

LABOR COMPLIANCE PROGRAM ANNUAL REPORT

Format for Approved Program that contracts with Awarding Bodies to provide labor compliance enforcement

Report for the reporting period 1/1/2009 to 12/31/2009 (mm/dd/yyyy) (mm/dd/yyyy)

1. Name of Labor Compliance Program (LCP) : Labor Compliance Providers, Inc.		
2. LCP I.D. Number (assigned by DIR): LCP ID: 2002.00001		3. Date of Initial Approval: 1/17/2003
4. Contact person (include name, title, address, telephone, fax, and e-mail, if available): James Reed, Labor Compliance Officer 1168 E. La Cadena Dr., #201; Riverside, CA 92507 P: (951) 686-3482 – F: (951) 686-8470 – Email: LCP_inc@msn.com		
5. List all Awarding Bodies covered by this report as well as any other Awarding Bodies with whom the LCP currently has a contract to provide compliance enforcement. If <i>none</i> , please proceed directly to item 7 and provide all requested information. Then complete the information below, and sign and submit this form to DIR, Office of the Director, Attn: LCP Special Assistant 455 Golden Gate Avenue, 10 th Floor, San Francisco, CA 94102. City of Riverside Public Utilities Mojave Unified School District Santa Ana Unified School District Santa Maria Bonita School District Southern Kern Unified School District		
What suggestions do you have for the Department of Industrial Relations to better assist you with your program in the coming year? (attach additional sheets if necessary):		
SUBMITTED BY:		
	James Reed, Labor Compliance Administrator	March 22, 2010
Signature	Name and Title	Date

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6. LC § 1771.5 enforcement activities (provide all information requested, attaching as many sheets as necessary, and *please complete separate forms for each Awarding Body covered in this report*).

Awarding Body: City of Riverside Public Utilities

A. List projects handled by LCP within the past 12 months.

Project Name	Bid Advertisement Date	Prime Contractor	Contract Amount
Columbia Ave Bid 6551	10/9/07	A.W. Davies Inc.	\$1,868,000
Grand Terrace Bid 6573	11/13/07	Murrieta Development	\$1,192,069
I-215 Core & Jack Bid 6575	11/16/07	Murrieta Development	\$786,007
Transit Ave Bid 6566	11/15/07	Ken Thompson Inc.	\$1,894,847
Total			\$5,740,923

B. Summary of all wages and penalties assessed and/or recovered.

Project Name	Affected Contractor (who directly employed the worker)	Amount Assessed	Amount Recovered	Approval of Forfeiture Requested from Labor Commissioner?	Description of Violation
<i>None for this period</i>				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
Total					

C. For any amount identified in item B for which approval of forfeiture not requested from the Labor Commissioner, please explain below.

Project Name	Amount Assessed	Amount Recovered	Explanation
<i>None for this period</i>			
Total			

D. For any amount identified in item B for which approval of forfeiture was requested from the Labor Commissioner, please provide the following:

Project Name	Amount Assessed					Amount Recovered				
	LC §1776(g)	LC § 1775	LC § 1813	Wages	Total	LC § 1776(g)	LC § 1775	LC § 1813	Wages	Total
<i>None for period</i>										
Total										

E. Identify cases that are or were the subject of LC § 1742 proceedings.

Project Name	Contractor	Nature of Violation	ODL Case #	Current Status
<i>None for this period</i>				

F. Did you refer any contractor to the Labor Commissioner for debarment per LC § 1777.1?

Please check one: Yes No

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

G. Did you refer any apprenticeship violation to the Division of Apprenticeship Standards (DAS)?

Please check one: Yes No

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

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6. LC § 1771.5 enforcement activities (provide all information requested, attaching as many sheets as necessary, and *please complete separate forms for each Awarding Body covered in this report*).

Awarding Body: Mojave Unified School District

A. List projects handled by LCP within the past 12 months.

Project Name	Bid Advertisement Date	Prime Contractor	Contract Amount
California City High School Bldg's A & J	09/21/06	Seward L. Schreder Construction	\$13,744,044
Hacienda Elementary School	09/21/06	Seward L. Schreder Construction	\$7,255,956
Mojave High School	2/1/07	Seward L. Schreder Construction	\$1,510,652
Mojave Elementary School	2/1/07	Seward L. Schreder Construction	\$3,780,474
Total			\$26,291,126

B. Summary of all wages and penalties assessed and/or recovered.

Project Name	Affected Contractor (who directly employed the worker)	Amount Assessed	Amount Recovered	Approval of Forfeiture Requested from Labor Commissioner?	Description of Violation
Cal.City Bldg A	Seward L. Schreder	\$1,085.63	\$1,085.63	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Wrong wage determination
Cal.City Bldg J	Hur Flooring	\$1,694.60	\$1,694.60	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Overutilization of apprentices; must pay as Journeymen for excess hours over ratio
Cal.City Bldg J	CMA Fire Protection (RLH)	\$135.75	\$135.75	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	CAC Underpayment
Cal.City Bldg J	Thompson Painting	\$74.46	\$74.46	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	CAC Underpayment
Cal.City Bldg J	Contract Décor	\$3.00	\$3.00	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	CAC Underpayment
Mojave Elementary	Meldon Glass	\$9.03	\$9.03	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Training Fund Underpayment to JAC
Hacienda	CMA Fire Protection (RLH)	\$141.15	\$141.15	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	CAC Underpayment
Hacienda	Sacramento Insulation	\$792.24	\$792.24	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Prevailing Wage Underpayment & Apprentice Violation

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Hacienda	Tri-Steel	\$61.98	\$61.98	<input type="checkbox"/> Yes <input type="checkbox"/> No	Overtime underpayment
Hacienda	Visalia Tile	\$66.40	\$66.40	<input type="checkbox"/> Yes <input type="checkbox"/> No	CAC Underpayment
Hacienda	McClone	\$375.10	\$375.10	<input type="checkbox"/> Yes <input type="checkbox"/> No	Apprentices working without Journeymen; contractor paid restitution for Journeymen wages
Cal.City Bldg J	Diversified Power Corp.	\$48.00	\$48.00	<input type="checkbox"/> Yes <input type="checkbox"/> No	CAC Underpayment
Total		\$4487.34	\$4487.34		

C. For any amount identified in item B for which approval of forfeiture not requested from the Labor Commissioner, please explain below.

Project Name	Amount Assessed	Amount Recovered	Explanation
Cal.City Bldg A	\$1,085.63	\$1,085.63	Contractor made immediate restitution; wages corrected after 1 st payroll
Cal.City Bldg J	\$1,694.60	\$1,694.60	Contractor made immediate restitution to workers
Cal.City Bldg J	\$135.75	\$135.75	Contractor made immediate restitution to the CAC
Cal.City Bldg J	\$74.46	\$74.46	Contractor made immediate restitution to the CAC
Cal.City Bldg J	\$3.00	\$3.00	Contractor made immediate restitution to the CAC
Mojave Elementary	\$9.03	\$9.03	Contractor made immediate restitution to the JATC
Hacienda	\$141.15	\$141.15	Contractor made immediate restitution to the CAC
Hacienda	\$792.24	\$792.24	Contractor made immediate restitution to the worker
Hacienda	\$61.98	\$61.98	Contractor made immediate restitution to the worker
Hacienda	\$66.40	\$66.40	Contractor made immediate restitution to the CAC
Hacienda	\$375.10	\$375.10	Contractor made immediate restitution to workers
Cal.City Bldg J	\$48.00	\$48.00	Contractor made immediate restitution to the CAC
Total	\$4487.34	\$4487.34	

D. For any amount identified in item B for which approval of forfeiture was requested from the Labor Commissioner, please provide the following:

Project Name	Amount Assessed					Amount Recovered				
	LC §1776(g)	LC § 1775	LC § 1813	Wages	Total	LC § 1776(g)	LC § 1775	LC § 1813	Wages	Total
<i>None for period</i>										
Total										

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E. Identify cases that are or were the subject of LC § 1742 proceedings.

Project Name	Contractor	Nature of Violation	ODL Case #	Current Status
<i>None for this period</i>				

F. Did you refer any contractor to the Labor Commissioner for debarment per LC § 1777.1?

Please check one: Yes No

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

G. Did you refer any apprenticeship violation to the Division of Apprenticeship Standards (DAS)?

Please check one: Yes No

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

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6. LC § 1771.5 enforcement activities (provide all information requested, attaching as many sheets as necessary, and *please complete separate forms for each Awarding Body covered in this report*).

Awarding Body: Santa Ana Unified School District

A. List projects handled by LCP within the past 12 months.

Project Name	Bid Advertisement Date	Prime Contractor	Contract Amount
Madison Elementary School Phase 1	7/7/09	Silver Creek Industries	\$6,692,000
Madison Elementary School Phase 2	11/18/08	USS Cal Builders	\$1,978,000
Total			\$8,670,000

B. Summary of all wages and penalties assessed and/or recovered.

Project Name	Affected Contractor (who directly employed the worker)	Amount Assessed	Amount Recovered	Approval of Forfeiture Requested from Labor Commissioner?	Description of Violation
Madison	Edward Graves & Assoc	\$661.60	\$661.60	— Yes <input checked="" type="checkbox"/> No	Misclassification [CCR16432(f)] of 4 workers
Madison	Edward Graves & Assoc	\$85.60	\$85.60	— Yes <input checked="" type="checkbox"/> No	LC 1775. Wrong Wage Determination
Madison Phase 1	Becker's Sheet Metal	\$1,196.82	\$1,196.82	— Yes <input checked="" type="checkbox"/> No	LC 1813. Overtime underpayment
Madison Phase 1	Edward Graves & Assoc	\$204.72	\$204.72	— Yes <input checked="" type="checkbox"/> No	Misclassification [CCR16432(f)] of 2 workers
Madison Phase 1	Edward Graves & Assoc	\$119.36	\$119.36	— Yes <input checked="" type="checkbox"/> No	LC 1775. Fringe Benefit underpayment
Madison Phase 2	Southwest Grading	\$3,656.35	\$3,656.35	— Yes <input checked="" type="checkbox"/> No	LC 1775. Fringe Benefit underpayment for 6 workers
Madison Phase 2	Ace Demolition	\$75.45	\$75.45	— Yes <input checked="" type="checkbox"/> No	LC 1775. Fringe Benefit underpayment; under-reported hours to Trust Fund
Total		\$5,999.90	\$5,999.90		

C. For any amount identified in item B for which approval of forfeiture not requested from the Labor Commissioner, please explain below.

Project Name	Amount Assessed	Amount Recovered	Explanation
Madison	\$661.60	\$661.60	Contractor made immediate restitution to the workers
Madison	\$85.60	\$85.60	Contractor made immediate restitution; wages corrected after 1 st payroll
Madison Phase 1	\$1,196.82	\$1,196.82	Contractor made immediate restitution to the workers
Madison Phase 1	\$204.72	\$204.72	Contractor made immediate restitution to the workers
Madison Phase 1	\$119.36	\$119.36	Contractor made immediate restitution to the workers
Madison Phase 2	\$3,656.35	\$3,656.35	Contractor made restitution to the Trust Fund one day prior to deadline for submitting violation to the Labor Commissioner
Madison Phase 2	\$75.45	\$75.45	Contractor made immediate restitution to the Trust Fund
Total	\$5,999.90	\$5,999.90	

D. For any amount identified in item B for which approval of forfeiture was requested from the Labor Commissioner, please provide the following:

Project Name	Amount Assessed					Amount Recovered				
	LC §1776(g)	LC § 1775	LC § 1813	Wages	Total	LC § 1776(g)	LC § 1775	LC § 1813	Wages	Total
<i>None for period</i>										
Total										

E. Identify cases that are or were the subject of LC § 1742 proceedings.

Project Name	Contractor	Nature of Violation	ODL Case #	Current Status
<i>None for this period</i>				

F. Did you refer any contractor to the Labor Commissioner for debarment per LC § 1777.1?

Please check one: Yes No

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

G. Did you refer any apprenticeship violation to the Division of Apprenticeship Standards (DAS)?

Please check one: Yes No

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

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6. LC § 1771.5 enforcement activities (provide all information requested, attaching as many sheets as necessary, and *please complete separate forms for each Awarding Body covered in this report*).

Awarding Body: Santa Maria-Bonita School District

A. List projects handled by LCP within the past 12 months.

Project Name	Bid Advertisement Date	Prime Contractor	Contract Amount
Energy Retrofits Multiple (18) Sites	9/22/08	Smith Electric	\$262,257
Total			\$262,257

B. Summary of all wages and penalties assessed and/or recovered.

Project Name	Affected Contractor (who directly employed the worker)	Amount Assessed	Amount Recovered	Approval of Forfeiture Requested from Labor Commissioner?	Description of Violation
<i>None for this period</i>				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
Total		\$0	\$0		

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C. For any amount identified in item B for which approval of forfeiture not requested from the Labor Commissioner, please explain below.

Project Name	Amount Assessed	Amount Recovered	Explanation
<i>None for this period</i>			
Total	\$0	\$0	

D. For any amount identified in item B for which approval of forfeiture was requested from the Labor Commissioner, please provide the following:

Project Name	Amount Assessed					Amount Recovered				
	LC §1776(g)	LC § 1775	LC § 1813	Wages	Total	LC § 1776(g)	LC § 1775	LC § 1813	Wages	Total
<i>None for period</i>										
Total										

E. Identify cases that are or were the subject of LC § 1742 proceedings.

Project Name	Contractor	Nature of Violation	ODL Case #	Current Status
<i>None for this period</i>				

F. Did you refer any contractor to the Labor Commissioner for debarment per LC § 1777.1?

Please check one: Yes No

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

G. Did you refer any apprenticeship violation to the Division of Apprenticeship Standards (DAS)?

Please check one: Yes No

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

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6. LC § 1771.5 enforcement activities (provide all information requested, attaching as many sheets as necessary, and *please complete separate forms for each Awarding Body covered in this report*).

Awarding Body: Southern Kern Unified School District

A. List projects handled by LCP within the past 12 months.

Project Name	Bid Advertisement Date	Prime Contractor	Contract Amount
Tropico Middle School	3/10/09	Seward L. Schreder	\$5,924,509
Total			\$5,924,509

B. Summary of all wages and penalties assessed and/or recovered.

Project Name	Affected Contractor (who directly employed the worker)	Amount Assessed	Amount Recovered	Approval of Forfeiture Requested from Labor Commissioner?	Description of Violation
<i>None for this period</i>				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
				<input type="checkbox"/> Yes <input type="checkbox"/> No	
Total		\$0	\$0		

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C. For any amount identified in item B for which approval of forfeiture not requested from the Labor Commissioner, please explain below.

Project Name	Amount Assessed	Amount Recovered	Explanation
<i>None for this period</i>			
Total	\$0	\$0	

D. For any amount identified in item B for which approval of forfeiture was requested from the Labor Commissioner, please provide the following:

Project Name	Amount Assessed					Amount Recovered				
	LC §1776(g)	LC § 1775	LC § 1813	Wages	Total	LC § 1776(g)	LC § 1775	LC § 1813	Wages	Total
<i>None for period</i>										
Total										

E. Identify cases that are or were the subject of LC § 1742 proceedings.

Project Name	Contractor	Nature of Violation	ODL Case #	Current Status
<i>None for this period</i>				

F. Did you refer any contractor to the Labor Commissioner for debarment per LC § 1777.1?

Please check one: Yes No

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

G. Did you refer any apprenticeship violation to the Division of Apprenticeship Standards (DAS)?

Please check one: Yes No

If yes, identify affected contractor(s) or subcontractor(s) and date(s) of referral: _____

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7. On a separate sheet, provide a certificate of compliance with conflict of interest disclosure requirements by employees and consultants who participate in making governmental decisions (as defined under 2 CCR § 18701) along with the names of LCP personnel who are filing disclosure statements and the agencies with which those statements are being filed.

8. Please update the following information per 8 CCR § 16426(a)(2), (3) and (5) disclosure requirement.

A. Identify the geographical areas in which the program intends to operate and the identity of any public agencies not previously identified in this report with which the program intends to contract to provide labor compliance enforcement.

Los Angeles County, Orange County, Riverside County, Santa Barbara County, Kern County

B. State whether the entity shares personnel, management, ownership or other close affiliation with any of the following: (1) any contractor or subcontractor that within the preceding five years has been awarded a public works contract within the geographical area in which the program operates or intends to operate or with any public agency with which the program has contracted or intends to contract to provide labor compliance enforcement; (2) any person or entity who has been the surety on such a contract; (3) any joint labor-management committee established pursuant to the Federal Labor Management Cooperation Act of 1978 (section 175a of Title 29 of the United States Code); or (4) any person or entity who has represented workers employed in the same or similar classifications as those employed for such a contract and who has been engaged in (i) an organizational campaign under the National Labor Relations Act with contractors competing for such contracts or (ii) a jurisdictional dispute with another collective bargaining representative of workers utilized for such contracts.

For each affiliation, please provide the name, address, telephone number, and principal contact person for the person or entity; please identify shared personnel, management, and ownership; and if applicable, please provide a short description of the nature and extent of any other close affiliation:

Labor Compliance Providers, Inc. is the sister company of the Center for Contract Compliance, a labor-management committee formed under the Labor Management Act of 1978. The Center for Contract Compliance is located at 4399 Santa Anita Ave., El Monte, California. James Reed is the Executive Director for the Center for Contract Compliance and Administrator for Labor Compliance Providers, Inc.; phone number (951) 712-5197

C. Identify the attorney or law firm available to provide legal support for the LCP, and whether the persons or firms providing that support also represent any contractor, subcontractor, surety, or worker representative referred to in the preceding item.

Attorney/Law Firm Name (include address, contact person, and telephone number)
Dwayne McKenzie; Cox, Castle & Nicholson LLP; 2049 Century Park East 28th Floor, Los Angeles, CA 90067; Phone: (310) 277-4222