Sukut Construction, LLC |
| BUSINESS ADDRESS:  4010 W. Chandler Avenue, Santa Ana, CA 92704 |
| PHONE NUMBER:  714.540.5351 |
| SIGNATURE OF AUTHORIZED OFFICER OF CORPORATION: |
| SIGNATURE:  TITLE: Vice President/Chief Estimator |

C6-1  0030 Contractors Licensing Statement
SUekt CONSTRUCTION, LLC

SPECIAL MEETING OF THE BOARD OF DIRECTORS
ELECTION OF OFFICERS

A meeting of the Board of Directors of Sukut Construction, LLC (the “Company”) was held at 4010 West Chandler Avenue, in the City of Santa Ana, State of California, on September 7, 2017 at 9:00 a.m.

Present at the meeting were Don Barnes, Mike Crawford, Dave Grattan, Mike Ortiz, Steve Yurosek, Mike Zanaboni and Paul Kuliev, constituting the full membership of the Board. Mike Crawford acted as the Chairperson and Paul Kuliev acted as the Secretary of the meeting.

The Board approved the ability of the below officers to sign contracts on the Company’s behalf. This approval is effective immediately and their individual ability to bind the Company to such contracts shall remain in effect until such time as respective successors are chosen by the Board.

Mike Crawford  
Dave Grattan  
Mike Greenlee  
Eddie Juarez  
Paul Kuliev  
Eric Mauldin  
Steve Yurosek  
Mike Zanaboni  

CEO
Vice President
Vice President - Chief Estimator
Vice President
Chief Financial Officer and Company Secretary
Vice President
President
Vice President - Operations

Votes being duly cast by all directors, the Chairman announced that the aforementioned individuals had been unanimously elected to the office indicted next to their names to assume the duties and responsibilities as established in the By-Laws.

Dated: September 7, 2017

[Signature]
Paul Kuliev
Company Secretary
SUKUT CONSTRUCTION, LLC

DIRECTORS RESOLUTION AUTHORIZING OFFICERS AS SIGNATORIES TO CONSTRUCTION CONTRACTS

RESOLVED, that the individuals listed below are authorized and empowered to enter into construction contracts for and on behalf of this Company.

RESOLVED FURTHER, that all contracts for the performance of work shall be valid and binding on the Company only when signed by the individuals listed below.

RESOLVED FURTHER, that the individuals listed below are elected, qualified and acting officers of the Company, holding on the date set forth herein the title indicated next to their name.

Mike Crawford      CEO
Dave Grattan       Vice President
Mike Greenlee     Vice President - Chief Estimator
Eddie Juarez       Vice President
Paul Kuliev        CFO & Company Secretary
Eric Mauldin       Vice President
Steve Yurosek      President
Mike Zanaboni    Vice President - Operations

Dated:  September 7, 2017

Paul Kuliev
Company Secretary
NON-COLLUSION DECLARATION

TO BE EXECUTED BY BIDDER AND SUBMITTED WITH BID

The undersigned declares:

I am the Vice President/Chief Estimator of Sukut Construction, LLC, the party making the foregoing bid.

The bid is not made in the interest of, or on behalf of, any undisclosed person, partnership, company, association, organization, or corporation. The bid is genuine and not collusive or sham. The bidder has not directly or indirectly induced or solicited any other bidder to put in a false or sham bid. The bidder has not directly or indirectly colluded, conspired, connived, or agreed with any bidder or anyone else to put in a sham bid, or to refrain from bidding. The bidder has not in any manner, directly or indirectly, sought by agreement, communication, or conference with anyone to fix the bid price of the bidder or of any other bidder, or to fix any overhead, profit, or cost element of the bid price, or of that of any other bidder. All statements contained in the bid are true. The bidder has not, directly or indirectly, submitted his or her bid price or any breakdown thereof, or the contents thereof, or divulged information or data relative thereto, to any corporation, partnership, company, association, organization, bid depository, or to any member or agent thereof, to effectuate a collusive or sham bid, and has not paid, and will not pay, any person or entity for such purpose.

Any person executing this declaration on behalf of a bidder that is a corporation, partnership, joint venture, limited liability company, limited liability partnership, or any other entity, hereby represents that he or she has full power to execute, and does execute, this declaration on behalf of the bidder.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration is executed on 08.01.19 [date], at Santa Ana [city], California [state]

Signed: ____________________________

Name: Michael Greenlee

(Print Name Here)

C7-1 00032 Non-Collusion Declaration
IRAN CONTRACTING ACT CERTIFICATION

Pursuant to the Iran Contract Act of 2010 (Public Contract Code 2200-2208), Vendors/Bidders are ineligible to bid on or submit a proposal for any contract with a public entity for goods or services of one million dollars ($1,000,000) or more if the Vendor/Bidder engages in investment activities in Iran.

**MUST BE SUBMITTED WITH BID PROPOSAL IF BID AMOUNT IS $1,000,000 OR MORE**

Prior to bidding on, submitting a proposal, or executing a contract or renewal for a public entity contract for goods or services of $1,000,000 or more, a vendor must either: a) certify it is not on the current list of persons engaged in investment activities in Iran created by the California Department of General Services ("DGS") pursuant to Public Contract Code section 2203(b) and is not a financial institution extending $20,000,000 or more in credit to another person, for 45 days or more, if that other person will use the credit to provide goods or services in the energy sector in Iran and is identified on the current list of persons engaged in investment activities in Iran created by DGS; or b) demonstrate it has been exempted from the certification requirement for that solicitation or contract pursuant to Public Contract Code section 2203(c) or (d).

To comply with this requirement, please insert your vendor or financial institution name and Federal ID Number (if available) and complete **one** of the options below. Please note: California law establishes penalties for providing false certifications, including civil penalties equal to the greater of $250,000 or twice the amount of the contract for which the false certification was made, contract termination, and three-year ineligibility to bid on contracts. (Pub. Cont. Code § 2205.)

**OPTION #1 - CERTIFICATION**

I, the official named below, certify I am duly authorized to execute this certification on behalf of the vendor/financial institution identified below, and the vendor/financial institution identified below is not on the current list of persons engaged in investment activities in Iran created by DGS and is not a financial institution extending twenty million dollars ($20,000,000) or more in credit to another person/vendor, for 45 days or more, if that other person/vendor will use the credit to provide goods or services in the energy sector in Iran and is identified on the current list of persons engaged in investment activities in Iran created by DGS.

I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

<table>
<thead>
<tr>
<th>Vendor Name/Financial Institution (Printed)</th>
<th>Federal ID Number (or n/a)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Sukut Construction, LLC</td>
<td>37-1702665</td>
</tr>
</tbody>
</table>

| By (Authorized Signature)                   |                           |

<table>
<thead>
<tr>
<th>Printed Name and Title of Person Signing</th>
<th>Date Executed</th>
</tr>
</thead>
<tbody>
<tr>
<td>Michael Greenlee, Vice President/Chief Estimator</td>
<td>08.01.19</td>
</tr>
</tbody>
</table>

C13-3       00046 Iran Contracting Act Certification
OPTION #2 – EXEMPTION
Pursuant to Public Contract Code sections 2203(c) and (d), a public entity may permit a vendor/financial institution engaged in investment activities in Iran, on a case-by-case basis, to be eligible for, or to bid on, submit a proposal for, or enters into or renews, a contract for goods and services. **N/A**

If you have obtained an exemption from the certification requirement under the Iran Contracting Act, please fill out the information below, and attach documentation demonstrating the exemption approval.

<table>
<thead>
<tr>
<th>Vendor Name/Financial Institution (Printed)</th>
<th>Federal ID Number (or n/a)</th>
</tr>
</thead>
<tbody>
<tr>
<td>By (Authorized Signature)</td>
<td></td>
</tr>
<tr>
<td>Printed Name and Title of Person Signing</td>
<td>Date Executed</td>
</tr>
</tbody>
</table>
All establishments covered by CCR Title 8 Section 14300 must complete this Annual Summary, even if no work-related injuries or illnesses occurred during the year. Remember to review the Log to verify that the entries are complete and accurate before completing this summary.

Using the Log, count the individual entries you made for each category. Then write the totals below, making sure you've added the entries from every page of the Log. If you had no cases, write "0."

Employees, former employees, and their representatives have the right to review the Cal/OSHA Form 300 in its entirety. They also have limited access to the Cal/OSHA Form 301 or its equivalent. See CCR Title 8 Section 14360.35, in Cal/OSHA's recordkeeping rule, for further details on the access provisions for these forms.

### Number of Cases

<table>
<thead>
<tr>
<th>Total number of cases</th>
<th>Total number of cases with days away from work</th>
<th>Total number of cases with job transfer or restriction</th>
<th>Total number of other recordable cases</th>
</tr>
</thead>
<tbody>
<tr>
<td>0</td>
<td>3</td>
<td>3</td>
<td>1</td>
</tr>
</tbody>
</table>

### Number of Days

<table>
<thead>
<tr>
<th>Total number of days of job transfer or restriction</th>
<th>Total number of days away from work</th>
</tr>
</thead>
<tbody>
<tr>
<td>163</td>
<td>203</td>
</tr>
</tbody>
</table>

### Injury and Illness Types

<table>
<thead>
<tr>
<th>Total number of...</th>
<th>(M)</th>
</tr>
</thead>
<tbody>
<tr>
<td>(1) Injuries</td>
<td>4</td>
</tr>
<tr>
<td>(2) Skin disorders</td>
<td>2</td>
</tr>
<tr>
<td>(3) Respiratory conditions</td>
<td>0</td>
</tr>
<tr>
<td>(4) Poisonings</td>
<td>0</td>
</tr>
<tr>
<td>(5) Hearing loss</td>
<td>0</td>
</tr>
<tr>
<td>(6) All other Illnesses</td>
<td>1</td>
</tr>
</tbody>
</table>

Post this Annual Summary from February 1 to April 30 of the year following the year covered by the form.
Cal/OSHA Form 300A (Rev. 7/2007)
Summary of Work-Related Injuries and Illnesses

All establishments covered by CCR Title 8 Section 14300 must complete this Annual Summary, even if no work-related injuries or illnesses occurred during the year. Remember to review the Log to verify that the entries are complete and accurate before completing this summary.

Using the Log, count the individual entries you made for each category. Then write the totals below, making sure you’ve added the entries from every page of the Log. If you had no cases, write “0.” Employees, former employees, and their representatives have the right to review the Cal/OSHA Form 300 in its entirety. They also have limited access to the Cal/OSHA Form 301 or its equivalent. See CCR Title 8 Section 14300.3k, in Cal/OSHA’s recordkeeping rule, for further details on the access provisions for these forms.

<table>
<thead>
<tr>
<th>Number of Cases</th>
<th>Total number of cases with days away from work</th>
<th>Total number of cases with job transfer or restriction</th>
<th>Total number of other recordable cases</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total number of deaths</td>
<td>0</td>
<td>4</td>
<td>1</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Number of Days</th>
<th>Total number of days from work</th>
<th>Total number of days of job transfer or restriction</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total number of days away</td>
<td>208</td>
<td>21</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Injury and Illness Types</th>
<th>Total number of...</th>
</tr>
</thead>
<tbody>
<tr>
<td>(M)</td>
<td></td>
</tr>
<tr>
<td>(1) Injuries</td>
<td>9</td>
</tr>
<tr>
<td>(2) Skin Disorders</td>
<td>1</td>
</tr>
<tr>
<td>(3) Respiratory Conditions</td>
<td>0</td>
</tr>
<tr>
<td>(4) Poisonings</td>
<td>0</td>
</tr>
<tr>
<td>(5) Hearing loss</td>
<td>0</td>
</tr>
<tr>
<td>(6) All other illnesses</td>
<td>2</td>
</tr>
</tbody>
</table>

Post this Annual Summary from February 1 to April 30 of the year following the year covered by the form.
C-17 Contractor's Cal/OSHA Compliance History and SIC Code
THIS DOCUMENT IS TO BE SUBMITTED WITH THE PROPOSAL PACKAGE AT TIME OF BID

<table>
<thead>
<tr>
<th>Bid Date:</th>
<th>08.01.19</th>
<th>Contractor's Standard Industry Code:</th>
<th>1600</th>
</tr>
</thead>
<tbody>
<tr>
<td>Specification No.</td>
<td>1361W</td>
<td>Project Name:</td>
<td>Mountain Avenue West Replenishment Basin</td>
</tr>
<tr>
<td>Contractor name:</td>
<td>Sukut Construction, LLC</td>
<td>Contractor Address:</td>
<td>4010 W. Chandler Avenue, Santa Ana, CA 92704</td>
</tr>
<tr>
<td>Contractor License No.</td>
<td>985106</td>
<td>Phone No:</td>
<td>714.540.5351</td>
</tr>
<tr>
<td>Contact Person:</td>
<td>Michael Greenlee</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Please answer the following questions:

1. Has the Contractor been cited by Cal/OSHA or any regulatory agency for a violation related to safety or environmental issues within the past seven (7) years?  
   - No [ ]  
   - Yes [✓]  
   
   If yes, please attach all documentation specific to each violation and what actions have been taken to ensure that there is not a repeat violation.

2. Has the Contractor had a fatality or serious incident per Cal/OSHA on a jobsite within the past ten (10) years?  
   - No [ ]  
   - Yes [✓]  
   
   If yes, please attach all documentation specific to each violation and what actions have been taken to ensure that there is not a repeat violation.

I certify (or declare) under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Contractor's Representative signature: [Signature]  
Date: 08.01.19

Failure to fully divulge, complete and submit this form “may” deem your bid non-responsive

FOR EMWD USE ONLY:  
Field Engineering to forward to Risk Management for review

| Approved: | No [ ]  
| Yes [ ] |
| Reviewed by Risk Management (signature required) |  
| Date: |
| Return to (Field Eng.CAR) |  
| By: |

cc: Construction Administrator  
File: C-17 Contractor’s Compliance History

C17-2  00052 CalOsha Compliance History & SIC Code
Attachment to C-17 Contractor's Cal/OSHA Compliance History and SIC Code

1. Has the Contractor been cited by Cal/OSHA or any regulatory agency for a violation related to safety or environmental issues within the past seven (7) years?

Yes. Please see summary and attachments.

<table>
<thead>
<tr>
<th>Citation Type</th>
<th>Issue Date</th>
<th>Actions Taken</th>
</tr>
</thead>
<tbody>
<tr>
<td>OSHA Regulatory 1118490 Regulatory</td>
<td>03/25/16</td>
<td>Added more specific information to 300 logs for correction.</td>
</tr>
<tr>
<td>SCAQMD P63147 1 Notice of Violation</td>
<td>08/22/18</td>
<td>Track-out occurred beyond 25' of project limits. Violations were abated. Training and education was completed.</td>
</tr>
<tr>
<td>CERS/CUPA 2 Minor Violations 1 Class-1 Violation</td>
<td>12/1/14</td>
<td>Violations were abated. Training and education was completed.</td>
</tr>
<tr>
<td>CERS/CUPA 4 Minor Violations 1 Class-1 Violation</td>
<td>4/26/17</td>
<td>Violations were abated. Training and education was completed.</td>
</tr>
<tr>
<td>CERS/CUPA 2 Class-2 Violations</td>
<td>6/12/17</td>
<td>Violations were abated. Training and education was completed.</td>
</tr>
<tr>
<td>CERS/CUPA 1 Minor Violation</td>
<td>7/24/18</td>
<td>Violations were abated. Training and education was completed.</td>
</tr>
<tr>
<td>CERS/CUPA 3 Minor Violations 3 Class-2 Violations</td>
<td>10/4/19</td>
<td>Violations were abated. Training and education was completed.</td>
</tr>
<tr>
<td>OSHA 1113163 Notice 1509 b General 3381 a General 3328 a</td>
<td>04/28/16</td>
<td>Abatement took place. Training and education was completed on IIPP adherence. Training and education was completed on PPE (head protection). Training and education was completed on hazard recognition.</td>
</tr>
<tr>
<td>OSHA 1237938 General 3203 a 4</td>
<td>07/27/17</td>
<td>Abatement took place. Training and education was completed on workplace hazards.</td>
</tr>
</tbody>
</table>

2. Has the Contractor had a fatality or serious incident per Cal/OSHA on a jobsite within the past ten (10) years?

Yes. Please see summary and attachments.

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</tr>
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<td>OSHA 1237938</td>
<td>07/27/17</td>
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Attachment to C-17 Contractor's Cal/OSHA Compliance History and SIC Code

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<td></td>
<td></td>
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<td>As Above.</td>
</tr>
</tbody>
</table>
SUUKUT CONSTRUCTION, LLC
4010 W. CHANDLER AVE
Santa Ana, CA 92704

Re: Notice(s) of Violation: P63147
Date issued: August 22, 2018
Rules violated: 403 (d)(4)

I have been assigned to resolve the referenced Notice(s) of Violation issued to your facility through the South Coast Air Quality Management District. Minor Source Penalty Assessment Program (MSPAP). Notices of Violation are issued when a facility violates one or more SCAQMD Rules. SCAQMD Rules are designed to regulate equipment and operations associated with the production of air emissions and to ensure proper permitting and record-keeping. The SCAQMD enforces Rules by conducting field inspections and audits. When the SCAQMD identifies and documents violations, civil penalties are imposed. MSPAP is the SCAQMD's most simple and expeditious penalty resolution process.

The SCAQMD's penalty authority is set forth in California Health and Safety Code Section 42402, et seq. These code sections identify maximum penalties based upon the duration of the violation and the degree of fault. Section 42403 requires consideration of mitigating circumstances that could reduce the amount of the penalty.

I have reviewed your case. Based upon the consideration of initial mitigating circumstances, I am authorized to offer a settlement in this matter for a penalty in the amount of $800.00. I may be able to consider additional mitigations for unique circumstances. If you have information you wish for me to consider prior to final settlement, please contact me immediately. You may contact me by telephone to discuss the matter directly, or, you may provide me with written correspondence outlining detailed circumstances you believe warrant further consideration. I am providing telephone, email and mailing information in this letter.

Your current settlement offer requires the following:

1. Proof of compliance.
2. Payment of a civil penalty in the amount of $800.00.
3. Completion and return of this letter.

Once settled:
1. You will be released from any and all civil penalties in the referenced Notice(s) of Violation.
2. This settlement shall not constitute an admission of violative conduct in any administrative or judicial proceeding.
If these terms are acceptable, please sign and return this letter with proof of compliance and a check or money order in the amount of $800.00 payable to SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT. Mail to:

South Coast Air Quality Management District
ATTENTION: Thomas C. Frazier, Investigations Unit
21865 Copley Drive
Diamond Bar, CA 91765-4178

You should make a copy of this letter for your records. Please understand, a settlement WILL NOT be finalized without proof of compliance or upon my explicit approval. If payment is received without proof of compliance, your money will be returned and the settlement will not be considered in affect. Your case will remain open and may be subject to new conditions.

If I do not hear from you by May 17, 2019 I will reevaluate your case to consider other means of disposition including referral to an attorney or processing through Civil Court. If this occurs the current offer may become null and void.

Please be advised any settlement in this manner will only apply to the referenced Notice(s) of Violation. It is your responsibility to determine if there are other outstanding Notice(s) of Violation not included in this settlement.

Please feel free to contact me at (909) 396-3126 or tfrazier@aqmd.gov if you wish to discuss this matter further.

Sincerely,

[Signature]

Thomas C. Frazier
Investigator

Each party hereto represents that she or he has read and understands this agreement, has the authority to enter into this agreement, and signs the same freely.

SUKUT CONSTRUCTION, LLC

[Signature]

Name (please print) 

Project Manager

Title

5/10/19

Date

<table>
<thead>
<tr>
<th>Memo #</th>
<th>Date In Compliance</th>
<th>Initials</th>
</tr>
</thead>
</table>

For SCAQMD Use Only

Note: If you are a member to a multiple party violation where several notices were issued for the same offense, the District will settle these cases together. However, if one party agrees to take responsibility and pay the entire penalty, our records will reflect that all parties were liable for the violation.
NOTICE OF VIOLATION

Facility Name: S&KUT

Location Address: 3029 Orange
                  4010 W Chandler Ave

YOU ARE HEREBY NOTIFIED THAT YOU HAVE BEEN CITED FOR ONE OR MORE VIOLATIONS OF THE SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT (SCAQMD) RULES, STATE LAW OR FEDERAL LAW. IF PROVEN, SUCH VIOLATION(S) MAY RESULT IN THE IMPOSITION OF CIVIL OR CRIMINAL PENALTIES.

EACH DAY A VIOLATION OCCURS MAY BE HANDLED AS A SEPARATE OFFENSE REGARDLESS OF WHETHER OR NOT ADDITIONAL NOTICES OF VIOLATION ARE ISSUED.

<table>
<thead>
<tr>
<th>Authority</th>
<th>Code Section</th>
<th>Description of Violation</th>
</tr>
</thead>
<tbody>
<tr>
<td>SCAQMD</td>
<td>40a(6)(X)(A)</td>
<td>No person shall allow trucks to extend 25 feet or more in cumulative length from point of origin from active operation.</td>
</tr>
</tbody>
</table>

Served To: FLOYD N-Length 310-5297

Date Notice Served: 8/2/18

*Key to Authority Abbreviations:*
- SCAQMD – South Coast Air Quality Management District
- CH&SC – California Health and Safety Code
- CCR – California Code of Regulations
- CFR – Code of Federal Regulations

Method of Service: □ In Person  □ Certified Mail

SCANNED
What is a Notice of Violation?

A Notice of Violation is issued by an SCAQMD Air Quality Inspector to inform a business that a failure to comply with one or more applicable federal, state, and/or local (SCAQMD) air pollution rules and regulations or legal requirements is being alleged.

What happens when I receive a Notice of Violation?

If you are operating in violation of one or more applicable federal, state, and/or local (SCAQMD) air pollution rules and regulations or legal requirements, each day or part of a day on which you operate in violation is considered a separate violation even if only one Notice of Violation has been issued. Continuing to operate in violation may subject you to substantial civil or criminal penalties. It is in your best interest to resolve any compliance problem immediately before you resume operation.

What if I need to continue to operate the equipment named in the Notice of Violation?

If continued operation of equipment cited in the Notice of Violation is necessary, you may be able to obtain a variance from SCAQMD’s Hearing Board. A variance is an administrative order that allows a company to continue operating without penalties while taking appropriate steps to meet air pollution control requirements. Proof of specific legal circumstances must be provided before a variance can be granted. Timeliness in seeking such relief will be considered by the Hearing Board. Additional information concerning variances can be found in California Health & Safety Code §§ 42350-42359.5 and at [http://www.aqmd.gov/home/about/hearing-board](http://www.aqmd.gov/home/about/hearing-board).

During a hearing for a variance, you may be represented either by yourself or by your attorney or consultant. You will have the opportunity to present evidence and testimony, and to cross-examine any SCAQMD witness.

If you fail to comply with any order of the Hearing Board, you may be subject to additional civil or criminal penalties set forth in California Health & Safety Code §§ 42400 et seq and 42402 et seq.

How are Notices of Violation resolved?

The SCAQMD General Counsel’s office reviews each alleged violation and, based on the facts, determines how best to resolve the allegation. Options available to the General Counsel’s office include:

- **Minor Source Penalty Assessment Program**

  Certain Notices of Violation may be resolved through SCAQMD’s Minor Source Penalty Assessment Program if they are issued to a minor source or for violations other than emitting air toxics or creating a public nuisance involving injury or property damage.

If your case is handled by this program, you will receive a letter or phone call from an investigator in the SCAQMD General Counsel’s office offering to settle your violation. Settlement terms usually call for a penalty payment and written proof of current compliance. The investigator’s name and telephone number are included in the initial settlement letter in the event you would like to discuss the case.

Be prepared to describe any facts about the violation that you believe SCAQMD should know in considering your case. Sharing your knowledge of the facts, possible causes for the violation and plans to avoid future violations will help the investigator arrive at an appropriate disposition.

Be sure to respond by the date indicated in the letter to avoid further legal action.

If the Minor Source Penalty Assessment Program fails to result in a settlement, your Notice of Violation may be referred to an SCAQMD attorney and handled under the procedures for Civil Prosecution or resolved through a Small Claims Court.

- **Civil Prosecution**

  If your case is handled as a civil matter, it will be reviewed by an attorney from the SCAQMD General Counsel’s office, who will typically make first contact with you through a letter that asks for information about your case. If the allegations in the Notice of Violation cannot be informally resolved, the SCAQMD is authorized to file a civil lawsuit in court to recover civil penalties. In cases involving serious harm or danger, however, SCAQMD may immediately commence a legal action for civil penalties and a court-ordered injunction. A mandatory injunction is a court order compelling a person and/or company to take specific action. A prohibitory injunction is a court order compelling a person and/or company to refrain from taking a specific action. Injections, which may even lead to shutting down a business, may be sought by SCAQMD to prevent continuing or serious violations or damages from occurring.

- **Criminal Prosecution**

  If SCAQMD determines that criminal prosecution is appropriate, the case will be referred to the appropriate state or federal law enforcement agency. That agency will determine if criminal prosecution is warranted.

Civil and Criminal Penalties

Penalties are determined by California Health & Safety Code §§ 42400 et seq and 42402 et seq.

Available Resources

You can obtain SCAQMD Rules, permit application forms, and detailed information about SCAQMD and the Hearing Board using the resources provided below:

<table>
<thead>
<tr>
<th>Contact Numbers</th>
<th>Contact Numbers</th>
<th>Contact Numbers</th>
<th>Contact Numbers</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>General Information:</strong></td>
<td><strong>Useful Links:</strong></td>
<td><strong>About SCAQMD:</strong></td>
<td><img src="http://www.aqmd.gov/home/about/scaqmd" alt="http://www.aqmd.gov/home/about/scaqmd" /></td>
</tr>
<tr>
<td>SCAQMD Headquarters</td>
<td><strong>Enforcement Authority:</strong></td>
<td><img src="http://www.aqmd.gov/home/about/authority/enforcement" alt="http://www.aqmd.gov/home/about/authority/enforcement" /></td>
<td></td>
</tr>
<tr>
<td>General Number</td>
<td><strong>Compliance Notices:</strong></td>
<td><img src="http://www.aqmd.gov/home/regulations/compliance-notices" alt="http://www.aqmd.gov/home/regulations/compliance-notices" /></td>
<td></td>
</tr>
<tr>
<td>General Counsel’s Office</td>
<td><strong>SCAQMD Rules:</strong></td>
<td><img src="http://www.aqmd.gov/home/rulemaking" alt="http://www.aqmd.gov/home/rulemaking" /></td>
<td></td>
</tr>
<tr>
<td>(909) 396-2218</td>
<td><strong>Obtaining Permit or Billing Information:</strong></td>
<td><img src="http://www.aqmd.gov/home/permits" alt="http://www.aqmd.gov/home/permits" /></td>
<td></td>
</tr>
<tr>
<td>(909) 396-3400</td>
<td><strong>Small Business Assistance:</strong></td>
<td><img src="http://www.aqmd.gov/home/permits/permit-application" alt="http://www.aqmd.gov/home/permits/permit-application" /></td>
<td></td>
</tr>
<tr>
<td><strong>Clerk of the Hearing Board:</strong></td>
<td><strong>Permit Information:</strong></td>
<td><img src="http://www.aqmd.gov/home/permits/permit-application" alt="http://www.aqmd.gov/home/permits/permit-application" /></td>
<td></td>
</tr>
<tr>
<td>(909) 396-2500</td>
<td><strong>Billing Services:</strong></td>
<td><img src="http://www.aqmd.gov/home/permits/permit-application" alt="http://www.aqmd.gov/home/permits/permit-application" /></td>
<td></td>
</tr>
<tr>
<td></td>
<td>(866) 888-8528</td>
<td><img src="http://www.aqmd.gov/home/permits/permit-application" alt="http://www.aqmd.gov/home/permits/permit-application" /></td>
<td></td>
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<td><img src="http://www.aqmd.gov/home/permits/permit-application" alt="http://www.aqmd.gov/home/permits/permit-application" /></td>
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</tr>
<tr>
<td>VENDOR NO</td>
<td>VENDOR NAME</td>
<td>CHECK NUMBER</td>
<td></td>
</tr>
<tr>
<td>-----------</td>
<td>-------------</td>
<td>--------------</td>
<td></td>
</tr>
<tr>
<td>19050</td>
<td>SOUTH COAST AIR QUALITY MGT DISTRICT</td>
<td>230594</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>REFERENCE</th>
<th>DATE</th>
<th>DESCRIPTION</th>
<th>GROSS AMOUNT</th>
<th>DISCOUNT</th>
<th>RETAINAGE</th>
<th>PREVIOUS</th>
<th>BALANCE</th>
<th>NET AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>519 84</td>
<td>05/10/19</td>
<td>VIOLATION FOR TRACKOUT</td>
<td>800.00</td>
<td>0.00</td>
<td>0.00</td>
<td>0.00</td>
<td>0.00</td>
<td>800.00</td>
</tr>
</tbody>
</table>

**SUKUT CONSTRUCTION, LLC**

4010 CHANDLER AVENUE, SANTA ANA, CALIFORNIA 92704
AN EQUAL OPPORTUNITY EMPLOYER

**WELLS FARGO BANK**

<table>
<thead>
<tr>
<th>DATE</th>
<th>CHECK NO.</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>05/13/19</td>
<td>230594</td>
<td>$800.00</td>
</tr>
</tbody>
</table>

***Eight hundred and xx / 100 Dollars***

PAY TO THE ORDER OF

SOUTH COAST AIR QUALITY MGT DISTRICT
PO BOX 4943
DIAMOND BAR CA 91765-0943
DECLARATION OF SERVICE BY MAIL OR EMAIL

Inspector Number 1113163

I, Laura Freedman, declare:

1. I am at least 18 years of age, not a party to this action, and I am employed in Los Angeles County at 100 N. Barranca St., Suite 410, West Covina, CA 91791.

2. On ________________, I served a copy of the attached Settlement Order in an envelope addressed as shown below and placed the envelope for collection and mailing on the date and at the place shown in item 3 following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.

3. Date mailed: ____________________ Place mailed: (city, state): West Covina, CA

4. On 11/26/2018, I electronically served the document listed in item 2 as follows:

<table>
<thead>
<tr>
<th>NAME OF PERSON SERVED</th>
<th>ELECTRONIC SERVICE ADDRESS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Chris Grossgart, DOSH Legal</td>
<td><a href="mailto:cgrossgart_doshlegal@dir.ca.gov">cgrossgart_doshlegal@dir.ca.gov</a></td>
</tr>
<tr>
<td>James Clark, DOSH Legal</td>
<td><a href="mailto:jclark_doshlegal@dir.ca.gov">jclark_doshlegal@dir.ca.gov</a></td>
</tr>
<tr>
<td>DOSH Southern Office</td>
<td><a href="mailto:doshlegal_la@dir.ca.gov">doshlegal_la@dir.ca.gov</a></td>
</tr>
<tr>
<td>Gade Mobley</td>
<td><a href="mailto:gmobley@sukut.com">gmobley@sukut.com</a></td>
</tr>
<tr>
<td>Ayman Shiblak</td>
<td><a href="mailto:ashblak@dir.ca.gov">ashblak@dir.ca.gov</a></td>
</tr>
<tr>
<td>Jonathan S. Vick</td>
<td><a href="mailto:jvick@aalrr.com">jvick@aalrr.com</a></td>
</tr>
<tr>
<td>Kathryn J Woods</td>
<td><a href="mailto:Kwoods@dir.ca.gov">Kwoods@dir.ca.gov</a></td>
</tr>
</tbody>
</table>

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Laura Freedman

(TYPE OR PRINT NAME OF DECLARANT) (SIGNATURE OF DECLARANT)
BEFORE THE
STATE OF CALIFORNIA
OCCUPATIONAL SAFETY AND HEALTH
APPEALS BOARD

In the Matter of the Appeal of:

SUKUT CONSTRUCTION LLC
4010 W. CHANDLER AVENUE
SANTA ANA, CA 92704

Employer

Inspection No.
1113163

SETTLEMENT ORDER

The above-entitled matter is resolved pursuant to this Order and as set forth in the attached Summary Table.

The parties stipulate that no findings or conclusions have been made by any trier-of-fact regarding the citations and fines at issue herein, unless otherwise specified below.

IT IS STIPULATED by and between the parties that the settlement terms and conditions are not intended to be and shall not be construed by anyone or any proceeding as an admission of negligence, fault, or wrongdoing whatsoever by employer.

The parties further stipulate that neither employer's agreement to compromise this matter nor any statement contained in this agreement shall be admissible in any other proceeding, either legal, equitable, or administrative, except for purposes of administration and enforcement of the California Occupational Safety and Health Act and in proceedings before the Appeals Board.

IT IS SO ORDERED.

Dated: 11/16/2018

Ursula Clemons
Presiding Administrative Law Judge

Pursuant to California Code of Regulations, title 8, section 364.2, subdivision (e), employer shall post for 30 working days a copy of the Settlement Order. Posting shall be in a manner as prescribed in Section 356, subdivision (a).

Pursuant to California Code of Regulations, title 8, section 364.2, subdivision (d), the division shall serve a copy of this disposition on any authorized person representing affected employees if known.

NOTE: If you disagree with this order, you may petition the Appeals Board for reconsideration within 30 days. The petition must comply with the requirements of Labor Code sections 6614 through 6619. Please call the Appeals Board at (916) 274-5751 if you need assistance.
## SUMMARY TABLE

**OCCUPATIONAL SAFETY AND HEALTH APPEALS BOARD**

In the Matter of the Appeal of:  
SUKUT CONSTRUCTION LLC

**Inspection No.** 1113163

**Citation Issuance Date:** 04/28/2016

<table>
<thead>
<tr>
<th>ITEM</th>
<th>SECTION</th>
<th>TYPE</th>
<th>CITATION/ITEM RESOLUTION</th>
<th>AFFIRMED</th>
<th>PENALTY PROPOSED BY DOSH IN CITATION</th>
<th>FINAL PENALTY ASSESSED</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 1</td>
<td>1509 (b)</td>
<td>G</td>
<td>DOSH recl. to Notice. No direct r/ship to health and safety.</td>
<td>A</td>
<td>$840.00</td>
<td>$0.00</td>
</tr>
<tr>
<td>2 1</td>
<td>3381 (a)</td>
<td>S</td>
<td>DOSH recl. to G. Parties stipulated to penalty.</td>
<td>A</td>
<td>$18,000.00</td>
<td>$12,000.00</td>
</tr>
<tr>
<td>3 1</td>
<td>3328 (a)</td>
<td>S</td>
<td>DOSH recl. to G. Parties stipulated to penalty.</td>
<td>A</td>
<td>$18,000.00</td>
<td>$12,000.00</td>
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<tr>
<td>Sub-Total</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td>$36,840.00</td>
<td>$24,000.00</td>
</tr>
</tbody>
</table>

**Total Amount Due**: $24,000.00

*You may owe more than this amount if you did not appeal one or more citations or items containing penalties. Please call (415) 703-4291 if you have any questions.*

### PENALTY PAYMENT INFORMATION

1. Please make your cashier’s check, money order, or company check payable to:  
   Department of Industrial Relations

2. Write the Inspection No. on your payment

3. **If sending via US Mail:**  
   CAL-OSHA Penalties  
   PO Box 516547  
   Los Angeles, CA 90051-0595

   **If sending via Overnight Delivery:**  
   US Bank Wholesale Lockbox  
   c/o 516547 CAL-OSHA Penalties  
   16420 Valley View Ave  
   La Mirada, CA 90638-5821

*Online Payments can also be made by logging on to [http://www.dir.ca.gov/dosh/CaOSHA_PaymentOption.html](http://www.dir.ca.gov/dosh/CaOSHA_PaymentOption.html)*

- **DO NOT** send payments to the California Occupational Safety and Health Appeals Board-

### Abbreviation Key:
- G = General
- R = Regulatory
- E = Employer
- S = Serious
- W = Willful
- Ee = Employee
- A/R = Accident Related
- RG = Repeat General
- RR = Repeat Regulatory
- RS = Repeat Serious
DECLARATION OF SERVICE BY MAIL OR EMAIL

Inspection Number
1237938

I, Afryea Ogbonna, declare:

1. I am at least 18 years of age, not a party to this action, and I am employed in Los Angeles County at 100 N. Barranca St., Suite 410, West Covina, CA 91791.

2. On 12/06/2018, I served a copy of the attached Settlement Order in an envelope addressed as shown below and placed the envelope for collection and mailing on the date and at the place shown in item 3 following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.

3. Date mailed: 12/06/2018  Place mailed: (city, state): West Covina, CA

ATTN: Cecilia Rangel
Sukut Construction, LLC; Sukut Construction, Inc.; Sukut Construction
4010 W. Chandler Avenue
Santa Ana, CA 92704

4. On 12/06/2018, I electronically served the document listed in item 2 as follows:

<table>
<thead>
<tr>
<th>NAME OF PERSON SERVED</th>
<th>ELECTRONIC SERVICE ADDRESS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Chris Grossgart, DOSH Legal</td>
<td><a href="mailto:cgrossgart_doshlegal@dir.ca.gov">cgrossgart_doshlegal@dir.ca.gov</a></td>
</tr>
<tr>
<td>James Clark, DOSH Legal</td>
<td><a href="mailto:jclark_doshlegal@dir.ca.gov">jclark_doshlegal@dir.ca.gov</a></td>
</tr>
<tr>
<td>DOSH Southern Office</td>
<td><a href="mailto:doshlegal_la@dir.ca.gov">doshlegal_la@dir.ca.gov</a></td>
</tr>
<tr>
<td>Martha Casillas</td>
<td><a href="mailto:MCasillas@dir.ca.gov">MCasillas@dir.ca.gov</a></td>
</tr>
<tr>
<td>David W. Donnell</td>
<td><a href="mailto:rdp@oshalaw.net">rdp@oshalaw.net</a></td>
</tr>
<tr>
<td>Christine Hoffman</td>
<td><a href="mailto:CHoffman@dir.ca.gov">CHoffman@dir.ca.gov</a></td>
</tr>
</tbody>
</table>

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Afryea Ogbonna

(TYPE OR PRINT NAME OF DECLARANT)  (SIGNATURE OF DECLARANT)

OSHAB 400  DECLARATION OF SERVICE BY MAIL OR EMAIL  Rev. 06/16
BEFORE THE
STATE OF CALIFORNIA
OCCUPATIONAL SAFETY AND HEALTH
APPEALS BOARD

In the Matter of the Appeal of:
SUKUT CONSTRUCTION, LLC; SUKUT
CONSTRUCTION, INC.; SUKUT CONSTRUCTION
4010 W. CHANDLER AVENUE
SANTA ANA, CA 92704

Employer

Inspection No.
1237938

SETTLEMENT ORDER

The above-entitled matter is resolved pursuant to this Order and as set forth in the attached Summary Table.

The parties stipulate that no findings or conclusions have been made by any trier-of-fact regarding the citations and fines at issue herein, unless otherwise specified below.

IT IS STIPULATED by and between the parties that the settlement terms and conditions are not intended to be and shall not be construed by anyone or any proceeding as an admission of negligence, fault, or wrongdoing whatsoever by employer.

The parties further stipulate that neither employer's agreement to compromise this matter nor any statement contained in this agreement shall be admissible in any other proceeding, either legal, equitable, or administrative, except for purposes of administration and enforcement of the California Occupational Safety and Health Act and in proceedings before the Appeals Board.

Employer agrees to waive any rights it might have pursuant to Labor Code section 149.5 or California Code of Regulations, title 8, section 397 to petition for or recover costs or fees, if any, incurred in connection with this appeal.

IT IS SO ORDERED.

Dated: 12/06/2018

Dale A. Raymond
Administrative Law Judge

Pursuant to California Code of Regulations, title 8, section 364.2, subdivision (e), employer shall post for 30 working days a copy of the Settlement Order. Posting shall be in a manner as prescribed in Section 356, subdivision (a).

Pursuant to California Code of Regulations, title 8, section 364.2, subdivision (d), the division
shall serve a copy of this disposition on any authorized person representing affected employees if known.

NOTE: If you disagree with this order, you may petition the Appeals Board for reconsideration within 30 days. The petition must comply with the requirements of Labor Code sections 6614 through 6619. Please call the Appeals Board at (916) 274-5751 if you need assistance.
## SUMMARY TABLE
### OCCUPATIONAL SAFETY AND HEALTH APPEALS BOARD

In the Matter of the Appeal of:  
**SUUKUT CONSTRUCTION, LLC; SUUKUT CONSTRUCTION, INC.; SUUKUT CONSTRUCTION**  
Inspection No. 1237938

**Citation Issuance Date: 07/27/2017**

<table>
<thead>
<tr>
<th>ITEM</th>
<th>SECTION</th>
<th>TYPE</th>
<th>CITATION/ITEM RESOLUTION</th>
<th>AFFIRMED</th>
<th>PENALTY PROPOSED BY DOSH IN CITATION</th>
<th>FINAL PENALTY ASSESSED</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>3203 (a) (4)</td>
<td>G</td>
<td>no change</td>
<td>A</td>
<td>$700.00</td>
<td>$700.00</td>
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<tr>
<td>2</td>
<td>1541 (c) (2)</td>
<td>S</td>
<td>DOSH amended to general and reduced penalty.</td>
<td>A</td>
<td>$5,060.00</td>
<td>$1,125.00</td>
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<tr>
<td>3</td>
<td>1541 (l) (2)</td>
<td>S</td>
<td>DOSH withdrew.</td>
<td>V</td>
<td>$18,000.00</td>
<td>$0.00</td>
</tr>
<tr>
<td>4</td>
<td>1541.1 (a) (1)(A)</td>
<td>S</td>
<td>no change</td>
<td>A</td>
<td>$8,435.00</td>
<td>$8,435.00</td>
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</tbody>
</table>

**Sub-Total** $32,195.00  
**Total Amount Due** $10,260.00

*You may owe more than this amount if you did not appeal one or more citations or items containing penalties. Please call (415) 703-4291 if you have any questions.*

### PENALTY PAYMENT INFORMATION

1. Please make your cashier's check, money order, or company check payable to:  
   **Department of Industrial Relations**

2. Write the **Inspection No.** on your payment

3. **If sending via US Mail:**  
   CAL-OSHA Penalties  
   PO Box 516547  
   Los Angeles, CA 90051-0595  
   **If sending via Overnight Delivery:**  
   US Bank Wholesale Lockbox  
   c/o 516547 CAL-OSHA Penalties  
   16420 Valley View Ave.  
   La Mirada, CA 90638-5821

   **Online Payments can also be made by logging on to [http://www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html](http://www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html)**

   **DO NOT** send payments to the California Occupational Safety and Health Appeals Board-

### Abbreviation Key:

- G=General  
- S=Serious  
- RG=Repeat General  
- R=Regulatory  
- W=Willful  
- RR=Repeat Regulatory  
- Er=Employer  
- Ee=Employee  
- A/R=Accident Related  
- RS=Repeat Serious
Citation and Notification of Penalty

Company Name: Sukut Construction, LLC
Establishment DBA: and its successors
Inspection Site: 3500 Toland Rd.
Santa Paula, CA 93060

Citation 1 Item 2 Type of Violation: Regulatory

8CCR - 14300.29. Forms.
(a) Basic requirement. You must use Cal/OSHA 300, 300A, and 301 forms, or equivalent forms, for recordable injuries and illnesses. The Cal/OSHA Form 300 is called the Log of Work-Related Injuries and Illnesses, the Cal/OSHA Form 300A is called the Summary of Work-Related Injuries and Illnesses, and the Cal/OSHA Form 301 is called the Injury and Illness Incident Report. Appendices A through C give samples of the Cal/OSHA forms. Appendices D through F provide elements for development of equivalent forms consistent with Section 14300.29(b)(4) requirements. Appendix G is a worksheet to assist in completing the Cal/OSHA Form 300A.

VIOLATION
On January 22, 2016, the employer provided the Division Cal/OSHA form 300 Logs, of Work-Related Injuries and Illnesses, that did not include an accident description that reported the object/substance that directly injured or made the person ill.

Date By Which Violation Must be Abated: April 28, 2016
Proposed Penalty: $375.00

[Signature]
Andrea Minea
Compliance Officer / District Manager

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.
Citation and Notification of Penalty Page 5 of 8 Cal/OSHA-2 V1 Rev 2/2015
### SUMMARY TABLE

**OCCUPATIONAL SAFETY AND HEALTH APPEALS BOARD**

In the Matter of the Appeal of:  
**SUbject CONSTRUCTION, LLC**

<table>
<thead>
<tr>
<th>Citation Issuance Date: 03/23/2016</th>
<th>Inspection No. 1118490</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>ITEM</th>
<th>SECTION</th>
<th>TYPE</th>
<th>CITATION/ITEM RESOLUTION</th>
<th>VACATED</th>
<th>PENALTY PROPOSED BY DOSH IN CITATION</th>
<th>FINAL PENALTY ASSESSED</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 1</td>
<td>342 (a)</td>
<td>R</td>
<td>DOSH withdrew citation based on new evidence</td>
<td>V</td>
<td>$5,000.00</td>
<td>$0.00</td>
</tr>
<tr>
<td>1 2</td>
<td>14300.29 (a)</td>
<td>R</td>
<td>Employer withdrew appeal</td>
<td>A</td>
<td>$375.00</td>
<td>$375.00</td>
</tr>
</tbody>
</table>

Sub-Total: $5,375.00

Total Amount Due* $375.00

*You may owe more than this amount if you did not appeal one or more citations or items containing penalties. Please call (415) 703-4291 if you have any questions.

---

### PENALTY PAYMENT INFORMATION

1. Please make your cashier's check, money order, or company check payable to:  
   Department of Industrial Relations

2. Write the Inspection No. on your payment

3. Mail payment to:  
   Department of Industrial Relations (Accounting)  
   Cashier Accounting Office  
   P.O. Box 420603  
   San Francisco CA 94142-0603

*Online Payments can also be made by logging on to [http://www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html](http://www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html)*

- **DO NOT** send payments to the California Occupational Safety and Health Appeals Board-

---

**Abbreviation Key:**

- G=General
- S=Serious
- RG=Repeat General
- R=Regulatory
- W=Willful
- RR=Repeat Regulatory
- Er=Employer
- Ee=Employee
- AR=Accident Related
- RS=Repeat Serious

---

OSHAB 201  **SUMMARY TABLE**  Rev. 06/16
NOTICE OF VIOLATION

YOU ARE HEREBY NOTIFIED THAT YOU HAVE BEEN CITED FOR ONE OR MORE VIOLATIONS OF THE SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT (SCAQMD) RULES, STATE LAW OR FEDERAL LAW. IF PROVEN, SUCH VIOLATION(S) MAY RESULT IN THE IMPOSITION OF CIVIL OR CRIMINAL PENALTIES.

EACH DAY A VIOLATION OCCURS MAY BE HANDLED AS A SEPARATE OFFENSE REGARDLESS OF WHETHER OR NOT ADDITIONAL NOTICES OF VIOLATION ARE ISSUED.

### DESCRIPTION OF VIOLATIONS

<table>
<thead>
<tr>
<th>#</th>
<th>Authority*</th>
<th>Code Section or Rule No</th>
<th>SCAQMD Permit or CARB Registration No</th>
<th>Condition No (if Applicable)</th>
<th>Description of Violation</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>SCAQMD</td>
<td>1002.10</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>2</td>
<td>SCAQMD</td>
<td>1002.15</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>3</td>
<td>SCAQMD</td>
<td>1002.20</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>4</td>
<td>SCAQMD</td>
<td>1002.25</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>5</td>
<td>SCAQMD</td>
<td>1002.30</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

*Way to Authorily Abbreviations:

SCAQMD - South Coast Air Quality Management District
CH&SC - California Health and Safety Code
CCR - California Code of Regulations
CFR - Code of Federal Regulations

Method of Service

- [ ] In Person
- [ ] Certified Mail

@ aqmd.gov
An Inspection was conducted on 10/04/2018 to determine compliance with applicable hazardous materials and hazardous waste laws and regulations. Jeff Raffetto, Oller, was the facility escort for the duration of the inspection. Ray Sollano, Project Engineer, and Nick Osborne, Project Manager, were also present for portions of the inspection.

This facility is a contractor storage and maintenance yard. The hazardous materials stored on site include automotive fluids utilized in the routine maintenance and repair of facility operated vehicles and equipment, and compressed gas cylinders utilized in welding processes. Hazardous waste is generated on site as result of routine maintenance and repair of facility operated equipment.

Inventory:
- Consistent with the hazardous materials inventory submitted via the California Environmental Reporting System (CERS) on 10/09/2017.

Document Review:
- Applicable CUPA permits are current; expiration date of 05/31/2019.
- This facility submitted a Hazardous Materials Business Plan via CERS on 10/09/2017. This facility has an established CERS ID number: 10747492.
- This facility does not have an established and active permanent EPA ID number.
- Hazardous waste disposal records were not available for review at the time of inspection.
- Applicable hazardous materials and hazardous waste training are conducted via online module.
- Weekly inspections of the hazardous waste storage area were not conducted prior to the inspection.
- Daily hazardous waste tank inspections were not conducted prior to the inspection.
- A Spill Prevention, Control, and Countermeasures Plan (SPCC Plan) was available for review at the time of the inspection. Bradley Sims, Professional Engineer, prepared the SPCC Plan on 09/26/2017. The SPCC Plan stated that management certification and implementation was achieved on the date of the CERS submittal on 10/09/2017 by the party that submitted the hazardous materials business plan via CERS.
- Caterpillar receives the facility generated spent lead acid batteries.

Submit the completed Certificate of Compliance (CoC) provided along with all requested documentation, to this Division within 30 days of receipt of this report.

Notes:
- As a result of the inspection, the ownership of this facility will be updated from HDWD to Sukut Construction, LLC.
- Hazardous waste disposal records were not available for review at the time of the inspection. This facility has 5 business days from the receipt of this report to provide this Division all available hazardous waste disposal records associated with any transport of hazardous waste off site from this facility. If these disposal records are not received within 5 business days, violations W128 and W137 will be added to this inspection.

Please contact Karl Wendt at (909) 386-8401 or by email at kwendt@sbcfire.org with any questions regarding this report.
<table>
<thead>
<tr>
<th>VIOLATION CODE</th>
<th>DESCRIPTION</th>
<th>SECTION</th>
</tr>
</thead>
<tbody>
<tr>
<td>A101</td>
<td>APSA Fee</td>
<td>CHSC</td>
</tr>
<tr>
<td>A102</td>
<td>Annual Tank Facility Statement or Business Plan</td>
<td>CHSC</td>
</tr>
<tr>
<td>A103</td>
<td>Release Reporting</td>
<td>CHSC</td>
</tr>
<tr>
<td>A110</td>
<td>SPCC Plan prepared</td>
<td>CHSC</td>
</tr>
<tr>
<td>A111</td>
<td>SPCC Plan implemented</td>
<td>CHSC</td>
</tr>
<tr>
<td>A113</td>
<td>Qualified Facility - Certification of SPCC Plan</td>
<td>CHSC</td>
</tr>
<tr>
<td>A114</td>
<td>Tier 1 - Technical amendments property certified</td>
<td>CHSC</td>
</tr>
<tr>
<td>A115</td>
<td>Tier 1 - Overfill prevention</td>
<td>CHSC</td>
</tr>
<tr>
<td>A116</td>
<td>Tier 1 - Bulk storage container sized secondary containment</td>
<td>CHSC</td>
</tr>
<tr>
<td>A117</td>
<td>SPCC Plan complete</td>
<td>CHSC</td>
</tr>
<tr>
<td>A120</td>
<td>SPCC Plan available onsite</td>
<td>CHSC</td>
</tr>
<tr>
<td>A121</td>
<td>SPCC Plan 5 year review</td>
<td>CHSC</td>
</tr>
<tr>
<td>A122</td>
<td>SPCC plan amended as necessary</td>
<td>CHSC</td>
</tr>
<tr>
<td>A123</td>
<td>SPCC Plan amendments implemented</td>
<td>CHSC</td>
</tr>
<tr>
<td>A124</td>
<td>SPCC Plan meets basic requirements</td>
<td>CHSC</td>
</tr>
<tr>
<td>A125</td>
<td>SPCC Plan Conformance Requirements</td>
<td>CHSC</td>
</tr>
<tr>
<td>A126</td>
<td>Person who reports to management designated for discharge prevention</td>
<td>CHSC</td>
</tr>
<tr>
<td>A130</td>
<td>Facility Description</td>
<td>CHSC</td>
</tr>
<tr>
<td>A131</td>
<td>Discharge prevention measures</td>
<td>CHSC</td>
</tr>
<tr>
<td>A132</td>
<td>Countermeasures for discharge discovery, response, and cleanup</td>
<td>CHSC</td>
</tr>
<tr>
<td>A133</td>
<td>Discharge reporting procedures</td>
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</tr>
<tr>
<td>A134</td>
<td>Discharge response procedures</td>
<td>CHSC</td>
</tr>
<tr>
<td>A135</td>
<td>Containment/diversionary structures/equipment description</td>
<td>CHSC</td>
</tr>
<tr>
<td>A136</td>
<td>Oil type and storage capacity of storage containers</td>
<td>CHSC</td>
</tr>
<tr>
<td>A137</td>
<td>Bulk Storage Containers</td>
<td>CHSC</td>
</tr>
<tr>
<td>A138</td>
<td>Tanks compatible with stored materials</td>
<td>CHSC</td>
</tr>
<tr>
<td>A139</td>
<td>Permanently closed tanks closed appropriately</td>
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</tr>
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<td>A140</td>
<td>Appropriate containment</td>
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</tr>
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<td>A141</td>
<td>Containment for qualified oil-filled operational equipment</td>
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<td>A142</td>
<td>Leaks immediately addressed and oil promptly removed</td>
<td>CHSC</td>
</tr>
<tr>
<td>A143</td>
<td>Integrity testing and inspection procedures</td>
<td>CHSC</td>
</tr>
<tr>
<td>A144</td>
<td>Tanks properly integrity tested</td>
<td>CHSC</td>
</tr>
<tr>
<td>A145</td>
<td>Tanks inspected and/or tested by qualified person</td>
<td>CHSC</td>
</tr>
<tr>
<td>A148</td>
<td>Employee training requirements</td>
<td>CHSC</td>
</tr>
<tr>
<td>A147</td>
<td>Split prevention briefings</td>
<td>CHSC</td>
</tr>
<tr>
<td>A150</td>
<td>Facility security documentation</td>
<td>CHSC</td>
</tr>
<tr>
<td>A151</td>
<td>Facility security measures</td>
<td>CHSC</td>
</tr>
<tr>
<td>A152</td>
<td>Facility drainage adequately discussed</td>
<td>CHSC</td>
</tr>
<tr>
<td>A153</td>
<td>Drainage from diked storage areas</td>
<td>CHSC</td>
</tr>
<tr>
<td>A154</td>
<td>Appropriate valves for drainage of diked areas</td>
<td>CHSC</td>
</tr>
<tr>
<td>A155</td>
<td>Drainage inspections and valves</td>
<td>CHSC</td>
</tr>
<tr>
<td>A156</td>
<td>Drainage records</td>
<td>CHSC</td>
</tr>
<tr>
<td>A157</td>
<td>Corrosion Protection</td>
<td>CHSC</td>
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<tr>
<td>A158</td>
<td>Aboveground piping Inspections</td>
<td>CHSC</td>
</tr>
<tr>
<td>A159</td>
<td>Buried piping tested</td>
<td>CHSC</td>
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<td>A161</td>
<td>Conditions of a Qualified Facility</td>
<td>CHSC</td>
</tr>
<tr>
<td>A202</td>
<td>Tier II - Professional engineer certification of alternative measures</td>
<td>CHSC</td>
</tr>
<tr>
<td>A203</td>
<td>Tier II - Professional engineer's delegation complete</td>
<td>CHSC</td>
</tr>
<tr>
<td>A204</td>
<td>Tier II - Technical amendments property certified</td>
<td>CHSC</td>
</tr>
<tr>
<td>A210</td>
<td>SPCC contains an adequate facility diagram</td>
<td>CHSC</td>
</tr>
<tr>
<td>A211</td>
<td>Disposal methods</td>
<td>CHSC</td>
</tr>
<tr>
<td>A212</td>
<td>Discharge Prediction</td>
<td>CHSC</td>
</tr>
<tr>
<td>A213</td>
<td>Equivalent environmental protection</td>
<td>CHSC</td>
</tr>
<tr>
<td>A214</td>
<td>Impracticability claims of appropriate containment clearly explained and certified</td>
<td>CHSC</td>
</tr>
<tr>
<td>VIOLATION CODE</td>
<td>DESCRIPTION</td>
<td>SECTION</td>
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<tr>
<td>----------------</td>
<td>-------------</td>
<td>---------</td>
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<tr>
<td>H201</td>
<td>Hazardous Materials Handler Permit Current</td>
<td>SBCC 25506(a)</td>
</tr>
<tr>
<td>H202</td>
<td>Hazardous Materials Business Plan Established and Implemented</td>
<td>CHSC 25506, 25506(a)(1)</td>
</tr>
<tr>
<td>H203</td>
<td>Hazardous Materials Business Plan Submittal</td>
<td>CHSC 25506, 25506(a)(1)</td>
</tr>
<tr>
<td>H204</td>
<td>Immediately report any release or threatened release of a hazardous material</td>
<td>CHSC 25506(a)</td>
</tr>
<tr>
<td>H205</td>
<td>Facility access for Inspection granted</td>
<td>CHSC 25506(a)(2), 25506(a)(1)</td>
</tr>
<tr>
<td>H206</td>
<td>Business Plan, Annual Review/Certification</td>
<td>CHSC 25506(a)(2), 25506(a)(1)</td>
</tr>
<tr>
<td>H208</td>
<td>Business plan update within 30 days of change</td>
<td>CHSC 25506(a)(2), 25506(a)(1)</td>
</tr>
<tr>
<td>H210</td>
<td>Business Activities Page and/or Business Owner/Operator Identification Page</td>
<td>CHSC 25506(a)(1)</td>
</tr>
</tbody>
</table>

**Violation:** Failure to accurately complete and electronically submit the Business Activities Page and/or Business Owner/Operator Identification Page. 16 CCR 4 25506(a)(1)

**MINOR** Per information gathered during the inspection, the owner of this facility is Sakul Construction, LLC, not HDWD.

CORRECTIVE ACTION: Submit Business Owner/Operator Identification Page via CERS.

| H211           | Hazardous materials Inventory | CHSC 25506, 25506, 25506(a)(2), 25506(a)(1) |
| H212           | Site map | CHSC 25506(a)(2), 25506(a)(1) |
| H213           | Emergency response plan | CHSC 25506(a)(3), 25506(a)(1) |

**Violation:** The required local CUPA emergency response phone number was missing from the Emergency Response Plan submitted via CERS on 10/09/2017.

**MINOR**

<p>| H214           | Training Program not included and/or is not adequate | CHSC 25506(a)(4), 25506(a)(1) |
| H215           | Training Documentation | CHSC 25506(a)(4) |
| H216           | Business plan readily available | CHSC 25506(a) |
| H220           | Property owner notification | CHSC 25506(a)(4) |
| H221           | Property owner business plan | CHSC 25506(a)(4) |
| H222           | Agricultural Handler emergency response plan | CHSC 25506(a)(1), 25506.7.1 |
| H223           | Agricultural Handler training program | CHSC 25506(a)(1), 25506.7.1 |
| H224           | Remote unstaffed facility | CHSC 25506, 25506(a)(2), 25506.7.2, 25506.7.2.255 |</p>
<table>
<thead>
<tr>
<th>VIOLATION CODE</th>
<th>DESCRIPTION</th>
<th>SECTION</th>
<th>V</th>
</tr>
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<tbody>
<tr>
<td>44</td>
<td><strong>HAZARDOUS WASTE GENERATOR</strong></td>
<td></td>
<td></td>
</tr>
<tr>
<td>W101</td>
<td>Hazardous Waste Generator CUPA Permit</td>
<td>SECC</td>
<td>23.0602</td>
</tr>
<tr>
<td>W102</td>
<td>Facility Access for Inspection</td>
<td>CHSC</td>
<td>25185</td>
</tr>
<tr>
<td>W103</td>
<td>HWG: Hazardous Waste Determination</td>
<td>CCR</td>
<td>88262.11</td>
</tr>
<tr>
<td>W104</td>
<td>HWG: Identification Number</td>
<td>CCR</td>
<td>68262.12</td>
</tr>
<tr>
<td>Violation:</td>
<td>Failure to obtain an Identification Number prior to treating,</td>
<td></td>
<td>X</td>
</tr>
<tr>
<td></td>
<td>storing, disposing of, transporting or offering for transport</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>ing any hazardous waste.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>CLASS 2</td>
<td>Facility did not have an established and active EPA ID Number</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>at the time of the Inspection.</td>
<td></td>
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<tr>
<td></td>
<td><strong>CORRECTIVE ACTION:</strong> Sign the Certificate of Compliance in</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>attestation that a permanent EPA ID Number has been obtained</td>
<td></td>
<td></td>
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<tr>
<td></td>
<td>for this facility.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>W108</td>
<td>HWG: Excluded Recyclable Materials</td>
<td>CHSC</td>
<td>25143.2, 25143.9</td>
</tr>
<tr>
<td>W110</td>
<td>HWG: Hazardous Waste Labelling Standards</td>
<td>CCR</td>
<td>68262.34(f)</td>
</tr>
<tr>
<td>Violation:</td>
<td>Failure to properly label hazardous waste accumulation</td>
<td></td>
<td>X</td>
</tr>
<tr>
<td></td>
<td>containers and portable tanks with the following requirements:</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>&quot;Hazardous Waste&quot;, name and address of the generator,</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>physical and chemical characteristics of the Hazardous Waste,</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>and starting accumulation date.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>MINOR</td>
<td>Observed (1) 55 gallon drum containing drained used oil filters</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>to have hazardous waste labeling disclosing the incorrect</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>facility name and physical address.</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Violation corrected on site at the time of the Inspection.</td>
<td></td>
<td></td>
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<tr>
<td>W111</td>
<td>HWG: Hazardous Waste Tank Label</td>
<td>CCR</td>
<td>68262.34(f)</td>
</tr>
<tr>
<td>W117</td>
<td>HWG: Empty Containers &gt; 5 Gallons</td>
<td>CCR</td>
<td>68281.7</td>
</tr>
<tr>
<td>W121</td>
<td>HWG: Quarantine Order</td>
<td>CHSC</td>
<td>25187.8</td>
</tr>
<tr>
<td>W122</td>
<td>HWG: Laundering of Reusable Soiled Textile Materials</td>
<td>CHSC</td>
<td>25144.6(b)</td>
</tr>
<tr>
<td>W124</td>
<td>HWG: Remote Consolidation Notification</td>
<td>CHSC</td>
<td>25110.10(b)</td>
</tr>
<tr>
<td>W125</td>
<td>HWG: Preparation of the Hazardous Waste Manifest</td>
<td>CCR</td>
<td>68262.20</td>
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<tr>
<td>W128</td>
<td>HWG: Hazardous Waste Manifest Completeness</td>
<td>CCR</td>
<td>68262.33(a)</td>
</tr>
<tr>
<td>W127</td>
<td>HWG: Hazardous Waste Manifest Not Sent to DTSC</td>
<td>CCR</td>
<td>68262.33(a)(4)</td>
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<tr>
<td>W128</td>
<td>HWG: Hazardous Waste Disposal Documentation</td>
<td>CCR</td>
<td>68262.40(a)</td>
</tr>
<tr>
<td>W130</td>
<td>HWG: Maintaining Records of Test Result for Three Years</td>
<td>CCR</td>
<td>68262.40(c)</td>
</tr>
<tr>
<td>W134</td>
<td>HWG: Used Oil Certification Form</td>
<td>CHSC</td>
<td>Multiple</td>
</tr>
<tr>
<td>W138</td>
<td>HWG: Contamination of Used Oil</td>
<td>CHSC</td>
<td>25250.7</td>
</tr>
<tr>
<td>W137</td>
<td>HWG: Consolidated Manifest</td>
<td>Multiple</td>
<td></td>
</tr>
<tr>
<td>W138</td>
<td>HWG: Used Oil and Fuel Filter and Handling Requirements</td>
<td>CCR</td>
<td>68265.81(a)(4)(B)</td>
</tr>
<tr>
<td>W139</td>
<td>HWG: Lead Battery Disposal Documentation</td>
<td>CCR</td>
<td>68265.81(a)(4)(B)</td>
</tr>
<tr>
<td>W140</td>
<td>HWG: Management of Spent Vehicle Lead-Acid Batteries</td>
<td>CCR</td>
<td>68266.81(a)(1)</td>
</tr>
<tr>
<td>W141</td>
<td>HWG: Management of 11 or More Spent Vehicle Lead-Acid Batteries</td>
<td>CCR</td>
<td>68266.81(a)(3)</td>
</tr>
<tr>
<td>W142</td>
<td>HWG: Damaged Lead Battery Handling</td>
<td>CCR</td>
<td>68266.81(a)</td>
</tr>
<tr>
<td>W143</td>
<td>HWG: Improper Disposal of Hazardous Waste</td>
<td>CHSC</td>
<td>25189.8(a), 25201(a)</td>
</tr>
<tr>
<td>W145</td>
<td>HWG: Hazardous Waste Not Transported by Registered Healer</td>
<td>Multiple</td>
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<tr>
<td>W152</td>
<td>HWG: Excluded Recyclable Materials Report</td>
<td>CHSC</td>
<td>25143.10</td>
</tr>
<tr>
<td>W155</td>
<td>HWG: Satellite Accumulation</td>
<td>CCR</td>
<td>68262.34(a)</td>
</tr>
<tr>
<td>W156</td>
<td>HWG: Laboratory Waste</td>
<td>CHSC</td>
<td>25200.3.1(b)</td>
</tr>
<tr>
<td>W157</td>
<td>HWG: Laboratory Waste Treatment</td>
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<td>25200.3.1(c)</td>
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<td>W158</td>
<td>HWG: Program Data Electronic Report</td>
<td>CHSC</td>
<td>25404.0(a)(4)</td>
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<td>W159</td>
<td>HWG: Facility Information Reporting</td>
<td>SBCC</td>
<td>23.0602.23.0712</td>
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<tr>
<td>W160</td>
<td>HWG: Land Disposal Restriction</td>
<td>CCR</td>
<td>Multiple</td>
</tr>
<tr>
<td>W203</td>
<td>SGG: Employee Training</td>
<td>CCR</td>
<td>68262.34(d)(2)</td>
</tr>
<tr>
<td>W206</td>
<td>SGG: Facility Maintained to Prevent Fire/Explosion/Release</td>
<td>CCR</td>
<td>68262.34(d)(2)</td>
</tr>
<tr>
<td>W207</td>
<td>SGG: Emergency Plan</td>
<td>CCR</td>
<td>68262.34(d)(2)</td>
</tr>
<tr>
<td>W213</td>
<td>SGG: Time Exceeded for Hazardous Waste Conditional Accumulation (180 Days)</td>
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<tr>
<td>W214</td>
<td>SGG: Container In Poor Condition or Damaged</td>
<td>CCR</td>
<td>68262.34(d)(2)</td>
</tr>
<tr>
<td>W218</td>
<td>SGG: Open Hazardous Waste Containers</td>
<td>CCR</td>
<td>68262.34(d)(2)</td>
</tr>
<tr>
<td>W218</td>
<td>SGG: Acutely/Extremely Hazardous Waste Accumulation Time Exceeded (90 Days)</td>
<td></td>
<td></td>
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<tr>
<td>W227</td>
<td>SGG: Hazardous Waste Manifest Exception Reporting</td>
<td>Multiple</td>
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</tr>
<tr>
<td>W238</td>
<td>SGG: Weekly Hazardous Waste Storage Area Inspection</td>
<td>CCR</td>
<td>68262.34(d)(2)</td>
</tr>
<tr>
<td>W246</td>
<td>SGG: Hazardous Waste Container Incompatible with Material Stored</td>
<td>CCR</td>
<td>68262.34(d)(2)</td>
</tr>
<tr>
<td>W248</td>
<td>SGG: Aisle Space</td>
<td>CCR</td>
<td>68262.34(d)(2)</td>
</tr>
<tr>
<td>W266</td>
<td>SGG: Incompatible Waste Storage</td>
<td>CCR</td>
<td>68262.34(d)(2)</td>
</tr>
<tr>
<td>W289</td>
<td>SGG: Hazardous Waste Tank Spill Control/Overflow</td>
<td>CCR</td>
<td>68262.34(d)(2)</td>
</tr>
<tr>
<td>Violation</td>
<td>Section</td>
<td>Code</td>
<td>Description</td>
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<td>-----------</td>
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<tr>
<td>W270</td>
<td>SQG: Daily Tank, Monitoring, and Discharge Inspection</td>
<td>COR</td>
<td>62622.34(d)(2)</td>
</tr>
<tr>
<td>W271</td>
<td>SQG: Weekly Hazardous Waste Tank Construction and System Fixture Inspection</td>
<td>COR</td>
<td>62622.34(d)(2)</td>
</tr>
<tr>
<td>W272</td>
<td>SQG: Hazardous Waste Facility Closure</td>
<td>COR</td>
<td>62622.34(d)(2)</td>
</tr>
<tr>
<td>W273</td>
<td>SQG: Tank 2ft Freestand</td>
<td>COR</td>
<td>62622.34(d)(2)</td>
</tr>
<tr>
<td>W278</td>
<td>SQG: Hazardous Waste Minimization Certification</td>
<td>COR</td>
<td>62622.27(b)</td>
</tr>
<tr>
<td>W280</td>
<td>SQG: Emergency Coordinator</td>
<td>COR</td>
<td>62622.34(d)(2)</td>
</tr>
<tr>
<td>W281</td>
<td>SQG: Facility Emergency Equipment</td>
<td>COR</td>
<td>62622.34(d)(2)</td>
</tr>
<tr>
<td>W282</td>
<td>SQG: Emergency Equipment Maintenance</td>
<td>COR</td>
<td>62622.34(d)(2)</td>
</tr>
<tr>
<td>W306</td>
<td>LQG: Facility Maintained To Prevent Fire/Explosion/Release</td>
<td>COR</td>
<td>62622.34(a)(4), 62625.31</td>
</tr>
<tr>
<td>W307</td>
<td>LQG: Contingency Plan</td>
<td>COR</td>
<td>62622.34(a)(4), 62625.51</td>
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<tr>
<td>W308</td>
<td>LQG: Contingency PlanCopies</td>
<td>COR</td>
<td>62622.34(a)(4), 62625.53</td>
</tr>
<tr>
<td>W309</td>
<td>LQG: Contingency Plan Emergency Action Plan</td>
<td>COR</td>
<td>62622.34(a)(4), 62625.62</td>
</tr>
<tr>
<td>W313</td>
<td>LQG: Hazardous Waste Accumulation Time Exceeded</td>
<td>Multiple</td>
<td></td>
</tr>
<tr>
<td>W314</td>
<td>LQG: Container In Poor Condition or Damaged</td>
<td>COR</td>
<td>62622.34(a)(1), 62625.17</td>
</tr>
<tr>
<td>W316</td>
<td>LQG: Open Hazardous Waste Container</td>
<td>COR</td>
<td>62622.34(a)(1), 62625.17</td>
</tr>
<tr>
<td>W318</td>
<td>LQG: Weekly Hazardous Waste Storage Area Inspection</td>
<td>COR</td>
<td>62622.34(a)(1), 62625.17</td>
</tr>
</tbody>
</table>

**CLASS 2**

Violation: Failure to inspect weekly, areas where hazardous waste containers are stored or transferred. The owner or operator shall look for leaking containers and for deterioration of containers and the containment system caused by corrosion or other factors.

**CORRECTIVE ACTION:** Sign the Certificate of Compliance in attestation that weekly hazardous waste tank inspections will be conducted prior to the Inspection.

<table>
<thead>
<tr>
<th>Violation</th>
<th>Section</th>
<th>Code</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>W320</td>
<td>LQG: Hazardous Waste Tank Inspections</td>
<td>COR</td>
<td>62622.34(a)(1), 62625.19</td>
</tr>
</tbody>
</table>

**CLASS 2**

Violation: Failure to conduct and document inspections of hazardous waste tank systems each operating day and retain records of those inspections at the facility.

**CORRECTIVE ACTION:** Sign the Certificate of Compliance in attestation that weekly inspections of the hazardous waste storage area will be conducted upon receipt of this report.

<table>
<thead>
<tr>
<th>Violation</th>
<th>Section</th>
<th>Code</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>W321</td>
<td>LQG: Hazardous Waste Tank Cathodic Inspection</td>
<td>COR</td>
<td>62622.34(a)(1), 62625.19</td>
</tr>
<tr>
<td>W324</td>
<td>LQG: Hazardous Waste Tank Equipment Replacement</td>
<td>COR</td>
<td>62626.102(m)</td>
</tr>
<tr>
<td>W326</td>
<td>LQG: Hazardous Waste Tank Release</td>
<td>COR</td>
<td>62626.106</td>
</tr>
<tr>
<td>W328</td>
<td>LQG: Tank Closure Requirements and Documentation</td>
<td>COR</td>
<td>62625.111, 62625.114, 66</td>
</tr>
<tr>
<td>W331</td>
<td>LQG: Employee Hazardous Waste Training</td>
<td>COR</td>
<td>62622.34(a)(4), 62625.1</td>
</tr>
<tr>
<td>W332</td>
<td>LQG: Source Reduction Evaluation Review and Plan</td>
<td>COR</td>
<td>67100.7, 67100.8</td>
</tr>
<tr>
<td>W333</td>
<td>LQG: Summary Progress Report</td>
<td>COR</td>
<td>67100.9</td>
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<tr>
<td>W334</td>
<td>LQG: Source Reduction Implementation</td>
<td>COR</td>
<td>67100.5</td>
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<tr>
<td>W340</td>
<td>LQG: Hazardous Waste Minimization Certification</td>
<td>COR</td>
<td>62622.34(a)(4), 62626.27(a)</td>
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<tr>
<td>W345</td>
<td>LQG: Hazardous Waste Container Incompatible with Material Stored</td>
<td>COR</td>
<td>62622.34(a)(1), 62625.17, 62625.35</td>
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<tr>
<td>W349</td>
<td>LQG: Atisle Space</td>
<td>COR</td>
<td>62622.34(a)(4), 62625.19</td>
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<tr>
<td>W351</td>
<td>LQG: Reassessment for Hazardous Waste Tank System P.E. Certification</td>
<td>COR</td>
<td>62626.102(h)</td>
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<tr>
<td>W352</td>
<td>LQG: New Tank Assessment Standards</td>
<td>COR</td>
<td>62626.102(k)</td>
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<td>W353</td>
<td>LQG: Hazardous Waste Tank Standards</td>
<td>COR</td>
<td>62622.34(a)(1), 62625.19</td>
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<td>W354</td>
<td>LQG: Secondary Containment</td>
<td>COR</td>
<td>62622.34(a)(1), 62625.19</td>
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<tr>
<td>W356</td>
<td>LQG: Incompatible Waste Storage</td>
<td>COR</td>
<td>62622.34(a)(1), 62625.19</td>
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<tr>
<td>W368</td>
<td>LQG: Air Emissions for Waste in Containers</td>
<td>COR</td>
<td>Multiple</td>
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<tr>
<td>W369</td>
<td>LQG: Air Emissions for Wastes in Tanks</td>
<td>COR</td>
<td>Multiple</td>
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<tr>
<td>W371</td>
<td>LQG: Hazardous Waste Manifest Exception Reporting</td>
<td>COR</td>
<td>62622.42(e), (f), (d)</td>
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<tr>
<td>W375</td>
<td>LQG: Emergency Coordinator</td>
<td>COR</td>
<td>62622.34(a)(4), 62625.59</td>
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<tr>
<td>W381</td>
<td>LQG: Facility Emergency Equipment</td>
<td>COR</td>
<td>62622.34(a)(4), 62625.32</td>
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<td>W382</td>
<td>LQG: Emergency Equipment Maintenance</td>
<td>COR</td>
<td>62622.34(a)(4), 62625.33</td>
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<td>W501</td>
<td>Certified Appliance Recycler: Certification</td>
<td>CHSC</td>
<td>25211.4</td>
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<td>W502</td>
<td>Certified Appliance Recycler: Certification</td>
<td>CHSC</td>
<td>25211.2, 25211.3</td>
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<td>W503</td>
<td>Certified Appliance Recycler: Materials that Require Special Handling (MRSH) properly managed</td>
<td>CHSC</td>
<td>25211.3, 25212, 25212(c)</td>
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<td>W504</td>
<td>Certified Appliance Recycler: Proper Removal of Materials that Require Special Handling (MRSH)</td>
<td>CHSC</td>
<td>25211.3, 25212(a)</td>
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<td>W901</td>
<td>Universal Waste Handler: Permit</td>
<td>SBC</td>
<td>23.0602(B)(1)</td>
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<td>W902</td>
<td>Universal Waste Handler: Labelling Requirements</td>
<td>COR</td>
<td>62673.34</td>
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<td>W903</td>
<td>Universal Waste Handler: Accumulation Time</td>
<td>COR</td>
<td>62673.35</td>
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<tr>
<td>W604</td>
<td>Universal Waste Handler: Employee Training</td>
<td>CCR</td>
<td>68273.38</td>
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<tr>
<td>W607</td>
<td>Universal Waste: Accumulation of Aerosol Cans</td>
<td>CHSC</td>
<td>25201.16(f)</td>
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<tr>
<td>W608</td>
<td>Universal Waste: Handling of Aerosol Cans</td>
<td>CHSC</td>
<td>25201.16(e)</td>
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<tr>
<td>W611</td>
<td>Universal Waste Handler: Department Notification</td>
<td>CCR</td>
<td>68273.32(c)</td>
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<tr>
<td>W612</td>
<td>Universal Waste Handler: Annual Report</td>
<td>CCR</td>
<td>68273.32(d)</td>
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<tr>
<td>W613</td>
<td>Universal Waste Handler: Release</td>
<td>CCR</td>
<td>68273.33.6</td>
</tr>
<tr>
<td>W614</td>
<td>Universal Waste Handler: USEPA Notification</td>
<td>CCR</td>
<td>68273.32(e)</td>
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<tr>
<td>W615</td>
<td>Universal Waste Handler: Exporting Notification Sent</td>
<td>CCR</td>
<td>68273.46(a)(3)</td>
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<td>W616</td>
<td>Universal Waste Handler: Export Notification Complete</td>
<td>CCR</td>
<td>68273.46(a)(4)</td>
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<td>W620</td>
<td>Universal Waste Handler: Illegal Disposal</td>
<td>CCR</td>
<td>68273.31(a)</td>
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<tr>
<td>W623</td>
<td>Large Quantity Universal Waste Handler CTSC ID Number</td>
<td>CCR</td>
<td>68273.32(b)</td>
</tr>
</tbody>
</table>

**INSPECTED BY:**

KARL WENDT

**RECEIVED BY:**

Nick Osborne

**Signature Date Time:** 10/4/18 3:07:28PM

**PROJECT MANAGER:**

Nick Osborne

**PROJECT MANAGER SIGNATURE DATE:** 10/4/2018 3:04:50PM

**REPORT DATE:** 10/4/18 3:06 pm

This report shall serve as a notice to comply for minor violations and a notice of violation for all other violations.

THE VIOLATIONS NOTED IN THIS REPORT MUST BE CORRECTED WITHIN 30 DAYS UNLESS OTHERWISE SPECIFIED. FAILURE TO COMPLY MAY RESULT IN LEGAL ACTION. THE CERTIFICATE OF COMPLIANCE SHALL BE SUBMITTED WITHIN THE TIME PERIOD NOTED ABOVE.
CERTIFICATE OF COMPLIANCE

Return certification to Inspector KARL WENDT within 30 days of inspection unless otherwise specified.

RESPONDENT: Nick Osborne

VIOLATION(S) CITED ON: 10/4/2018

FACILITY NAME: 1219 - HDWD Wastewater Project
FACILITY ID: FA0017708

SITE ADDRESS: 57675 29 Palms HWY
CERS ID: 10747492

CITY: Yucca Valley
STATE: CA
ZIP CODE: 92284

Summary of Violations:

IMPORTANT- Enclose all requested documentation when returning this certification.

W320 CORRECTIVE ACTION: Sign the Certificate of Compliance in attestation that weekly inspections of the hazardous waste storage area will be conducted upon receipt of this report.

W318 CORRECTIVE ACTION: Sign the Certificate of Compliance in attestation that daily hazardous waste tank inspection will be conducted upon receipt of this report.

W104 CORRECTIVE ACTION: Sign the Certificate of Compliance in attestation that a permanent EPA ID Number has been obtained for this facility.

H210 CORRECTIVE ACTION: Submit Business Owner/Operator Identification Page via CERS.

H213 The required local CUPA emergency response phone number was missing from the Emergency Response Plan submitted via CERS on 10/09/2017.

I certify under penalty of law that:

- Respondent has corrected violations specified in the above-entitled action.
- I have personally examined any documentation attached to this certification to establish that the violations have been corrected.
- Based on my examination of the attached documentation and inquiry of the individuals, who prepared or obtained them, I believe the information to be true, accurate and complete.
- I am authorized to file this certification on behalf of the Respondent.
- I am aware there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations.

______________________________  ____________________________
SIGNATURE                  DATE

______________________________  ____________________________
PRINT NAME                  TITLE
STATE OF CALIFORNIA
DEPARTMENT OF INDUSTRIAL RELATIONS
OCCUPATIONAL SAFETY AND HEALTH APPEALS BOARD
2520 Venture Oaks Way, Suite 300
Sacramento, CA 95833

In the Matter of the Appeal of:
SUKUT CONSTRUCTION LLC

Employer

Inspection No. 1113163

NOTICE OF HEARING

YOU ARE HEREBY NOTIFIED the matter referenced above has been set for hearing at:

Location: 3737 Main Street, Room 204
Riverside, CA 92501
Date and time: November 14, 2018 at 9:00 a.m.
Judge: Dale A. Raymond

At the hearing, the Occupational Safety and Health Appeals Board will consider the appeal in the manner prescribed by law. The parties must submit all issues for decision at the hearing. A party may be, but need not be, represented by an attorney. Any relevant evidence may be presented and parties will be given full opportunity to cross-examine all witnesses. A party is entitled to issue subpoenas to compel the attendance of witnesses and to issue subpoenas duces tecum to compel the production of documents or things by applying to the Occupational Safety and Health Appeals Board, 2520 Venture Oaks Way, Suite 300, Sacramento, CA 95833 (California Code of Regulations, title 8, section 372.2).

NOTE: CONTINUANCES ARE DISFAVORED AND WILL BE GRANTED ONLY UPON A CLEAR SHOWING OF GOOD CAUSE. REQUESTS FOR CONTINUANCES SHOULD BE MADE IMMEDIATELY SO THAT IF GRANTED BY A JUDGE, YOUR HEARING MAY BE RESCHEDULED IN A TIMELY FASHION.

POSTING REQUIREMENTS: A copy of this notice must be posted at or near the site of violation, in a location easily read by employees. Additionally, if affected employees have an authorized representative, a copy of this notice shall be served to the representative by first class mail or personal service. Notice of this hearing must also be served to any employee or the representative of an employee who was seriously injured or killed in an accident related to this appeal.

All communications and/or questions regarding the hearing can be addressed by calling the Occupational Safety and Health Appeals Board at (916) 274-5751.
Appeal Form

Docket

(Leave blank—Appeals Board will fill in.)

1. You only have 15 working days from receipt of a citation to appeal.

2. A copy of this form must be attached to each citation or notification appealed. Failure to file a completed form may result in dismissal of the appeal.

First read important information on the reverse side then complete one appeal form for each citation

1. This is an Appeal from:

[ ] Citation NO(s): ___ Item No(s): ___

[ ] Notification of failure to abate alleged violation
Citation NO(s): ______________ Item No(s): __________

[ ] Special Order/Special Action NO: ______________
Item No(s): ___________

2. Specific ground(s) for this appeal are: (Check all that apply)

[ X ] The safety order was not violated.

[ X ] The classification (i.e., serious, willful, repeat) is incorrect.

[ X ] The abatement requirements are unreasonable.

[ ] Required changes    [ ] Time allowed to complete changes

[ X ] The proposed penalty is unreasonable.
3. Explain any other reasons for appeal or issues to be raised on appeal. Affirmative defenses must be specifically stated. Some important affirmative defenses are listed on the OSHAB website at: http://www.dir.ca.gov/OSHAB/oshab.html

1. Lack of Employer Knowledge.
2. Independent Employee Act.
3. Exposing Employer Defense: Exposing Employer exercised reasonable diligence to protect employees from hazards. The hazard was a latent hazard of short duration and transitory in nature that the employer could not and did not recognize to exist despite a reasonable investigation. The hazard was created by, and known only to, sub-tier contractors.
4. Citation Fails to Describe Violation with Reasonable Particularity and is Vague and Ambiguous.
5. Logical Time Defense.
7. Employer exercised due diligence to identify, control and abate serious hazards, including but not limited to all high hazard operations at the jobsite with regard to all jobsite personnel and sub-tier contractors through the utilization of extensive monitoring and oversight of jobsite operations.
8. The unsafe work practice was a result of an extreme departure of generally accepted industry standards and/or contractual requirements by sub-tier contractors and/or vendors.
9. The Employer took effective action to eliminate employee exposure to the hazard created by the alleged violation as soon as the alleged violation was discovered, or with due diligence could have been discovered.
10. Unforeseeability.
11. The Division improperly issued multiple citations for the same violation.

(Signature of Employer or Employer’s Representative)
{If there is any change in representation after you file your appeal, you must notify the Appeals Board in writing}

Jonathan S. Vick, Esq.
(Type or print name)

Attorney for Employer

(Title)

ATKINSON, ANDELSN, LOYA, RUUD & ROMO

(Address) {Address where all communications from the Appeals Board will be sent)
12800 Center Court Drive South, Suite 300, Cerritos, CA 90703

(City) (State) (Zip Code)

(562) 653-3200 jvick@aalrr.com May 12, 2016
(Phone) (E-Mail Address) (Date)

{All correspondence from the Appeals Board will be sent to the representative above at the address above. If there is any change in address, telephone number, and/or e-mail address after you file your appeal, you must notify the Appeals Board of the change(s). All such notifications must be in writing}
IMPORTANT INFORMATION

A. Use this form to appeal a Citation, Notification of Failure to Abate Alleged Violation, or Special Order/Special Action.

B. You must complete a separate appeal form for each citation or notification you wish to appeal and attach a copy of the complete citation or notification that you are appealing.

C. If the citation or notification being appealed includes more than one item do not use separate appeals forms for each item. Instead, specify the items you are appealing in the space provided in No. 1 on the front of this form. (for example, “Citation No. 1, Item Nos. 2, 5, and 8)

D. Be sure to sign your appeal form and provide all the information requested in No. 4 above.

E. Your appeal form shall be deemed not completed unless you attach a copy of each citation or notification that you are appealing, and failure to file a completed appeal form may result in dismissal of the appeal.

F. If you or your representative change address, telephone number, and/or e-mail address, it is your responsibility to notify the Appeals Board in writing of the change(s). Otherwise the Appeals Board will continue to use the address it has on file and you risk not receiving notices or other communications from the Appeals Board. Appeals Board regulations make it the employer’s obligation to notify the Appeals Board of any changes to the employer’s and/or representative’s contact information.

G. Mail each completed Appeal form and citation or notification to the Occupational Safety and Health Appeals Board, 2520 Venture Oaks Way, Suite 300, Sacramento, CA 95833.

H. Late appeals will not be accepted unless good cause is shown.
State of California
Department of Industrial Relations
Division of Occupational Safety and Health
San Bernardino District Office
464 West 4th Street, Suite 332
San Bernardino, CA 92401
Phone: (909) 383-4321 Fax: (909) 383-6789

Inspection #: 1113163
Issuance Date: 04/28/2016
CSHO ID: W2362
Optional Report #: 

Citation and Notification of Penalty

Company Name: Sukut Construction LLC
Establishment DBA: 
and its successors
Inspection Site: 2390 Alder Ave
Rialto, CA 92377

Citation 1 Item 1 Type of Violation: General

Title 8 CCR Section 1509(b) Injury & Illness Prevention Program
(b) every employer shall adopt a written Code of Safe Practices which relates to the employer's operations. The Code shall contain language equivalent to the relevant parts of Plate A-3 of the Appendix. (Reference 8 CCR Section 3203(a)(2)) and (Reference 8 CCR Section 1509(b)).

Prior to and during the course of the investigation, including, but not limited to, December 17, 2015 and October 28, 2015, the employer failed to effectively implement the required elements of an Injury & Illness Prevention Program including, but not limited to:

Instance 1: The employer failed to effectively implement and ensure that employees and supervisory employees complied, as prescribed under the General Section Item #2, with their adopted Code of Safe Practices program.

Instance 2: The employer failed to effectively implement and ensure that employees and supervisory employees complied, as prescribed under the Personal Protective Equipment Section Item #2, with their adopted Code of Safe Practices program.

Instance 3: The employer failed to effectively implement and ensure that employees and supervisory employees complied, as prescribed under the Machinery & Equipment Section Item #7, with their adopted Code of Safe Practices program.

Instance 4: The employer failed to effectively implement and ensure that employees and supervisory employees complied, as prescribed under the Cranes, Hoists & Jacked Machinery Item #2, with their adopted Code of Safe Practices program.

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

Citation and Notification of Penalty Page 5 of 11 Cal/OSHA 2 V1 Rev 2/2015
CITATION AND NOTIFICATION OF PENALTY

To:
Sukut Construction LLC
and its successors
4010 West Chandler Avenue
Santa Ana, CA 92704

Inspection Site:
2390 Alder Ave
Rialto, CA 92377

Inspection #: 1113163
Inspection Date(s): 12/17/2015 - 04/28/2016
Issuance Date: 04/28/2016
C Sho ID: W2362
Optional Report #: 0950633

The violation(s) described in this Citation and Notification of Penalty is (are) alleged to have occurred on or about the day(s) the inspection was made unless otherwise indicated within the description given below.

This Citation and Notification of Penalty (hereinafter Citation) is being issued in accordance with California Labor Code Section 6317 for violations that were found during the inspection/investigation. This Citation or a copy must be prominently posted upon receipt by the employer at or near the location of each violation until the violative condition is corrected or for three working days, whichever is longer. Violations of Title 8 of the California Code of Regulations or of the California Labor Code may result in some instances in prosecution for a misdemeanor.

YOU HAVE A RIGHT to contest this Citation and Notification of Penalty by filing an appeal with the Occupational Safety and Health Appeals Board. To initiate your appeal, you must contact the Appeals Board, in writing or by telephone, within 15 working days from the date of receipt of this Citation. If you miss the 15 working day deadline to appeal, the Citation and Notification of Penalty becomes a final order of the Appeals Board, not subject to review by any court or agency.

Informal Conference - You may request an informal conference with the manager of the district office which issued the Citation within 10 working days after receipt of the Citation. However, if the citation is appealed, you may request an informal conference at any time prior to the day of the hearing. Employers are encouraged to schedule a conference at the earliest possible time to assure an expeditious resolution of any issues. At the informal conference, you may discuss the existence of the alleged violation, classification of the violation, abatement date or proposed penalty.

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.
Citation and Notification of Penalty Page 1 of 11 Cal/OSHA-2 VI Rev 2/2015
NOTICE OF PROPOSED PENALTIES

**Company Name:** Sukut Construction LLC  
**Establishment DBA:** and its successors  
**Inspection Site:** 2390 Alder Ave, Rialto, CA 92377  
**Mailing Address:** 4010 West Chandler Avenue, Santa Ana, CA 92704  
**Issuance Date:** 04/28/2016  
**Reporting ID:** 0950633  
**CSHO ID:** W2362

**Summary of Penalties for Inspection Number 1113163**

<table>
<thead>
<tr>
<th>Citation</th>
<th>Item</th>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Citation 1</td>
<td>Item 1</td>
<td>General</td>
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<tr>
<td>Citation 2</td>
<td>Item 1</td>
<td>Serious</td>
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<tr>
<td>Citation 3</td>
<td>Item 1</td>
<td>Serious</td>
<td>$18000.00</td>
</tr>
</tbody>
</table>

**TOTAL PROPOSED PENALTIES:** $36840.00

Penalties are due within 15 working days of receipt of this notification unless contested. If you are appealing any item of this citation, remittance is still due on all items that are not appealed. Enclosed for your use is a Penalty Remittance Form.

If you are paying electronically: Please have this form on-hand when you are ready to make your payment. The company name, reporting ID and Citation number(s) will be required to ensure that the payment is accurately posted to your account. Please go to www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html to access the secure payment processing site. Additionally, you must also mail the Penalty Remittance Form to the address below.

If you are paying by check: Mail this Notice of Proposed Penalties, the Penalty Remittance Form, along with a copy of the Citation and Notification of Penalty to:

DEPARTMENT OF INDUSTRIAL RELATIONS  
CASHIER, ACCOUNTING OFFICE  
P. O. BOX 420603  
SAN FRANCISCO, CA 94142-0603

Cal/OSHA does not agree to any restrictions, conditions or endorsements put on any check or money order for less than the full amount due, and will cash the check or money order as if these restrictions, conditions or endorsements do not exist.
APPEAL FORM

1113163
Inspection Number on Citation

Sukut Construction LLC
Employer Name on Citation

Employer Legal Name or DBA (Optional)

2390 Alder Ave.
Address
Rialto, CA 92377

DOCKET
(Leave blank-Appeals Board will fill in.)

1. You only have 15 working days from receipt of a citation to appeal.

2. A copy of this form must be attached to each citation or notification appealed. Failure to file a completed form may result in dismissal of the appeal.

FIRST READ IMPORTANT INFORMATION ON THE REVERSE SIDE THEN COMPLETE ONE APPEAL FORM FOR EACH CITATION

1. This is an Appeal from:

[X] CITATION NO(s): ___  Item NO(s): ___

[ ] NOTIFICATION OF FAILURE TO ABATE ALLEGED VIOLATION
CITATION NO(s): _____________ Item NO(s): _____________

[ ] SPECIAL ORDER/SPECIAL ACTION NO: _____________
Item NO(s): _____________

2. Specific ground(s) for this appeal are: (Check all that apply)

[X] The safety order was not violated.

[X] The classification (i.e., serious, willful, repeat) is incorrect.

[X] The abatement requirements are unreasonable.

[ ] Required changes  [ ] Time allowed to complete changes

[X] The proposed penalty is unreasonable.
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1. Lack of Employer Knowledge.
2. Independent Employee Act.
3. Exposing Employer Defense: Exposing Employer exercised reasonable diligence to protect employees from hazards. The hazard was a latent hazard of short duration and transitory in nature that the employer could not and did not recognize to exist despite a reasonable investigation. The hazard was created by, and known only to, sub-tier contractors.
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5. Logical Time Defense.
7. Employer exercised due diligence to identify, control and abate serious hazards, including but not limited to all high hazard operations at the jobsite with regard to all jobsite personnel and sub-tier contractors through the utilization of extensive monitoring and oversight of jobsite operations.
8. The unsafe work practice was a result of an extreme departure of generally accepted industry standards and/or contractual requirements by sub-tier contractors and/or vendors.
9. The Employer took effective action to eliminate employee exposure to the hazard created by the alleged violation as soon as the alleged violation was discovered, or with due diligence could have been discovered.
10. Unforeseeability.
11. The Division improperly issued multiple citations for the same violation.

(Signature of Employer or Employer's Representative)

(Jonathan S. Vick, Esq.)

(Type or print name)

(Attorney for Employer)

(Title)

(ATKINSON, ANDELSON, LOYA, RUUD & ROMO)

(Address) (Address where all communications from the Appeals Board will be sent)

12800 Center Court Drive South, Suite 300, Cerritos, CA 90703

(City) (State) (Zip Code)

(562) 653-3200 jvick@aalrr.com May 12, 2016

(Telephone) (E-Mail Address) (Date)

{All correspondence from the Appeals Board will be sent to the representative above at the address above. If there is any change in address, telephone number, and/or e-mail address after you file your appeal, you must notify the Appeals Board of the change(s). All such notifications must be in writing}
IMPORTANT INFORMATION

A. Use this form to appeal a Citation, Notification of Failure to Abate Alleged Violation, or Special Order/Special Action.

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C. If the citation or notification being appealed includes more than one item do not use separate appeals forms for each item. Instead, specify the items you are appealing in the space provided in No. 1 on the front of this form. (for example, "Citation No. 1, Item Nos. 2, 5, and 8")

D. Be sure to sign your appeal form and provide all the information requested in No. 4 above.

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G. Mail each completed Appeal form and citation or notification to the Occupational Safety and Health Appeals Board, 2520 Venture Oaks Way, Suite 300, Sacramento, CA 95833.

H. Late appeals will not be accepted unless good cause is shown.
Citation and Notification of Penalty

Company Name: Sukut Construction LLC
Establishment DBA: and its successors
Inspection Site: 2390 Alder Ave
Rialto, CA 92377

Citation & Item 1 Type of Violation: Serious Accident Related

Title 8 CCR Section 3381(a) Head Protection
(a) Employees working in locations where there is a risk of receiving head injuries from flying or falling objects and/or electric shock and burns shall wear approved head protection in accordance with this section.

Prior to and during the course of the investigation, including, but not limited to, December 17, 2015 and October 28, 2015, the employer failed to ensure that employees working in locations where there is a risk of receiving head injuries from flying or falling objects shall wear, at all times during the duration of the work, approved head protection in accordance with this section.

As a result, on October 28, 2015 an employee, supervising a job task involving the repositioning of an existing groundwater monitoring well casing to a new grade, sustained a serious injury to the top of his head when the wire rope attached to an underground pump snapped, while rigged in suspension with the use of a forklift and chain, causing wire couplings, wire rope pieces & other auxiliary attachments of the pump to become airborne. The employee was not wearing his hard hat at the time of impact.

Date By Which Violation Must be Abated: Proposed Penalty: Corrected During Inspection $18000.00
CITATION AND NOTIFICATION OF PENALTY

To:  
Sukut Construction LLC
and its successors
4010 West Chandler Avenue
Santa Ana, CA 92704

Inspection Site:  
2390 Alder Ave
Rialto, CA 92377

Inspection #:  1113163
Inspection Date(s):  12/17/2015 - 04/28/2016
Issuance Date:  04/28/2016
CSHO ID:  W2362
Optional Report #:  
Reporting ID:  0950633

The violation(s) described in this Citation and Notification of Penalty is/are alleged to have occurred or about the day(s) the inspection was made unless otherwise indicated within the description given below:

This Citation and Notification of Penalty (hereinafter Citation) is being issued in accordance with California Labor Code Section 6317 for violations that were found during the inspection/investigation. This Citation or a copy must be prominently posted upon receipt by the employer at or near the location of each violation until the violative condition is corrected or for three working days, whichever is longer. Violations of Title 8 of the California Code of Regulations or of the California Labor Code may result in some instances in prosecution for a misdemeanor.

YOU HAVE A RIGHT to contest this Citation and Notification of Penalty by filing an appeal with the Occupational Safety and Health Appeals Board. To initiate your appeal, you must contact the Appeals Board, in writing or by telephone, within 15 working days from the date of receipt of this Citation. If you miss the 15 working day deadline to appeal, the Citation and Notification of Penalty becomes a final order of the Appeals Board, not subject to review by any court or agency.

Informal Conference - You may request an informal conference with the manager of the district office which issued the Citation within 10 working days after receipt of the Citation. However, if the citation is appealed, you may request an informal conference at any time prior to the day of the hearing. Employers are encouraged to schedule a conference at the earliest possible time to assure an expeditious resolution of any issues. At the informal conference, you may discuss the existence of the alleged violation, classification of the violation, abatement date or proposed penalty.

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.

Citation and Notification of Penalty  Page 1 of 11  Cal/OSHA-2 VI Rev 2/2015
NOTICE OF PROPOSED PENALTIES

Company Name: Sukut Construction LLC
Establishment DBA: and its successors
Inspection Site: 2390 Alder Ave, Rialto, CA 92377
Mailing Address: 4010 West Chandler Avenue, Santa Ana, CA 92704
Issuance Date: 04/28/2016
Reporting ID: 0950633
CSHO ID: W2362

Summary of Penalties for Inspection Number 1113163

<table>
<thead>
<tr>
<th>Citation</th>
<th>Item</th>
<th>General</th>
<th>Serious</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Item 1</td>
<td>$840.00</td>
<td>$18000.00</td>
</tr>
<tr>
<td>2</td>
<td>Item 1</td>
<td></td>
<td></td>
</tr>
<tr>
<td>3</td>
<td>Item 1</td>
<td>$18000.00</td>
<td></td>
</tr>
</tbody>
</table>

TOTAL PROPOSED PENALTIES: $36840.00

Penalties are due within 15 working days of receipt of this notification unless contested. If you are appealing any item of this citation, remittance is still due on all items that are not appealed. Enclosed for your use is a Penalty Remittance Form.

If you are paying electronically: Please have this form on-hand when you are ready to make your payment. The company name, reporting ID and Citation number(s) will be required to ensure that the payment is accurately posted to your account. Please go to www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html to access the secure payment processing site. Additionally, you must also mail the Penalty Remittance Form to the address below.

If you are paying by check: Mail this Notice of Proposed Penalties, the Penalty Remittance Form, along with a copy of the Citation and Notification of Penalty to:

DEPARTMENT OF INDUSTRIAL RELATIONS
CASHIER, ACCOUNTING OFFICE
P. O. BOX 420603
SAN FRANCISCO, CA 94142-0603

Cal/OSHA does not agree to any restrictions, conditions or endorsements put on any check or money order for less than the full amount due, and will cash the check or money order as if these restrictions, conditions or endorsements do not exist.
OCCUPATIONAL SAFETY AND HEALTH APPEALS BOARD
2520 Venture Oaks Way, Suite 300
Sacramento, CA 95833
(916) 274-5751
FAX (916) 274-5785

APPEAL FORM

1113163
Inspection Number on Citation

Sukut Construction LLC
Employer Name on Citation

Employer Legal Name or DBA (Optional)
2390 Alder Ave.
Address
Rialto, CA 92377

DOCKET
(Leave blank-Appeals Board will fill in.)

1. You only have 15 working days from receipt of a citation to appeal.

2. A copy of this form must be attached to each citation or notification appealed. Failure to file a completed form may result in dismissal of the appeal.

FIRST READ IMPORTANT INFORMATION ON THE REVERSE SIDE THEN COMPLETE ONE APPEAL FORM FOR EACH CITATION

1. This is an Appeal from:

[X] CITATION NO(s): ___3___ Item No(s): ___

[ ] NOTIFICATION OF FAILURE TO ABATE ALLEGED VIOLATION
CITATION NO(s): ___________________ Item No(s): __________

[ ] SPECIAL ORDER/SPECIAL ACTION NO:
Item No(s): ___________________

2. Specific ground(s) for this appeal are: (Check all that apply)

[X] The safety order was not violated.

[X] The classification (i.e., serious, willful, repeat) is incorrect.

[X] The abatement requirements are unreasonable.
   [ ] Required changes    [ ] Time allowed to complete changes

[X] The proposed penalty is unreasonable.
3. Explain any other reasons for appeal or issues to be raised on appeal. Affirmative defenses must be specifically stated. Some important affirmative defenses are listed on the OSHAB website at: http://www.dir.ca.gov/OSHAB/oshab.html

1. Lack of Employer Knowledge.
2. Independent Employee Act.
3. Exposing Employer Defense: Exposing Employer exercised reasonable diligence to protect employees from hazards. The hazard was a latent hazard of short duration and transitory in nature that the employer could not and did not recognize to exist despite a reasonable investigation. The hazard was created by, and known only to, sub-tier contractors.
4. Citation Fails to Describe Violation with Reasonable Particularity and is Vague and Ambiguous.
5. Logical Time Defense.
7. Employer exercised due diligence to identify, control and abate serious hazards, including but not limited to all high hazard operations at the jobsite with regard to all jobsite personnel and sub-tier contractors through the utilization of extensive monitoring and oversight of jobsite operations.
8. The unsafe work practice was a result of an extreme departure of generally accepted industry standards and/or contractual requirements by sub-tier contractors and/or vendors.
9. The Employer took effective action to eliminate employee exposure to the hazard created by the alleged violation as soon as the alleged violation was discovered, or with due diligence could have been discovered.
10. Unforeseeability.
11. The Division improperly issued multiple citations for the same violation.

(Signature of Employer or Employer's Representative)

(If there is any change in representation after you file your appeal, you must notify the Appeals Board in writing)

Jonathan S. Vick, Esq.

(Type or print name)

Attorney for Employer

(Title)

ATKINSON, ANDELSON, LOYA, RUUD & ROMO

(Address) (Address where all communications from the Appeals Board will be sent) 12800 Center Court Drive South, Suite 300, Cerritos, CA 90703

(City) (State) (Zip Code)

(562) 653-3200 jvick@aalrr.com May 12, 2016

(Telephone) (E-Mail Address) (Date)

(All correspondence from the Appeals Board will be sent to the representative above at the address above. If there is any change in address, telephone number, and/or e-mail address after you file your appeal, you must notify the Appeals Board of the change(s). All such notifications must be in writing)
IMPORTANT INFORMATION

A. Use this form to appeal a Citation, Notification of Failure to Abate Alleged Violation, or Special Order/Special Action.

B. You must complete a separate appeal form for each citation or notification you wish to appeal and attach a copy of the complete citation or notification that you are appealing.

C. If the citation or notification being appealed includes more than one item do not use separate appeals forms for each item. Instead, specify the items you are appealing in the space provided in No. 1 on the front of this form. (for example, "Citation No. 1, Item Nos. 2, 5, and 8"

D. Be sure to sign your appeal form and provide all the information requested in No. 4 above.

E. Your appeal form shall be deemed not completed unless you attach a copy of each citation or notification that you are appealing, and failure to file a completed appeal form may result in dismissal of the appeal.

F. If you or your representative change address, telephone number, and/or e-mail address, it is your responsibility to notify the Appeals Board in writing of the change(s). Otherwise the Appeals Board will continue to use the address it has on file and you risk not receiving notices or other communications from the Appeals Board. Appeals Board regulations make it the employer's obligation to notify the Appeals Board of any changes to the employer's and/or representative's contact information.

G. Mail each completed Appeal form and citation or notification to the Occupational Safety and Health Appeals Board, 2520 Venture Oaks Way, Suite 300, Sacramento, CA 95833.

H. Late appeals will not be accepted unless good cause is shown.
State of California
Department of Industrial Relations
Division of Occupational Safety and Health
San Bernardino District Office
444 West 4th Street, Suite 332
San Bernardino, CA 92401
Phone: (909) 383-4321  Fax: (909) 383-6789

Citation and Notification of Penalty

Company Name:  Sukut Construction LLC
Establishment DBA:  and its successors
Inspection Site:  2390 Alder Ave
                 Rialto, CA 92377

Citation 3 Item 1  Type of Violation: Serious Accident Related

Title 8 CCR Section 3328(a) Machinery & Equipment
Machinery and equipment shall be of adequate design and shall not be used or operated under conditions of speeds, stresses, or loads which endanger employees.

Prior to and during the course of the investigation, including, but not limited to, December 17, 2015 and October 28, 2015, the employer failed to ensure that machinery and equipment shall be of adequate design and shall not be used or operated under conditions of speeds, stresses, or loads which endanger employees.

As a result, on October 28, 2015 an employee, supervising a job task involving the repositioning of an existing groundwater monitoring well casing to a new grade, sustained a serious injury to the top of his head when the wire rope attached to an underground pump snapped, while rigged in suspension with the use of a forklift and chain, causing wire couplings, wire rope pieces & other auxiliary attachments of the pump to become airborne.

Date By Which Violation Must be Abated:
Proposed Penalty:  
Corrected During Inspection  $18000.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.
Citation and Notification of Penalty  Page 8 of 11  Cal/OSHA-2 V1 Rev 2/2015
Harpree I. Dhillon
Compliance Officer

Ayman Shiblok
District Manager
State of California  
Department of Industrial Relations  
Division of Occupational Safety and Health  
San Bernardino District Office  
464 West 4th Street, Suite 332  
San Bernardino, CA 92401  
Phone: (909) 383-4321    Fax: (909) 383-6769

CITATION AND NOTIFICATION OF PENALTY

To:  
Sukut Construction LLC  
and its successors  
4010 West Chandler Avenue  
Santa Ana, CA 92704

Inspection Site:  
2390 Alder Ave  
Rialto, CA 92377

Inspection #: 1113163  
Inspection Date(s): 12/17/2015 - 04/28/2016  
Issuance Date: 04/28/2016  
CSHO ID: W2362  
Optional Report #:  
Reporting ID: 0950633

This Citation and Notification of Penalty (hereinafter Citation) is being issued in accordance with California Labor Code Section 6317 for violations that were found during the inspection/investigation. This Citation or a copy must be prominently posted upon receipt by the employer at or near the location of each violation until the violative condition is corrected or for three working days, whichever is longer. Violations of Title 8 of the California Code of Regulations or of the California Labor Code may result in some instances in prosecution for a misdemeanor.

YOU HAVE A RIGHT to contest this Citation and Notification of Penalty by filing an appeal with the Occupational Safety and Health Appeals Board. To initiate your appeal, you must contact the Appeals Board, in writing or by telephone, within 15 working days from the date of receipt of this Citation. If you miss the 15 working day deadline to appeal, the Citation and Notification of Penalty becomes a final order of the Appeals Board, not subject to review by any court or agency.

Informal Conference - You may request an informal conference with the manager of the district office which issued the Citation within 10 working days after receipt of the Citation. However, if the citation is appealed, you may request an informal conference at any time prior to the day of the hearing. Employers are encouraged to schedule a conference at the earliest possible time to assure an expeditious resolution of any issues. At the informal conference, you may discuss the existence of the alleged violation, classification of the violation, abatement date or proposed penalty.
NOTICE OF PROPOSED PENALTIES

Company Name: Sukut Construction LLC
Establishment DBA: and its successors
Inspection Site: 2390 Alder Ave, Rialto, CA 92377
Mailing Address: 4010 West Chandler Avenue, Santa Ana, CA 92704
Issuance Date: 04/28/2016
Reporting ID: 0950633
CSHO ID: W2362

Summary of Penalties for Inspection Number 1113163:

<table>
<thead>
<tr>
<th>Citation 1 Item 1, General</th>
<th>$840.00</th>
</tr>
</thead>
<tbody>
<tr>
<td>Citation 2 Item 1, Serious</td>
<td>$18000.00</td>
</tr>
<tr>
<td>Citation 3 Item 1, Serious</td>
<td>$18000.00</td>
</tr>
</tbody>
</table>

TOTAL PROPOSED PENALTIES: $36840.00

Penalties are due within 15 working days of receipt of this notification unless contested. If you are appealing any item of this citation, remittance is still due on all items that are not appealed. Enclosed for your use is a Penalty Remittance Form.

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If you are paying by check: Mail this Notice of Proposed Penalties, the Penalty Remittance Form, along with a copy of the Citation and Notification of Penalty to:

DEPARTMENT OF INDUSTRIAL RELATIONS
CASHIER, ACCOUNTING OFFICE
P. O. BOX 420603
SAN FRANCISCO, CA 94142-0603

Cal/OSHA does not agree to any restrictions, conditions or endorsements put on any check or money order for less than the full amount due, and will cash the check or money order as if these restrictions, conditions or endorsements do not exist.
STATE OF CALIFORNIA
DEPARTMENT OF INDUSTRIAL RELATIONS
OCCUPATIONAL SAFETY AND HEALTH APPEALS BOARD
2520 Venture Oaks Way, Suite 300
Sacramento, CA 95833

In the Matter of the Appeal of:
SUKUT CONSTRUCTION, LLC; SUKUT CONSTRUCTION, INC.; SUKUT CONSTRUCTION

Employer

Inspection No. 1237938

NOTICE OF HEARING

YOU ARE HEREBY NOTIFIED the matter referenced above has been set for hearing at:

Location: 100 N. Barranca Street Suite 410, RM 2
West Covina, CA 91791
Date and time: December 7, 2018 at 9:00 a.m.
Judge: Dale A. Raymond

At the hearing, the Occupational Safety and Health Appeals Board will consider the appeal in the manner prescribed by law. The parties must submit all issues for decision at the hearing. A party may be, but need not be, represented by an attorney. Any relevant evidence may be presented and parties will be given full opportunity to cross-examine all witnesses. A party is entitled to issue subpoenas to compel the attendance of witnesses and to issue subpoenas duces tecum to compel the production of documents or things by applying to the Occupational Safety and Health Appeals Board, 2520 Venture Oaks Way, Suite 300, Sacramento, CA 95833 (California Code of Regulations, title 8, section 372.2).

NOTE: CONTINUANCES ARE DISFAVORED AND WILL BE GRANTED ONLY UPON A CLEAR SHOWING OF GOOD CAUSE. REQUESTS FOR CONTINUANCES SHOULD BE MADE IMMEDIATELY SO THAT IF GRANTED BY A JUDGE, YOUR HEARING MAY BE RESCHEDULED IN A TIMELY FASHION.

POSTING REQUIREMENTS: A copy of this notice must be posted at or near the site of violation, in a location easily read by employees. Additionally, if affected employees have an authorized representative, a copy of this notice shall be served to the representative by first class mail or personal service. Notice of this hearing must also be served to any employee or the representative of an employee who was seriously injured or killed in an accident related to this appeal.

All communications and/or questions regarding the hearing can be addressed by calling the Occupational Safety and Health Appeals Board at (916) 274-5751.
August 11, 2017

VIA EMAIL AND FIRST CLASS MAIL

Cecilia Rangel, SPHR
Human Resources Director
Sukut Construction
4010 W. Chandler Ave.
Santa Ana, CA 92704

crangel@sukut.com

Re: In the Matter of the Appeal of Sukut Construction
Inspection No. 1237938

Dear Ms. Rangel:

Enclosed please find the Notice of Docketed Appeal from the Cal/OSHA Appeals Board dated August 87, 2017 enclosing a copy of the appeals which we filed on behalf of Sukut Construction.

This letter also encloses two documents. One entitled “Mandatory Notice to Employees of Your Right to Participate in Cal/OSHA Appeals Board Proceedings.” The second is a good summary of the rules and procedures which govern the appeal. Please pay particular attention to the first paragraph of the summary of rules regarding the Participation Notice – Service and Posting.

As with the initial citations, you must now post on the employee bulletin board a copy of the Notice to Participate in Cal/OSHA Appeals Board Proceedings as well as a copy of the docketed appeals.

Cal/OSHA Appeals Board rules require that a copy be served on the injured employee.

Please delegate to the appropriate individual the role of posting the Participation Notice and citations on the employee bulletin board and service of a copy directly upon the injured employee. That person should prepare a letter to me confirming that the posting and service have been done.
I, in turn, will notify the Department of Occupational Safety and Health’s Los Angeles office that the posting and service have been accomplished.

Should you have any questions, please give me a call.

Regards,

ATKINSON, ANDELSON, LOYA, RUUD & ROMO

Jonathan S. Vick

JSV:st
Enclosures
STATE OF CALIFORNIA
DEPARTMENT OF INDUSTRIAL RELATIONS
OCCUPATIONAL SAFETY AND HEALTH APPEALS BOARD
2520 VENTURE OAKS WAY, SUITE 300
SACRAMENTO, CA  95833

ATTN: Cecilia Rangel
Sukut Construction, LLC; Sukut Construction, Inc.; Sukut Construction
4010 W. Chandler Avenue
Santa Ana, CA  92704
DECLARATION OF SERVICE BY MAIL OR EMAIL

1. Carri Riedel, declare:

   1. I am at least 18 years of age, not a party to this action, and I am employed in Sacramento County at 2520 Venture Oaks Way, Suite 300, Sacramento, CA 95833.

   2. On 08/09/2017, I served a copy of the attached Notice of Docketed Appeal in an envelope addressed as shown below and placed the envelope for collection and mailing on the date and at the place shown in Item 3 following our ordinary business practices. I am readily familiar with this business’s practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.

   3. Date mailed: 08/09/2017 Place mailed: (city, state): Sacramento, CA

      ATTN: Cecilia Rangel
      Sukut Construction, LLC; Sukut Construction, Inc.; Sukut Construction
      4010 W. Chandler Avenue
      Santa Ana, CA 92704

   4. On 08/09/2017, I electronically served the document listed in item 2 as follows:

      | NAME OF PERSON SERVED | ELECTRONIC SERVICE ADDRESS |
      |-----------------------|----------------------------|
      | Nathan Schmidt, DOSH Legal | nschmidt_doshlegal@dir.ca.gov |
      | DOSH Northern Office | doshlegal_oak@dir.ca.gov |
      | Richard Fazlollahi | RFazlollahi@dir.ca.gov |
      | Jonathan S. Vick | jvlck@aalrr.com |

   I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

   Carri Riedel

   (TYPE OR PRINT NAME OF DECLARANT) (SIGNATURE OF DECLARANT)
STATE OF CALIFORNIA  
DEPARTMENT OF INDUSTRIAL RELATIONS  
OCCUPATIONAL SAFETY AND HEALTH APPEALS BOARD  
2520 Venture Oaks Way, Suite 300  
Sacramento, CA 95833

In the Matter of the Appeal of:  
SUkUT CONSTRUCTION, LLC; SUkUT  
CONSTRUCTION, INC.; SUkUT CONSTRUCTION  

Inspection No.  
1237938

NOTICE OF DOCKETED APPEAL

The California Occupational Safety and Health Appeals Board (Appeals Board) has received your completed appeal. For all future correspondence, please use the Inspection Number that appears on this document above. Your appeal has been assigned to Administrative Law Judge Jacqueline Jones to begin the adjudication process.

The attached docketed appeal package contains the following information regarding your appeal:

1. A printed appeal form containing all the information you provided to the Appeals Board. Please review the appeal form carefully to ensure that we correctly entered your important information and all of the items you intended to appeal.

2. Employer’s Mandatory Posting Requirements includes instructions and information explaining your obligation to post information about your appeal and report the posting to the Cal/OSHA District Manager.

3. A blank Mandatory Participation Notice to Employees for you to fill out and post at or near the worksite where the citation was issued.

Copies of this package have also been sent to your representative (if any), the Division of Occupational Safety and Health (Cal/OSHA) and any other party to this proceeding.

All communications and/or questions regarding your docketed appeal can be addressed by calling the California Occupational Safety and Health Appeals Board at (916) 274-5751.
# OSHAB APPEAL FORM

Note: You have **a total of 15 working days** from receipt of a citation to file an appeal. Attach a complete copy of your citation package along with this appeal form. Failure to file a completed form may result in dismissal of the appeal. Late appeals will not be accepted unless good cause is shown. **Please print legibly or type all information.**

## A. CITATION INFORMATION

**Please complete the following information as indicated on your citation.**

<table>
<thead>
<tr>
<th>1. Case (Inspection) #: 1237938</th>
<th>Issuance date: 07/27/2017</th>
<th>Reporting ID#: 0950631</th>
</tr>
</thead>
<tbody>
<tr>
<td>2. Employer: SUKUT CONSTRUCTION, LLC; SUKUT</td>
<td>Date Citation Received: 07/31/2017</td>
<td></td>
</tr>
<tr>
<td>3. Employer legal name or DBA (Optional):</td>
<td></td>
<td></td>
</tr>
<tr>
<td>4. Employer contact: Cecilia Rangel</td>
<td></td>
<td></td>
</tr>
<tr>
<td>5. Address: 4010 W. CHANDLER AVENUE</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Cty: Santa Ana</th>
<th>State: CA</th>
<th>ZIP code: 92704</th>
</tr>
</thead>
<tbody>
<tr>
<td>6. Primary phone: (714) 540-5351</td>
<td>Secondary phone:</td>
<td></td>
</tr>
<tr>
<td>7. Email address: <a href="mailto:crangel@sukut.com">crangel@sukut.com</a></td>
<td></td>
<td></td>
</tr>
<tr>
<td>8. Preferred method of service: <strong>X</strong> U.S. Postal Service <strong>OR</strong> ___ Email (<strong>Choose one only</strong>)</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

| 1. Firm name: Atkinson, Andelson, Loya, Ruud & Romo |
| 2. Representative name: Jonathan Vick |
| 3. Address: 12800 Center Court Drive, Suite 300 |

<table>
<thead>
<tr>
<th>Cty: Cerritos</th>
<th>State: CA</th>
<th>ZIP code: 90703</th>
</tr>
</thead>
<tbody>
<tr>
<td>4. Primary phone: (562) 653-3200</td>
<td>Secondary phone:</td>
<td></td>
</tr>
<tr>
<td>5. Email address: <a href="mailto:jvick@aalrr.com">jvick@aalrr.com</a></td>
<td></td>
<td></td>
</tr>
<tr>
<td>6. Preferred method of service: ___ U.S. Postal Service <strong>OR</strong> <strong>X</strong> Email (<strong>Choose one only</strong>)</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**I am the:** Representative **X** Employer ___ Other ___

*I understand that it is my responsibility under Appeals Board regulations to notify the Appeals Board in writing if there are any changes to other employer or representative address, telephone number, and/or email address.*

**SIGNATURE ON FILE**

<table>
<thead>
<tr>
<th>Signature of employer or employer’s representative</th>
<th>August 9th, 2017</th>
</tr>
</thead>
<tbody>
<tr>
<td>Jonathan Vick</td>
<td>(562) 653-3200</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Print name and title</th>
<th>Phone No.</th>
</tr>
</thead>
</table>

D. APPEAL INFORMATION

1. This is an Appeal of:

   ☒ CITATION AND NOTIFICATION OF PENALTY
       CITATION No.: 1 ITEM No.: 1
   ☐ NOTIFICATION OF FAILURE TO ABATE ALLEGED VIOLATION
   ☐ SPECIAL ORDER / ORDER TO TAKE SPECIAL ACTION

2. Specific ground(s) for this appeal are: (Check all that apply)

   ☒ The safety order was not violated.
   ☒ The classification (i.e. serious, willful, repeat) is incorrect.
   ☒ The abatement requirements are unreasonable:
       ☒ Required changes   ☒ Time allowed to complete changes
   ☒ The proposed penalty is unreasonable.

3. An affirmative defense is a justification or excuse that if proved by appellant relieves the
   cited employer of all or some of the responsibility for the alleged violation. An affirmative
   defense must be raised by the appellant in a timely manner. Affirmative defenses for this
   appeal are: (Check all that apply)

   ☒ Independent employee action caused the violation.
   ☐ A different safety order applied to the work activity that is the subject of the citation, and
      the appellant was in compliance with that other safety order. (The different safety order
      should be identified.)
   ☐ An exception exists in the California Code of Regulations, Title 8 which allows for the
      action that is the subject of the citation. (The specific safety order containing the exception
      should be identified.)
   ☐ The inspection that gave rise to the citation was invalid because the Division employee
      who inspected the appellant’s worksite failed to comply with laws governing administrative
      searches.
   ☒ Another affirmative defense: other affirmative defenses may exist and can be asserted by
      the employer. If the appellant contends one or more affirmative defenses exist, the appellant
      may, but is not required to, provide a short, plain statement in writing setting forth the facts
      or circumstances which, if true, would prove the affirmative defense. Affirmative defenses
      on file.
D. APPEAL INFORMATION

1. This is an Appeal of:

[X] CITATION AND NOTIFICATION OF PENALTY
   CITATION No.: 2 ITEM No.: 1
   [ ] NOTIFICATION OF FAILURE TO ABATE ALLEGED VIOLATION
   [ ] SPECIAL ORDER / ORDER TO TAKE SPECIAL ACTION

2. Specific ground(s) for this appeal are: (Check all that apply)

[X] The safety order was not violated.
[X] The classification (i.e. serious, willful, repeat) is incorrect.
[X] The abatement requirements are unreasonable:
   [X] Required changes    [X] Time allowed to complete changes
[X] The proposed penalty is unreasonable.

3. An affirmative defense is a justification or excuse that if proved by appellant relieves the cited employer of all or some of the responsibility for the alleged violation. An affirmative defense must be raised by the appellant in a timely manner. Affirmative defenses for this appeal are: (Check all that apply)

[X] Independent employee action caused the violation.
   [ ] A different safety order applied to the work activity that is the subject of the citation, and
   the appellant was in compliance with that other safety order. (The different safety order
   should be identified.)
   [ ] An exception exists in the California Code of Regulations, Title 8 which allows for the
   action that is the subject of the citation. (The specific safety order containing the exception
   should be identified.)
   [ ] The inspection that gave rise to the citation was invalid because the Division employee
   who inspected the appellant’s worksite failed to comply with laws governing administrative
   searches.
[X] Another affirmative defense: other affirmative defenses may exist and can be asserted by
   the employer. If the appellant contends one or more affirmative defenses exist, the appellant
   may, but is not required to, provide a short, plain statement in writing setting forth the facts
   or circumstances which, if true, would prove the affirmative defense. Affirmative defenses
   on file.
D. APPEAL INFORMATION

1. This is an Appeal of:

   X CITATION AND NOTIFICATION OF PENALTY
   CITATION No.: 3 ITEM No.: 1
   __ NOTIFICATION OF FAILURE TO ABATE ALLEGED VIOLATION
   __ SPECIAL ORDER / ORDER TO TAKE SPECIAL ACTION

2. Specific ground(s) for this appeal are: (Check all that apply)

   X The safety order was not violated.
   X The classification (i.e. serious, willful, repeat) is incorrect.
   X The abatement requirements are unreasonable:
       __ Required changes    X Time allowed to complete changes
   X The proposed penalty is unreasonable.

3. An affirmative defense is a justification or excuse that if proved by appellant relieves the
cited employer of all or some of the responsibility for the alleged violation. An affirmative
defense must be raised by the appellant in a timely manner. **Affirmative defenses for this
appeal are:** (Check all that apply)

   X Independent employee action caused the violation.
   __ A different safety order applied to the work activity that is the subject of the citation, and
   the appellant was in compliance with that other safety order. (The different safety order
   should be identified.)
   __ An exception exists in the California Code of Regulations, Title 8 which allows for the
   action that is the subject of the citation. (The specific safety order containing the exception
   should be identified.)
   __ The inspection that gave rise to the citation was invalid because the Division employee
   who inspected the appellant's worksite failed to comply with laws governing administrative
   searches.
   X Another affirmative defense: other affirmative defenses may exist and can be asserted by
   the employer. If the appellant contends one or more affirmative defenses exist, the appellant
   may, but is not required to, provide a short, plain statement in writing setting forth the facts
   or circumstances which, if true, would prove the affirmative defense. **Affirmative defenses
   on file.**
Please note that you must complete page 2 of this OSHAB Appeal Form for each citation/item. Appellant must complete a separate page 2 for each citation/item

D. APPEAL INFORMATION

1. This is an Appeal of:

   X CITATION AND NOTIFICATION OF PENALTY
   CITATION No.: 4 ITEM No.: 1
   _ NOTIFICATION OF FAILURE TO ABATE ALLEGED VIOLATION
   _ SPECIAL ORDER / ORDER TO TAKE SPECIAL ACTION

2. Specific ground(s) for this appeal are: (Check all that apply)

   X The safety order was not violated.
   X The classification (i.e. serious, willful, repeat) is incorrect.
   X The abatement requirements are unreasonable:
     _ X Required changes    X Time allowed to complete changes
     X The proposed penalty is unreasonable.

3. An affirmative defense is a justification or excuse that, if proved by appellant relieves the cited employer of all or some of the responsibility for the alleged violation. An affirmative defense must be raised by the appellant in a timely manner. Affirmative defenses for this appeal are: (Check all that apply)

   X Independent employee action caused the violation.
   _ A different safety order applied to the work activity that is the subject of the citation, and the appellant was in compliance with that other safety order. (The different safety order should be identified.)
   _ An exception exists in the California Code of Regulations, Title 8 which allows for the action that is the subject of the citation. (The specific safety order containing the exception should be identified.)
   _ The inspection that gave rise to the citation was invalid because the Division employee who inspected the appellant's worksite failed to comply with laws governing administrative searches.
   X Another affirmative defense: other affirmative defenses may exist and can be asserted by the employer. If the appellant contends one or more affirmative defenses exist, the appellant may, but is not required to, provide a short, plain statement in writing setting forth the facts or circumstances which, if true, would prove the affirmative defense. Affirmative defenses on file.
CITATION AND NOTIFICATION OF PENALTY

To:
Sukut Construction, LLC; Sukut Construction, Inc.
Sukut Construction
and its successors
4010 W Chandler Ave
Santa Ana, CA 92704

Inspection Site:
Technology & Laguna Canyon Rd.
Irvine, CA 92618

Inspection #: 1237938
Inspection Date(s): 06/07/2017 - 07/27/2017
Issuance Date: 07/27/2017
CSHO ID: J2352
Optional Report #: 039-17
Reporting ID: 0950631

The violation(s) described in this Citation and Notification of Penalty is (are) alleged to have occurred on or about the day(s) the inspection was made unless otherwise indicated within the description given below.

This Citation and Notification of Penalty (hereinafter Citation) is being issued in accordance with California Labor Code Section 6317 for violations that were found during the inspection/investigation. This Citation or a copy must be prominently posted upon receipt by the employer at or near the location of each violation until the violative condition is corrected or for three working days, whichever is longer. Violations of Title 8 of the California Code of Regulations or of the California Labor Code may result in some instances in prosecution for a misdemeanor.

YOU HAVE A RIGHT to contest this Citation and Notification of Penalty by filing an appeal with the Occupational Safety and Health Appeals Board. To initiate your appeal, you must contact the Appeals Board, in writing or by telephone, within 15 working days from the date of receipt of this Citation. If you miss the 15 working day deadline to appeal, the Citation and Notification of Penalty becomes a final order of the Appeals Board, not subject to review by any court or agency.

Informal Conference - You may request an informal conference with the manager of the district office which issued the Citation within 10 working days after receipt of the Citation. However, if the citation is appealed, you may request an informal conference at any time prior to the day of the hearing. Employers are encouraged to schedule a conference at the earliest possible time to assure an expeditious resolution of any issues. At the informal conference, you may discuss the existence of the alleged violation, classification of the violation, abatement date or proposed penalty.
Be sure to bring to the conference any and all supporting documentation of existing conditions as well as any abatement steps taken thus far. If conditions warrant, we can enter into an agreement which resolves this matter without litigation or contest.

**APPEAL RIGHTS**

The Occupational Safety and Health Appeals Board (Appeals Board) consists of three members appointed by the Governor. The Appeals Board is a separate entity from the Division of Occupational Safety and Health (Division) and employs experienced attorneys as administrative law judges to hear appeals fairly and impartially. To initiate an appeal from a Citation and Notification of Penalty, you must contact the Appeals Board, in writing or by telephone, within 15 working days from the date of receipt of a Citation. After you have initiated your appeal, you must then file a completed appeal form with the Appeals Board, at the address listed below, for each contested citation. Failure to file a completed appeal form with the Appeals Board may result in dismissal of the appeal. Appeal forms are available from district offices of the Division, or from the Appeals Board:

**Occupational Safety and Health Appeals Board**
2520 Venture Oaks Way, Suite 300
Sacramento, CA 95833
Telephone: (916) 274-5751 or (877) 252-1987
Fax: (916) 274-5785

If the Citation you are appealing alleges more than one item, you must specify on the appeal form which items you are appealing. You must also attach to the appeal form a legible copy of the Citation you are appealing. In addition, please send a copy of Page 1 of this Citation and Notification of Penalty, the cover sheet.

Among the specific grounds for an appeal are the following: the safety order was not violated, the classification of the alleged violation (e.g., serious, repeat, willful) is incorrect, the abatement requirements are unreasonable or the proposed penalty is unreasonable.

**Important:** You must notify the Appeals Board, not the Division, of your intent to appeal within 15 working days from the date of receipt of the Citation. Otherwise, the Citation and Notification of Penalty becomes a final order of the Appeals Board not subject to review by any court or agency. An informal conference with the Division does not constitute an appeal and does not stay the 15 working day appeal period. If you have any questions concerning your appeal rights, call the Appeals Board, at (916) 274-5751 or (877) 252-1987.
PENALTY PAYMENT OPTIONS

Penalties are due within 15 working days of receipt of this Citation and Notification of Penalty unless contested. If you are appealing any item of the citation, remittance is still due on all items that are not appealed. Enclosed for your use is a Penalty Remittance Form for payment.

If you are paying electronically, please have the Penalty Remittance Form on-hand when you are ready to make your payment. The company name, inspection number, and Citation number(s) will be required in order to ensure that the payment is accurately posted to your account. Please go to www.dlr.ca.gov/cosh/CaOSHA_PaymentOption.html to access the secure payment processing site. Additionally, you must also mail the Penalty Remittance Form to the address below.

If you are paying by check, return one copy of the Citation, along with the Notice of Proposed Penalties Sheet and the Penalty Remittance Form and mail to:

Department of Industrial Relations
Cashier, Accounting Office
P. O. Box 420603
San Francisco, CA 94142-0603

CAL/OSHA does not agree to any restrictions, conditions or endorsements put on any check or money order for less than the full amount due, and will cash the check or money order as if these restrictions, conditions, or endorsements do not exist.

NOTIFICATION OF CORRECTIVE ACTION

For violations which you do not contest, you should notify the Division of Occupational Safety and Health promptly by letter that you have taken appropriate corrective action within the time frame set forth on this Citation and Notification of Penalty. Please inform the district office listed on the Citation by submitting the Cal/OSHA 160 form with the abatement steps you have taken and the date the violation was abated, together with adequate supporting documentation, e.g., drawings or photographs of corrected conditions, purchase/work orders related to abatement actions, air sampling results, etc. The adjusted penalty for general violations has already been reduced by 50% on the presumption that the employer will correct the violations by the abatement date. The adjusted penalty for serious violations, if any, has already been reduced by 50% because abatement of those violations has been completed.

Note: Return the Cal/OSHA 160 form to the district office listed on the Citation and as shown below:

Division of Occupational Safety and Health
Santa Ana District Office
2000 E. McFadden Avenue, Suite 122
Santa Ana, CA 92705
Telephone: (714) 558-4451
Fax: (714) 558-2035
EMPLOYEE RIGHTS

Employer Discrimination Unlawful - The law prohibits discrimination by an employer against an employee for filing a complaint or for exercising any rights under Labor Code Section 6310 or 6311. An employee who believes that he/she has been discriminated against may file a complaint no later than six (6) months after the discrimination occurred with the Division of Labor Standards Enforcement.

Employee Appeals - An employee or authorized employee’s representative may, within 15 working days of the issuance of a citation, special order, or order to take special action, appeal to the Occupational Safety and Health Appeals Board the reasonableness of the period of time fixed by the Division of Occupational Safety and Health (Division) for abatement. An employee appeal may be filed with the Appeals Board or with the Division. No particular formal is necessary to initiate the appeal, but the notice of appeal must be in writing.

If an Employee Appeal is filed with the Division, the Division shall note on the face of the document the date of receipt, include any envelope or other proof of the date of mailing, and promptly transmit the document to the Appeals Board. The Division shall, no later than 10 working days from receipt of the Employee Appeal, file with the Appeals Board and serve on each party a clear and concise statement of the reasons why the abatement period prescribed by it is reasonable.

Employee Appeal Forms are available from the Appeals Board, or from a district office of the Division.

Employees Participation in Informal Conference - Affected employees or their representatives may notify the District Manager that they wish to attend the informal conference. If the employer objects, a separate informal conference will be held.

DISABILITY ACCOMMODATION

Disability accommodation is available upon request. Any person with a disability requiring an accommodation, auxiliary aid or service, or a modification of policies or procedures to ensure effective communication and access to the programs of the Division of Occupational Safety and Health, should contact the Disability Accommodation Coordinator at the local district office or the Statewide Disability Accommodation Coordinator at 1-866-326-1616 (toll free). The Statewide Coordinator can also be reached through the California Relay Service, by dialing 711 or 1-800-735-2929 (TTY) or 1-800-855-3000 (TTY - Spanish).

Accommodations can include modifications of policies or procedures or provision of auxiliary aids or services. Accommodations include, but are not limited to, an Assistive Listening System (ALS), a Computer-Aided Transcription System or Communication Access Realtime Translation (CART), a sign-language interpreter, documents in Braille, large print or on computer disk, and audio cassette recording. Accommodation requests should be made as soon as possible. Requests for an ALS or CART should be made no later than five (5) days before the hearing or conference.
Citation and Notification of Penalty

Company Name: Sukut Construction, LLC; Sukut Construction, Inc.
Establishment DBA: Sukut Construction and its successors
Inspection Site: Technology & Laguna Canyon Rd.
Irvine, CA 92618

Inspection #: 1237938
Inspection Dates: 06/07/2017 - 07/27/2017
Issuance Date: 07/27/2017
CSHO ID: J2352
Optional Report #: 039-17

Citation Item 1
Type of Violation: General

California Code of Regulations, Title 8, 3203. Injury and Illness Prevention Program.

(a) Effective July 1, 1991, every employer shall establish, implement and maintain an effective Injury and Illness Prevention Program (Program). The Program shall be in writing and, shall, at a minimum:

(1) Include procedures for identifying and evaluating workplace hazards including scheduled periodic inspections to identify unsafe conditions and work practices. Inspections shall be made to identify and evaluate hazards.

(6) Include methods and/or procedures for correcting unsafe or unhealthy conditions, work practices and work procedures in a timely manner based on the severity of the hazard.

Prior to and during the course of the Inspection, including but not limited to June 7, 2017, the Employer failed to establish and implement their Injury and Illness Prevention Program for employees located at the job site located near Technology Dr. and Laguna Canyon Rd. in Irvine, in that they failed to identify, evaluate and correct workplace hazards to identify and correct unsafe conditions and work practices for employees in accordance with the written procedures of their written Injury and Illness Prevention Program, which is essential to their overall program.

Date By Which Violation Must be Abated: Corrected During Inspection
Proposed Penalty: $700.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.
Citation and Notification of Penalty

Company Name: Sukut Construction, LLC; Sukut Construction, Inc.
Establishment DBA: Sukut Construction and its successors
Inspection Site: Technology & Laguna Canyon Rd.
Irvine, CA 92618

Citation 2 Item 1 Type of Violation: Serious

California Code of Regulations, Title 8, 1541. General Requirements.
(c) Access and egress.
(2) Means of egress from trench excavations.

A stairway, ladder, ramp or other safe means of egress shall be located in trench excavations that are 4 feet or more in depth so as to require no more than 25 feet of lateral travel for employees.

Prior to and during the course of the inspection, including but not limited to, on June 7, 2017, the Employer failed to provide employees with safe means of egress from a trench excavation 4 feet or more in depth so as to require no more than 25 feet of lateral travel for employees. Employees were working in an 11 foot excavation when a single ladder was located approximately 30 feet from where they were working at the job site near Laguna Canyon Rd. and Technology Dr. in Irvine, CA.

Date By Which Violation Must be Abated: Proposed Penalty:

Corrected During Inspection $5060.00

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.
Citation and Notification of Penalty

Company Name: Sukut Construction, LLC; Sukut Construction, Inc.
Establishment DBA: Sukut Construction and its successors
Inspection Site: Technology & Laguna Canyon Rd.
Irvine, CA 92618

Citation 3 Item 1 Type of Violation: Serious Accident Related

California Code of Regulations, Title 8 Section 1541. General Requirements.

(1) Fall protection.

(2) Adequate barrier physical protection shall be provided at all remotely located excavations. All wells, pits, shafts, etc., shall be barricaded or covered. Upon completion of exploration and other similar operations, temporary wells, pits, shafts, etc., shall be backfilled.

Prior to and during the course of the inspection, including, but not limited to, on June 7, 2017, the Employer failed to protect employees from falls by providing adequate barrier physical protection for employees working above an 11 foot trench. As a result, on or about June 2, 2017, an employee suffered a serious injury when he fell approximately 11 feet into an open trench located at the job site near Laguna Canyon Rd. and Technology Dr. in Irvine, CA.

Date By Which Violation Must be Abated: Proposed Penalty: Corrected During Inspection

$18000.00
State of California
Department of Industrial Relations
Division of Occupational Safety and Health
Santa Ana District Office
2000 E. McFadden Avenue, Suite 122
Santa Ana, CA 92705
Phone: (714) 558-4451 Fax: (714) 558-2035

Inspection #: 1237938
Inspection Dates: 06/07/2017 - 07/27/2017
Issuance Date: 07/27/2017
CSHO ID: J2352
Optional Report #: 039-17

Citation and Notification of Penalty

Company Name: Sukut Construction, LLC; Sukut Construction, Inc.
Establishment DBA: Sukut Construction and its successors
Inspection Site: Technology & Laguna Canyon Rd.
Irvine, CA 92618

Citation 4 Item 1 Type of Violation: Serious
California Code of Regulations, Title 8, § 1541.1. Requirements for Protective Systems.
(a) Protection of employees in excavations.
(1) Each employee in an excavation shall be protected from cave-ins by an adequate protective system designed in accordance with Section 1541.1(b) or (c) except when:
(A) Excavations are made entirely in stable rock; or
(B) Excavations are less than 5 feet in depth and examination of the ground by a competent person provides no indication of a potential cave-in.

Prior to and during the course of the investigation, including, but not limited to, on June 7, 2017, Employer failed to ensure that employees working in an 11 foot excavation were protected from cave-ins by an adequate protective system designed in accordance with Section 1541.1 (b) or (c), at the job site located near Laguna Canyon Rd. and Technology Dr. in Irvine, CA.

Date By Which Violation Must be Abated:
Proposed Penalty: $8435.00
Corrected During Inspection

Jason Brisey / Richard Fazzarani
Compliance Officer / District Manager

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.
Citation and Notification of Penalty
Page 8 of 10
Cal/OSHA-2 V1 Rev 2/2015
NOTICE OF PROPOSED PENALTIES

Company Name: Sukut Construction, LLC; Sukut Construction, Inc.
Establishment DBA: Sukut Construction and its successors
Inspection Site: Technology & Laguna Canyon Rd., Irvine, CA 92618
Mailing Address: 4010 W Chandler Ave, Santa Ana, CA 92704
Issuance Date: 07/27/2017
Reporting ID: 0950631
CSHO ID: J2352

Summary of Penalties for Inspection Number 1237938

<table>
<thead>
<tr>
<th>Citation Item</th>
<th>Nature</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1 Item 1</td>
<td>General</td>
<td>$700.00</td>
</tr>
<tr>
<td>2 Item 1</td>
<td>Serious</td>
<td>$5060.00</td>
</tr>
<tr>
<td>3 Item 1</td>
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<tr>
<td>4 Item 1</td>
<td>Serious</td>
<td>$8435.00</td>
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TOTAL PROPOSED PENALTIES: $32195.00

Penalties are due within 15 working days of receipt of this notification unless contested. If you are appealing any item of this citation, remittance is still due on all items that are not appealed. Enclosed for your use is a Penalty Remittance Form.

If you are paying electronically: Please have this form on-hand when you are ready to make your payment. The company name, reporting ID and Citation number(s) will be required to ensure that the payment is accurately posted to your account. Please go to www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html to access the secure payment processing site. Additionally, you must also mail the Penalty Remittance Form to the address below.

If you are paying by check: Mail this Notice of Proposed Penalties, the Penalty Remittance Form, along with a copy of the Citation and Notification of Penalty to:

DEPARTMENT OF INDUSTRIAL RELATIONS
CASHIER, ACCOUNTING OFFICE
P. O. BOX 420603
SAN FRANCISCO, CA 94142-0603

Cal/OSHA does not agree to any restrictions, conditions or endorsements put on any check or money order for less than the full amount due, and will cash the check or money order as if these restrictions, conditions or endorsements do not exist.

See pages 1 through 4 of this Citation and Notification of Penalty for information on employer and employee rights and responsibilities.
DEPARTMENT OF INDUSTRIAL RELATIONS  
DIVISION OF OCCUPATIONAL SAFETY AND HEALTH – CAL/OSHA  
Accounting Office - cashiering Unit  
P.O. Box 420603  
San Francisco, CA 94142-0603  
Phone (415) 703-4291 or (415) 703-4308  
Fax (415) 703-3037

Please mail or fax this form back to the above address to properly credit your payment.

**PENALTY REMITTANCE FORM**

<table>
<thead>
<tr>
<th>CIVIL PENALTY INFO</th>
<th>INSPECTION NO.:</th>
<th>1237938</th>
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<th>0950531</th>
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<td>ESTABLISHMENT NAME:</td>
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<td>FEIN/SEIN:</td>
<td>UNKNOWN</td>
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<tr>
<td>CONTACT PERSON:</td>
<td>Rick Fraser</td>
<td></td>
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<td>PHONE NO.:</td>
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</tr>
<tr>
<td>SITE ADDRESS:</td>
<td>Technology &amp; Laguna Canyon Rd., Irvine, CA 92618</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>MAILING ADDRESS:</td>
<td>4010 W Chandler Ave, Santa Ana, CA 92704</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**CITATION INFORMATION:** Penalties are due within 15 working days of receipt of this notification unless contested. If you are appealing any item of this Citation, remittance is still due on all items that are not appealed.

**PAYMENT INSTRUCTIONS:**
- Put a "✓" next to the Citation(s) that you are paying.
- Write the amount paid in the "AMOUNT PAID" column.
- Please Indicate the "TOTAL AMOUNT PAID".

<table>
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<tr>
<th>✓</th>
<th>SUMMARY OF PENALTIES PAID</th>
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<tr>
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<td>Citation 1 Item 1, General</td>
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<tr>
<td></td>
<td>Citation 2 Item 1, Serious</td>
<td>$</td>
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<td></td>
<td>Citation 3 Item 1, Serious</td>
<td>$</td>
</tr>
<tr>
<td></td>
<td>Citation 4 Item 1, Serious</td>
<td>$</td>
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<td></td>
<td><strong>TOTAL AMOUNT PAID</strong></td>
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**TYPE OF PAYMENT ENCLOSED**

Fill in the check, e-check reference, or money order information below:

<table>
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<th>CHECK # ___________________ ENCLOSED IN THE AMOUNT OF:</th>
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</thead>
<tbody>
<tr>
<td>E-CHECK REFERENCE # ___________________ PAID IN THE AMOUNT OF:</td>
<td>$</td>
</tr>
<tr>
<td>MONEY ORDER # ___________________ ENCLOSED IN THE AMOUNT OF:</td>
<td>$</td>
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</tbody>
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Please make check or money order payable to Department of Industrial Relations - Cal/OSHA and mail to the Cashier, Accounting Office, at the above address. Reference the Inspection Number on the "memo" portion of your check or money order. Note: For your convenience, the Department of Industrial Relations accepts electronic payments at [www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html](http://www.dir.ca.gov/dosh/CalOSHA_PaymentOption.html). Again, please mail or fax this form to the above address or fax.
NOTICE OF VERIFICATION OF ABATEMENT OF SERIOUS VIOLATIONS

Sukut Construction, LLC; Sukut Construction, Inc.
Sukut Construction
4010 W Chandler Ave
Santa Ana, CA 92704

During the course of an inspection or re-inspection at a place of employment located at:

<table>
<thead>
<tr>
<th>Street</th>
<th>City</th>
<th>State</th>
<th>Zip</th>
</tr>
</thead>
<tbody>
<tr>
<td>Technology &amp; Laguna Canyon Rd.</td>
<td>Irvine</td>
<td>CA</td>
<td>92618</td>
</tr>
</tbody>
</table>

The Division has verified abatement of the following Citation(s) alleging a serious violation or Special Orders(s) or Orders(s) to Take Special Action:

<table>
<thead>
<tr>
<th>Citation or Order No.</th>
<th>Number of Instances</th>
<th>Date Division Verified Abatement</th>
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<tr>
<td>1541(c)(2)</td>
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<td>6/9/17</td>
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<td>1541(l)(2)</td>
<td>1</td>
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<tr>
<td>1541.1(p)(1)</td>
<td>1</td>
<td>6/9/17</td>
</tr>
</tbody>
</table>

Signature: ____________________  Date of Issuance: 7/27/17

Compliance Safety and Health Officer

This notice is provided to the employer in accordance with the provisions of California Labor Code Section 6318(b). The employer is required to post this notice for three (3) working days at or near the location of the alleged violation.
NOTICE OF ACCIDENT-RELATED VIOLATION AFTER INVESTIGATION

Sukut Construction, LLC, Sukut Construction, Inc.
4010 W Chandler Ave
Santa Ana, CA 92704

An investigation of an industrial accident or occupational illness was conducted by Jason Brissey at a place of employment located at Technology & Laguna Canyon Rd., Irvine, on 06/07/2017.

Describe the condition(s) Inspected:

Circumstances related to the Incident that occurred on or about June 2, 2017 that resulted in a serious physical injury to an employee as the result of work being performed near an open trench.

It has been determined by the Division that the fatal or serious injury, illness or exposure described above was related to the following serious, willful or repeat violation:

Serious Accident Related Violation

Signature
Compliance Officer

Date of Issuance: 07/27/2017

District Manager

Date Investigation completed: 07/27/2017

Upon request, the Division will provide the employer with a copy of its inspection report pertaining to this investigation.
**EASTERN MUNICIPAL WATER DISTRICT**  
**SPECIFICATION NO. 1361W**  
**MOUNTAIN AVENUE WEST REPLENISHMENT BASIN**  
**ADDENDUM NO. 1**

**BIDDING SHEETS**

**SCHEDULE A – BASINS AND SITE WORK**

<table>
<thead>
<tr>
<th>Bid Item</th>
<th>Qty</th>
<th>Unit</th>
<th>Description</th>
<th>Unit Price Written in Words</th>
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<tr>
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<td>LS</td>
<td>Mobilization and Approved: Bonds, Insurance, Schedule of Values (see section 01026) and Preliminary Project Schedule (PPS) (see section 01310)</td>
<td>Seven Hundred Thirty Five Thousand Dollars</td>
<td>$ PRESET</td>
<td>$ 735,000</td>
</tr>
<tr>
<td>2</td>
<td>1</td>
<td>LS</td>
<td>PRE-NEGOTIATED: Provide services of the Security System Contractor to furnish and install security system, as specified in the Special Conditions and per the quotation in the Appendices.</td>
<td>Nine Thousand Four Hundred Sixty Eight Dollars and Forty Eight Cents</td>
<td>$ PRESET</td>
<td>$ 9,468.48</td>
</tr>
</tbody>
</table>
### SCHEDULE A – BASINS AND SITE WORK

<table>
<thead>
<tr>
<th>Bid Item</th>
<th>Qty</th>
<th>Unit</th>
<th>Description</th>
<th>Unit Price (Figures)</th>
<th>Total Amount (Figures)</th>
</tr>
</thead>
<tbody>
<tr>
<td>3</td>
<td>1</td>
<td>LS</td>
<td>Furnish and install all site civil improvements, including site demolition, clearing and grubbing; complete site grading, berm grading, and basin grading, including placing on-site sandy soil in basin bottom as directed by District; dust control and storm water quality compliance; compliance with SCAQMD rule 403; hauling, stockpiling, export &amp; disposal; site work; surface treatments; soil cement, class II base, masonry block wall, wrought iron fencing and gates; concrete work; concrete driveways, sidewalks, pads, and rip-rap; asphalt paved access road; hydraulic control structures including basin inlet structures, basin outlet and overflow structures, weir structures, and all related work as required in accordance with the Contract Drawings and Specifications.</td>
<td>[\text{Lump Sum} \quad $2,776,400]\text{(words)}</td>
<td>[8,501,000]</td>
</tr>
<tr>
<td>Bid Item</td>
<td>Qty</td>
<td>Unit</td>
<td>Description (Unit Price Written in Words)</td>
<td>Unit Price (Figures)</td>
<td>Total Amount (Figures)</td>
</tr>
<tr>
<td>----------</td>
<td>-----</td>
<td>------</td>
<td>-------------------------------------------</td>
<td>----------------------</td>
<td>------------------------</td>
</tr>
<tr>
<td>4</td>
<td>1</td>
<td>LS</td>
<td>Furnish and install all pipelines, both in the ROW and on site, including raw water pipelines, future water supply pipelines, and well blow-off pipelines; shoring, excavation, pipeline bedding and backfill, pavement removal, pavement replacement and restoration per encroachment permit, pressure testing, disinfection, traffic control, pipe connections, fittings, valves, metering and flow control facilities, coatings, finishes, pipe supports, appurtenances, abandonment and removal of existing pipelines; and all related work as required in accordance with the Contract Drawings Specifications, and encroachment permits.</td>
<td>Two million Seven hundred Seventy thousand dollars $</td>
<td>$2770,00</td>
</tr>
</tbody>
</table>
## BIDDING SHEETS

### SCHEDULE A – BASINS AND SITE WORK

<table>
<thead>
<tr>
<th>Bid Item</th>
<th>Qty</th>
<th>Unit</th>
<th>Description (Unit Price Written in Words)</th>
<th>Unit Price (Figures)</th>
<th>Total Amount (Figures)</th>
</tr>
</thead>
<tbody>
<tr>
<td>5</td>
<td>1</td>
<td>LS</td>
<td>Furnish and install electrical and SCADA work; including conduits, cables and wiring, enclosures, control panels, RTU panels, electrical panels and enclosures, switchboards, transformers, SCE conduits and transformers, coordination with SCE planners and inspectors, pedestals and metering facilities, pull boxes, gate operators, junction boxes, antenna tower, camera pole, light poles, telemetry and control equipment; and all related work as required in accordance with the Contract Drawings, Specifications, and SCE plans.</td>
<td>Lumpsum $1,250,531,52</td>
<td></td>
</tr>
</tbody>
</table>

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Lumpsum $1,250,531,52

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BS-5  
00020 Bidding Sheets
### BIDDING SHEETS

**SCHEDULE A – BASINS AND SITE WORK**

<table>
<thead>
<tr>
<th>Bid Item</th>
<th>Qty</th>
<th>Unit</th>
<th>Description</th>
<th>Unit Price (Figures)</th>
<th>Total Amount (Figures)</th>
</tr>
</thead>
<tbody>
<tr>
<td>6</td>
<td>1</td>
<td>LS</td>
<td>Furnish and install all landscaping and perimeter trail improvements; including all planting, trees, shrubs, plants and bushes; removal of existing trees; irrigation including all irrigation piping, controllers, and appurtenances; decomposed granite gravel path installation, lighted bollards, pipe gates, boulders, aluminum and monument signs, ground coverings, colored crushed rock; and all related work as required in accordance with the Contract Drawings and Specifications.</td>
<td><strong>Lump Sum</strong> One million four thousand dollars</td>
<td>$1,400,000</td>
</tr>
</tbody>
</table>

7 1 LS **ADDITION OR DEDUCTION**

<table>
<thead>
<tr>
<th>Circle one (If applicable):</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Addition (+)</strong></td>
</tr>
<tr>
<td><strong>Deduction(-)</strong> $0</td>
</tr>
</tbody>
</table>

**TOTAL SCHEDULE A (Items 1 – 7) $14,665,000**
### EASTERN MUNICIPAL WATER DISTRICT
### SPECIFICATION NO. 1361W
### MOUNTAIN AVENUE WEST REPLENISHMENT BASIN
### ADDENDUM NO. 1

### BIDDING SHEETS

### SCHEDULE B – SHALLOW MONITORING WELLS (TYPICAL PER WELL)

<table>
<thead>
<tr>
<th>Bid Item</th>
<th>Qty</th>
<th>Unit</th>
<th>Description</th>
<th>Unit Price (Figures)</th>
<th>Total Amount (Figures)</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>1</td>
<td>LS</td>
<td>Mobilize/demobilize drill rig, equipment to complete specified work (including noise abatement controls and noise barriers). Provide laydown area for continuous cores.</td>
<td>$ Lump Sum $ 14,000</td>
<td></td>
</tr>
<tr>
<td>2</td>
<td>205</td>
<td>LF</td>
<td>Drill 12-inch diameter minimum hollow stem auger (or equivalent) borehole with continuous core soil sampling per drawings and specification 02734.1. Spread and dispose of cuttings on site as directed by District. Provide core boxes for continuous core.</td>
<td>$ 58 $ 11,890</td>
<td></td>
</tr>
<tr>
<td>3</td>
<td>202</td>
<td>LF</td>
<td>Furnish and install 4-inch schedule 80 PVC casing (37 LF) and screen (165 LF) with end cap per final design, reference drawings and specification 02734.1.</td>
<td>$ 100 $ 20,200</td>
<td></td>
</tr>
<tr>
<td>Bid Item</td>
<td>Qty</td>
<td>Unit</td>
<td>Description</td>
<td>Unit Price (Figures)</td>
<td>Total Amount (Figures)</td>
</tr>
<tr>
<td>----------</td>
<td>-----</td>
<td>------</td>
<td>-------------</td>
<td>----------------------</td>
<td>-----------------------</td>
</tr>
</tbody>
</table>
| 4        | 180 | LF   | Furnish and install TACNA (or approved equal) filter pack per final design, reference drawings and specification 02734.1.  

**Twenty Six Dollars Fifty Cents**  
(words) |
| 5        | 5   | LF   | Furnish and install transition sand layer per final design, reference drawings and specification 02734.1.  

**Fifty Three Dollars**  
(words) |
| 6        | 20  | LF   | Furnish and install annular seal per final design, reference drawings and specification 02734.1.  

**Fifty Three Dollars**  
(words) |
## SCHEDULE B – SHALLOW MONITORING WELLS (TYPICAL PER WELL)

<table>
<thead>
<tr>
<th>Bid Item</th>
<th>Qty</th>
<th>Unit</th>
<th>Description</th>
<th>Unit Price (Figures)</th>
<th>Total Amount (Figures)</th>
</tr>
</thead>
<tbody>
<tr>
<td>7</td>
<td>10</td>
<td>HR</td>
<td>Perform well development by pumping and surging per specification 02734.1.</td>
<td>$370</td>
<td>$3,700</td>
</tr>
<tr>
<td>8</td>
<td>1</td>
<td>LS</td>
<td>Perform well alignment and deviation tests per specification 02734.1.</td>
<td>Lump Sum $4,770</td>
<td></td>
</tr>
<tr>
<td>9</td>
<td>1</td>
<td>LS</td>
<td>Furnish and install surface completion monument including concrete pad, bollards, polyethylene cover, and all work per the drawings.</td>
<td>Lump Sum $29,680</td>
<td></td>
</tr>
</tbody>
</table>
## SCHEDULE B – SHALLOW MONITORING WELLS (TYPICAL PER WELL)

<table>
<thead>
<tr>
<th>Bid Item</th>
<th>Qty</th>
<th>Unit</th>
<th>Description</th>
<th>Unit Price (Figures)</th>
<th>Total Amount (Figures)</th>
</tr>
</thead>
<tbody>
<tr>
<td>10</td>
<td>1</td>
<td>LS</td>
<td>Conduct survey of well location and elevation to a nearest 0.01 ft. accuracy by a licensed land surveyor.</td>
<td><strong>Lump Sum</strong></td>
<td>$1,300</td>
</tr>
<tr>
<td>11</td>
<td>1</td>
<td>LS</td>
<td>Purchase, install, and test data logger per specification 02734.1.</td>
<td><strong>Lump Sum</strong></td>
<td>$1,800</td>
</tr>
<tr>
<td>12</td>
<td>1</td>
<td>LS</td>
<td><strong>ADDITION OR DEDUCTION</strong></td>
<td>Circle one (If applicable):</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td><strong>Zero</strong></td>
<td>Addition (+)</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>(words)</td>
<td>Deduction(-)</td>
<td>$0</td>
</tr>
</tbody>
</table>

Total Cost Per Well (Items 1 – 12) $93,235

TOTAL SCHEDULE B (Items 1-12) x 8 Wells $745,880
### BIDDING SHEETS

**SCHEDULE B – SHALLOW MONITORING WELLS (TYPICAL PER WELL)**

<table>
<thead>
<tr>
<th>Bid Item</th>
<th>Qty</th>
<th>Unit</th>
<th>Description</th>
<th>Unit Price (Figures)</th>
<th>Total Amount (Figures)</th>
</tr>
</thead>
<tbody>
<tr>
<td>A1</td>
<td>24</td>
<td>HR</td>
<td>Standby time (at the District’s Option) per specification 02734.1.</td>
<td>$650</td>
<td>$15,600</td>
</tr>
<tr>
<td>A2</td>
<td>205</td>
<td>LF</td>
<td>Destruction of borehole (at the District’s option) per specification 02734.1.</td>
<td>$30</td>
<td>$6,150</td>
</tr>
</tbody>
</table>

Additive Bid Items

- **A1** 24 HR Standby time (at the District’s Option) per specification 02734.1.

  - **Six Hundred Fifty Dollars**
  - $650 Per HR

- **A2** 205 LF Destruction of borehole (at the District’s option) per specification 02734.1.

  - **Thirty Dollars**
  - $30 Per LF
# EASTERN MUNICIPAL WATER DISTRICT
# SPECIFICATION NO. 1361W
# MOUNTAIN AVENUE WEST REPLENISHMENT BASIN
# ADDENDUM NO. 1

## BIDDING SHEETS

**SCHEDULE C – MULTI PORT MONITORING WELLS (TYPICAL PER WELL)**

<table>
<thead>
<tr>
<th>Bid Item</th>
<th>Qty</th>
<th>Unit</th>
<th>Description</th>
<th>Unit Price</th>
<th>Total Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td>(Unit Price Written in Words)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>1</td>
<td>1</td>
<td>LS</td>
<td>Mobilize/demobilize drill rig, equipment to complete specified work (including noise abatement controls and noise barriers).</td>
<td><strong>Lump Sum</strong></td>
<td>$ 71,300</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td><strong>Seventy one thousand three hundred</strong></td>
<td></td>
</tr>
<tr>
<td>2</td>
<td>1</td>
<td>LS</td>
<td>Drill minimum 32-inch diameter conductor borehole to minimum 50 foot depth per specification 02734.2. Furnish and set 28-inch mild steel conductor casing and cement grout sanitary seal to a minimum of 50 feet below ground surface per specification 02734.2.</td>
<td><strong>Lump Sum</strong></td>
<td>$ 31,600</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td><strong>Thiry one thousand six hundred six hundred</strong></td>
<td></td>
</tr>
<tr>
<td>3</td>
<td>1050</td>
<td>LF</td>
<td>Drill 17.5-inch minimum diameter pilot bore hole using reverse circulation rotary drilling method per specification 02734.2.</td>
<td><strong>Ninety Seven Dollars</strong></td>
<td>$ 101,850</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td><strong>Per LF</strong></td>
<td></td>
</tr>
</tbody>
</table>

BS-12 00020 Bidding Sheets
<table>
<thead>
<tr>
<th>Bid Item</th>
<th>Qty</th>
<th>Unit</th>
<th>Description</th>
<th>Unit Price (Figures)</th>
<th>Total Amount (Figures)</th>
</tr>
</thead>
<tbody>
<tr>
<td>4</td>
<td>1</td>
<td>LS</td>
<td>Perform downhole geophysical surveys; Point, Long and Short Normal Resistivity, Focused (Guard) Resistivity, and Gamma Ray surveys per specification 02734.2.</td>
<td><strong>Lump Sum</strong> $8,750</td>
<td>$8,750</td>
</tr>
<tr>
<td>5</td>
<td>1050</td>
<td>LF</td>
<td>Ream Pilot bore hole to 24-inch minimum diameter using reverse circulation rotary drilling method per specification 02734.2.</td>
<td><strong>One hundred Twenty Dollars</strong> $120</td>
<td>$120,000</td>
</tr>
<tr>
<td>6</td>
<td>1</td>
<td>LS</td>
<td>Conduct a caliper survey per specification 02734.2.</td>
<td><strong>Lump Sum</strong> $8,400</td>
<td>$8,400</td>
</tr>
<tr>
<td>Item</td>
<td>Qty</td>
<td>Unit</td>
<td>Description</td>
<td>Unit Price</td>
<td>Total Amount</td>
</tr>
<tr>
<td>------</td>
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</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>(Unit Price Written in Words)</td>
<td>(Figures)</td>
<td>(Figures)</td>
</tr>
<tr>
<td>7</td>
<td>2178</td>
<td>LF</td>
<td>Furnish and install 4-inch ID minimum 0.337-inch wall thickness 316L stainless steel blank casing per final design, drawings and specification 02734.2.</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Cinco hundred seventeen dollars</td>
<td>$117</td>
<td>$254,826 Per LF</td>
</tr>
<tr>
<td>8</td>
<td>400</td>
<td>LF</td>
<td>Furnish and install 4-inch ID minimum 0.337-inch wall thickness 316L stainless steel continuous wire wrap screen with 0.060-inch openings per final design, drawings and specification 02734.2.</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Ninety five dollars</td>
<td>$95</td>
<td>$88,000 Per LF</td>
</tr>
<tr>
<td>9</td>
<td>945</td>
<td>LF</td>
<td>Furnish and install filter pack and transitional sand per final design, drawings and specification 02734.2.</td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>Fifty eight dollars</td>
<td>$58</td>
<td>$54,810 Per LF</td>
</tr>
</tbody>
</table>
## BIDDING SHEETS

**SCHEDULE C – MULTI PORT MONITORING WELLS (TYPICAL PER WELL)**

<table>
<thead>
<tr>
<th>Bid Item</th>
<th>Qty</th>
<th>Unit</th>
<th>Description</th>
<th>Unit Price (Figures)</th>
<th>Total Amount (Figures)</th>
</tr>
</thead>
<tbody>
<tr>
<td>10</td>
<td>155</td>
<td>LF</td>
<td>Furnish and install annular seals per final design, drawings and specification 02734.2.</td>
<td>$ 106</td>
<td>$ 16,430</td>
</tr>
<tr>
<td>11</td>
<td>100</td>
<td>HR</td>
<td>Perform two stage development per screen interval of well development by mechanical procedures including jetting, swabbing, surging, and airlifting per specification 02734.2.</td>
<td>$ 450</td>
<td>$ 45,000</td>
</tr>
<tr>
<td>12</td>
<td>1</td>
<td>LS</td>
<td>Perform pump development with intake depth and procedures per specification 02734.2.</td>
<td>$ Lump Sum 23,400</td>
<td>23,400</td>
</tr>
</tbody>
</table>
## BIDDING SHEETS

**SCHEDULE C – MULTI PORT MONITORING WELLS (TYPICAL PER WELL)**

<table>
<thead>
<tr>
<th>Bid Item</th>
<th>Qty</th>
<th>Unit</th>
<th>Description (Unit Price Written in Words)</th>
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<th>Total Amount (Figures)</th>
</tr>
</thead>
<tbody>
<tr>
<td>13</td>
<td>1</td>
<td>LS</td>
<td>Conduct well alignment and deviation tests per specification 02734.2.</td>
<td><strong>Lump Sum</strong></td>
<td>$9,500</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td><strong>Nine thousand five hundred</strong> (words)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>14</td>
<td>1</td>
<td>LS</td>
<td>Conduct down hole color video surveys per specification 02734.2.</td>
<td><strong>Lump Sum</strong></td>
<td>$3,400</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td><strong>Three thousand four hundred</strong> (words)</td>
<td></td>
<td></td>
</tr>
<tr>
<td>15</td>
<td>1</td>
<td>LS</td>
<td>Furnish and install surface completion monument including concrete pad, bollards, polyethylene cover, and all work per drawings and specification 02734.2.</td>
<td><strong>Lump Sum</strong></td>
<td>$11,500</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td><strong>Eleven thousand five hundred</strong> (words)</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>
**BIDDING SHEETS**

**SCHEDULE C – MULTI PORT MONITORING WELLS (TYPICAL PER WELL)**

<table>
<thead>
<tr>
<th>Bid Item</th>
<th>Qty</th>
<th>Unit</th>
<th>Description (Unit Price Written in Words)</th>
<th>Unit Price (Figures)</th>
<th>Total Amount (Figures)</th>
</tr>
</thead>
<tbody>
<tr>
<td>16</td>
<td>1</td>
<td>LS</td>
<td>Purchase and install data loggers and bladder pumps into each screened interval per specification requirements.</td>
<td>Lump Sum $39,500</td>
<td>$39,500</td>
</tr>
<tr>
<td>17</td>
<td>1</td>
<td>LS</td>
<td>Conduct survey of well location and elevation to a nearest 0.01 ft. accuracy by a licensed land surveyor.</td>
<td>Lump Sum $1,300</td>
<td>$1,300</td>
</tr>
<tr>
<td>18</td>
<td>1</td>
<td>LS</td>
<td>ADDITION OR DEDUCTION</td>
<td>Circle one (If applicable):</td>
<td>Addition (+) Deduction(-) $0</td>
</tr>
</tbody>
</table>

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BS-17 00020 Bidding Sheets
### BIDDING SHEETS

**SCHEDULE C – MULTI PORT MONITORING WELLS (TYPICAL PER WELL)**

<table>
<thead>
<tr>
<th>Bid Item</th>
<th>Qty</th>
<th>Unit</th>
<th>Description (Unit Price Written in Words)</th>
<th>Unit Price (Figures)</th>
<th>Total Amount (Figures)</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>24</td>
<td>HR</td>
<td>Total Cost Per Well (Items 1 – 18)</td>
<td>$845,566</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td>TOTAL SCHEDULE C (items 1-18) x 3 Wells</td>
<td></td>
<td>$2,536,698</td>
</tr>
</tbody>
</table>

#### Additive Bid Items

**A1** 24 HR Standby time (at the District's Option) per specification 02734.2.

Fifteen Thousand Six Hundred Dollars

Six Hundred Fifty Dollars

$650 $15,600 Per HR

**A2** 1100 LF Destruction of borehole (at the District’s option) per specification 02734.2.

Seventy One Thousand Five Hundred Dollars

Sixty Five Dollars

$65 $71,500 Per LF
<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>TOTAL SCHEDULE A (Items 1 – 7)</td>
<td>$14,665,000</td>
</tr>
<tr>
<td>TOTAL SCHEDULE B (Items 1 – 12) x 8 wells</td>
<td>$745,800</td>
</tr>
<tr>
<td>TOTAL SCHEDULE C (Items 1 – 18) x 3 wells</td>
<td>$2,536,698</td>
</tr>
<tr>
<td>TOTAL BID SCHEDULES A, B, C (Basis of Award)</td>
<td>$17,947,578</td>
</tr>
</tbody>
</table>
EASTERN MUNICIPAL WATER DISTRICT
SPECIFICATION NO. 1361W
MOUNTAIN AVENUE WEST REPLENISHMENT BASIN
ADDENDUM NO. 1

BIDDING SHEETS

**Addition or Deduction:** Provision is made here for the bidder to include an addition/deduction in their bid, *if desired*, to reflect any last minute adjustments in prices. The addition/deduction, if made, will be proportionately applied to item(s) N/A (fill in) and reflected in the unit prices for payment purposes. If the addition/deduction affects more than one bid item, the proportionate application of the addition/deduction shall be mutually agreed upon by the Contractor and the District at the prejob.

<table>
<thead>
<tr>
<th>Addenda and/or Letter of Clarification</th>
</tr>
</thead>
<tbody>
<tr>
<td>By submitting a bid, Bidder certifies that any addenda and letters of clarification issued to these specifications, whether acknowledged or not below, shall be made a part of the contract. Bidder further agrees to perform all labor and services and furnish all materials, tools and appliances necessary for completing the work called out in the addenda or letter of clarification.</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Addenda received:</th>
<th>No. 1 on 07.17.19</th>
<th>No. 2 on 07.23.19</th>
<th>No. 3 on 07.26.19</th>
</tr>
</thead>
</table>

<table>
<thead>
<tr>
<th>Letter of Clarification received:</th>
<th>No.1 on 07.26.19</th>
<th></th>
<th></th>
</tr>
</thead>
</table>

Person who inspected site of the proposed work as an employee of your firm: *(Representative must have inspected the jobsite and be an employee on the company’s payroll to be considered a responsive bidder)*

Rick Welshiemer

(Name)

06.27.19

(Date of Inspection)
EQUIPMENT AND MATERIAL
ADDENDUM NO. 1

Identify the name of the manufacturer for the equipment and/or material items listed below, if not specified. Acceptable manufacturers listed shall be utilized by the Contractor in his construction. No substitution of the Contractor’s listed manufacturer will be permitted without written justification and the approval of the District. PRODUCTS OF MANUFACTURERS LISTED AS EQUALS TO THOSE SPECIFIED MUST BE SUBMITTED FOR REVIEW AND APPROVAL BY THE DISTRICT NOT LATER THAN THE TENTH (10TH) DAY PRECEDING THE DATE SET FOR RECEIPT OF BIDS.

FAILURE TO PROVIDE THIS INFORMATION MAY RENDER YOUR BID NON-RESPONSIVE

<table>
<thead>
<tr>
<th>ITEM</th>
<th>MANUFACTURER</th>
</tr>
</thead>
<tbody>
<tr>
<td>Motor Operators for Butterfly Valves</td>
<td>Auma</td>
</tr>
<tr>
<td>Globe Pattern Control Valves</td>
<td>Cla-Val or approved equal</td>
</tr>
<tr>
<td>Magnetic Flow Meters</td>
<td>Endress+Hauser or approved equal</td>
</tr>
<tr>
<td>Channel Gates</td>
<td>Orbinox or approved equal</td>
</tr>
</tbody>
</table>
EASTERN MUNICIPAL WATER DISTRICT
BID BOND

Bid Bond No. N/A

KNOW ALL MEN BY THESE PRESENTS, that we

(Here insert full name and address or legal title of Contractor)

[Signature]

Liberty Mutual Insurance Company, 790 The City Drive South, Suite 200, Orange, CA 92868

(Here insert full name and address or legal title of Surety)

Massachusetts

Ten percent of the total amount bid

(10% of the total amount bid), for the payment of which sum well and truly to be made, the said Principal and the

WHEREAS, the Principal has submitted a bid, dated August 1, 2019, for

Mountain Avenue West Replenishment Basin, Specification No. 1361 W

(Here insert full name, address and description of Project)

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a Contract

and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the

failure of the Principal to enter such Contract and give such bond or bonds, if the Principal shall pay to the

Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such

larger amount for which the Obligee may in good faith contract with another party to perform the Work covered

by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect.

In the event suit is brought upon this Bond by Obligee and judgement is recovered, the Surety shall pay all costs

incurred by Obligee in such suits to be fixed by the court.

Signed and sealed this 19th day of July, 2019

CONTRACTOR AS PRINCIPAL

Company:

Sukut Construction, LLC

Signature: [Signature]

Name: Michael Greathouse

Title: Vice President/Chief Estimator

SURETY

Company: Liberty Mutual Insurance Company

(Corporate Seal)

Signature: [Signature]

Name: Rhonda C. Abel

Title: Attorney-in-Fact

[This Bid Bond (BB-1) form shall be submitted to be considered a responsive bid

Notary Public Acknowledgment required for Surety and Contractor]

Rev. 04/06/16 BB-1 00040 Bid Bond
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of Orange

On JUL 19 2019 before me, Lekim H. Luu, Notary Public, personally appeared Rhonda C. Abel, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they had executed the same in their/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature ____________________________
Signature of Notary Public

LEKIM H. LUU
Commission # 2135634
Notary Public - California
Orange County
My Comm. Expires Dec 3, 2019

Optional

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Title or Type of Document: ____________________________ Document Date: ____________________________
Number of Pages: _________ Signer(s) Other Than Named Above: ____________________________

Capacity(ies) Claimed by Signer(s)
Signer’s Name: ____________________________ Signer’s Name: ____________________________
Corporate Officer — Title(s): ____________________________ Corporate Officer — Title(s): ____________________________
Partner — □ Limited □ General
Individual □ Limited □ General
Trustee □ Attorney in Fact □ Guardian or Conservator
Other: ____________________________ Other: ____________________________

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This Power of Attorney limits the acts of those named herein, and they have no authority to
bind the Company except in the manner and to the extent herein stated.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

Certificate No: 8195954 - 977460

POWERS OF ATTORNEY

KNOWN ALL PERSONS BY THESE PRESENTS: That The Ohio Casualty Insurance Company is a corporation duly organized under the laws of the State of New Hampshire, that Liberty Mutual Insurance Company is a corporation duly organized under the laws of the State of Massachusetts, and West American Insurance Company is a corporation duly organized under the laws of the State of Indiana (herein collectively called the "Companies"), pursuant to and by authority herein set forth, does hereby name, constitute and appoint, Rhonda C. Abel, Jeri Apodaca, Maria Guise, Kim Linn, Michael D. Par zincio, Rachelle Rieault, Heather Saltarello, James A. Schuller

all of the city of Newport Beach state of California each individually if there be more than one named, its true and lawful attorney-in-fact to make, execute, seal, acknowledge and deliver, for and on its behalf as surety and as its act and deed, any and all undertakings, bonds, recognizances and other surety obligations, in pursuance of these presents and shall be as binding upon the Companies as if they have been duly signed by the president and attested by the secretary of the Companies in their own proper persons.

IN WITNESS WHEREOF, this Power of Attorney has been subscribed by an authorized officer or official of the Companies and the corporate seals of the Companies have been affixed thereto this 5th day of October 2018.

Liberty Mutual Insurance Company
The Ohio Casualty Insurance Company
West American Insurance Company

By:
David M. Carey, Assistant Secretary

State of PENNSYLVANIA
County of MONTGOMERY

On this 5th day of October 2018, before me personally appeared David M. Carey, who acknowledged himself to be the Assistant Secretary of Liberty Mutual Insurance Company, The Ohio Casualty Company, and West American Insurance Company, and that he, as such, being authorized so to do, execute the foregoing instrument for the purposes therein contained by signing on behalf of the corporations by himself as a duly authorized officer.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at King of Prussia, Pennsylvania, on the day and year first above written.

COMMUNEWTHEalth OF PENNSYLVANIA

Notarial Seal: Teresa Pastella, Notary Public
Upper Merion Twp., Montgomery County
My Commission Expires March 28, 2021
Member, Pennsylvania Association of Notaries

By:
Teresa Pastella, Notary Public

This Power of Attorney is made and executed pursuant to and by authority of the following By-laws and Authorizations of The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company which resolutions are now in full force and effect reading as follows:


Any officer or other official of the Corporation authorized for that purpose in writing by the Chairman or the President, and subject to such limitations as the Chairman or the President may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Corporation to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact, subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Corporation by their signature and execution of any such instruments and to attach thereto the seal of the Corporation. When so executed such instruments shall be as binding as if signed by the President and attested to by the Secretary. Any power or authority granted to any representative or attorney-in-fact under the provisions of this article may be revoked at any time by the Board, the Chairman, the President or by the officer or officers granting such power or authority.


Any officer of the Company authorized for that purpose in writing by the chairman or the president, and subject to such limitations as the chairman or the president may prescribe, shall appoint such attorneys-in-fact, as may be necessary to act in behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations. Such attorneys-in-fact subject to the limitations set forth in their respective powers of attorney, shall have full power to bind the Company by their signature and execution of any such instruments and to attach thereto the seal of the Company. When so executed such instruments shall be as binding as if signed by the president and attested by the secretary.

Certificate of Designation – The President of the Company, acting pursuant to the Bylaws of the Company, authorizes David M. Carey, Assistant Secretary to appoint such attorneys-in-fact as may be necessary to act on behalf of the Company to make, execute, seal, acknowledge and deliver as surety any and all undertakings, bonds, recognizances and other surety obligations.

Authorization – By unanimous consent of the Company's Board of Directors, the Company consents that facsimile or mechanically reproduced signature of any assistant secretary of the Company, whoever appearing upon a certified copy of any power of attorney issued by the Company in connection with surety bonds, shall be valid and binding upon the Company with the same force and effect as though manually affixed.

I, Renee C. Llewellyn, the undersigned, Assistant Secretary, The Ohio Casualty Insurance Company, Liberty Mutual Insurance Company, and West American Insurance Company do hereby certify that the original power of attorney of which the foregoing is a full, true and correct copy of the Power of Attorney executed by said Companies, is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 19th day of July 2019.

Renee C. Llewellyn, Assistant Secretary

LMS-12873 LMIC OIC WAIC Multi Co_062018
CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of Orange

On July 31, 2019 before me, K.J. Kaiser, Notary Public

Date
personally appeared Michael Greenlee

Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they, executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature

Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document
Title or Type of Document: ________________________ Document Date: ________________________
Number of Pages: _______ Signer(s) Other Than Named Above: ________________________

Capacity(ies) Claimed by Signer(s)
Signer’s Name: ________________________ Signer’s Name: ________________________
☐ Corporate Officer — Title(s): ________________________ ☐ Corporate Officer — Title(s): ________________________
☐ Partner — ☐ Limited ☐ General
☐ Individual ☐ Attorney in Fact
☐ Trustee ☐ Guardian or Conservator
☐ Other: ________________________
Signer Is Representing: ________________________ Signer Is Representing: ________________________

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