



August 29, 2011

Department of Industrial Relations
Office of the Director
Attn: Mr. Victor Osorio
455 Golden Gate Avenue, 10th Floor
San Francisco, CA 94102

RE: Gafcon, Inc. Labor Compliance Program (2003.00053)
2010-2011 Annual Report

Dear Mr. Osorio,

Gafcon, Inc. is hereby submitting our annual Labor Compliance Program report for projects that Gafcon, Inc. monitored from July 1, 2010 through June 30, 2011. The enclosed annual reporting form provides the required reporting information in accordance with the California Code of Regulations, Title 8, Division 1, Chapter 8, Subchapter 4, Article 3, Section 16431.

Additionally, I hereby certify that Gafcon, Inc. is in compliance with conflict of interest disclosure requirements by employees and consultants who participate in making governmental decisions, as defined under Title 2, California Code of Regulations, section 18701.

Following are statements disclosing the information required under section 16426(a)(2), (3) and (5):

(2) The geographical area in which the entity intends to operate its Labor Compliance Program and the identity of the Awarding Bodies and Joint Powers Authorities, if any, with whom the entity intends to contract for operation of a Labor Compliance Program:

Gafcon, Inc. LCP currently operates its LCP Program throughout the State of California. Additionally, Gafcon, Inc. currently contracts with The Carlsbad Unified School District, The Grossmont Union High School District, and The Grossmont-Cuyamaca Community College District.

(3) Whether the entity shares personnel, management, ownership or other close affiliation with (A) any contractor or subcontractor that within the preceding five years has been awarded a public works contract within the geographical area with any Awarding Body or Joint Powers Authority identified in subpart (2) above, (B) any person or entity who has been the surety on such a contract, (C) 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 (D) 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:

Gafcon, Inc. does not fall into any of the above mentioned categories.

Program Management
Project Management
Construction Management
Estimating
Scheduling
Constructability Review
Labor Compliance
Quality Control
Real Estate Analysis
Legal Support
Technology Solutions



(5) The availability of competent legal support for the Labor Compliance Program and whether the persons or firms providing that support also represent any contractor, subcontractor, surety, or worker representative referred to in subpart (3) above;

Gafcon has retained the services of Mr. Chad Wishchuk at the law firm of Marks, Finch, Thornton & Baird, LLP, contact information is as follows:

Mr. Chad T. Wishchuk
Marks, Finch, Thornton & Baird, LLP
8620 Spectrum Center Boulevard, Suite 900
San Diego, CA 92123
(858) 737-3100

Gafcon, Inc's goal is to comply with all requirements necessary to maintain and utilize our approved Labor Compliance Program. Please feel free to contact me at 619-231-6100 or mglaske@gafcon.com if you have any questions or need any additional information.

Sincerely,
GAFCON, INC.

A handwritten signature in black ink, appearing to read "Marty Glaske". The signature is fluid and cursive, with a long horizontal stroke at the end.

Mr. Marty Glaske
Director, LCP Services

Enclosure: Gafcon LCP 2010-2011 Annual Report

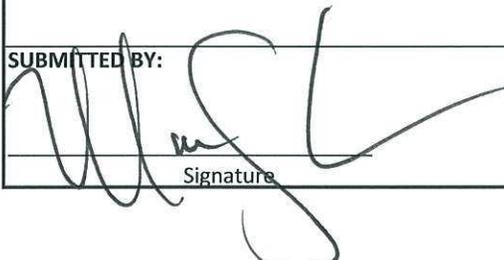
CC Via E Mail:

Mr. Robin Duveen, Vice President of Operations, Gafcon (rduveen@gafcon.com)
Mr. Chad Wishchuk, Outside Counsel, Marks Golia & Finch (cwishchuk@mgflp.com)



LABOR COMPLIANCE PROGRAM ANNUAL REPORT

Report for the reporting period 7/1/2010 to 6/30/2011
(mm/dd/yyyy)

| | | |
|--|---|--|
| 1. Name of Labor Compliance Program (LCP): Gafcon, Inc. | | |
| 2. LCP I.D. Number (assigned by DIR): 2003.00053 | | 3. Date of Initial Approval: March 11, 2003 |
| 4. Contact person (include name, title, address, telephone, fax and e-mail, if available): Mr. Marty Glaske, Director, LCP Services 701 B Street, Suite 1600, San Diego, CA 92101, T- 619-231-6100, F - 619-231-6995, mglaske@gafcon.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 none, 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, 10th Floor, San Francisco, CA 94102. The Grossmont-Cuyamaca Community College District, The Carlsbad Unified School District, The Grossmont Union High School District | | |
| What suggestions do you have for the Department of Industrial Relations to better assist you with your program in the coming year? (attached additional sheets is necessary) | | |
| SUBMITTED BY: | | |
|  | <u>Marty Glaske, Director, LCP Services</u> Name and Title | <u>8/29/11</u> Date |

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: **Grossmont-Cuyamaca Community College District**

| Project Name | Bid Advertisement Date | Prime Contractor | Contract Amount |
|--|------------------------|--|------------------------|
| Cuyamaca College Business & Technology Building | 7/22/2008 & 7/29/2008 | CM Multi Prime | \$16,433,956.84 |
| Grossmont College Griffin Center/Student Center Buildings | 6/21/2010 & 6/28/2010 | CM Multi Prime | \$26,460,281.00 |
| Grossmont College Health & Sciences Complex (Phase II) | 7/30/2007 & 7/7/2007 | CM Multi Prime | \$20,189,585.00 |
| Cuyamaca College LRC Expansion and Remodel | 1/5/2010 & 1/12/2010 | CM Multi Prime | \$1,955,643.56 |
| Grossmont College Griffin Center/Student & Administrative Services Buildings - Secondary Effects | 4/7/2010 & 4/17/2010 | Gordon Prill/Mobile Modular/Randall Construction | \$1,443,467.00 |
| Total | | | \$66,482,933.40 |

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 |
|--|--|--------------------|--------------------|---|--|
| Grossmont College Health & Sciences Complex (Phase II) | Mountain Movers | \$528.24 | \$288.24 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Failure to Pay Correct OT Wages |
| Grossmont College Health & Sciences Complex (Phase II) | Minegar Contracting | \$827.84 | \$827.84 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Employed unregistered Apprentice |
| Grossmont College Health & Sciences Complex (Phase II) | Contractors & Builders | \$67.40 | \$67.40 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Failure to Pay Correct Prevailing Wage Rates |
| Grossmont College Health & Sciences Complex (Phase II) | Filefax | \$68.36 | \$68.36 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Failure to Pay Correct Prevailing Wage Rates |
| Cuyamaca College LRC Expansion and Remodel | Centex Glazing | \$65.44 | \$15.44 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Failure to Pay Correct Prevailing Wage Rates |
| Cuyamaca College LRC Expansion and Remodel | Simplex Grinnell | \$51.56 | \$1.56 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Failure to Pay Correct Prevailing Wage Rates |
| Cuyamaca College LRC Expansion and Remodel | Pacific Coast Cleaning | \$921.87 | \$281.87 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Failure to Pay Correct Prevailing Wage Rates |
| Grossmont College Griffin Center/Student & Administrative Services Buildings - Secondary Effects | Mobile Modular Construction | \$17,331.98 | \$17,331.98 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Failure to Pay Correct Prevailing Wage Rates |
| Grossmont College Griffin Center/Student Center Buildings | Whillock Contracting | \$351.70 | \$251.70 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Failure to Pay Correct Prevailing Wage Rates |
| Grossmont College Griffin Center/Student Center Buildings | T&D Communications | \$67.92 | \$17.92 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Failure to Pay Correct Prevailing Wage Rates |
| Grossmont College Griffin Center/Student Center Buildings | Alpha Mechanical | \$459.23 | \$184.23 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Failure to Pay Correct Prevailing Wage Rates |
| Grossmont College Griffin Center/Student Center Buildings | Alpha Mechanical | \$1,304.40 | \$464.40 | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | Failure to Pay Correct Prevailing Wage Rates |
| Grossmont College Griffin Center/Student Center Buildings | JPI Development | \$1,108.80 | Pending | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | Failure to Pay Correct Prevailing Wage Rates |
| Total | | \$23,154.74 | \$19,800.94 | | |

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 |
|---|--------------------|--------------------|---|
| Grossmont College Health & Sciences Complex (Phase II) | \$528.24 | \$288.24 | Violation Under \$1000.00, DLSE Notified of Action Taken |
| Grossmont College Health & Sciences Complex (Phase II) | \$827.84 | \$827.84 | Violation Under \$1000.00, DLSE Notified of Action Taken |
| Grossmont College Health & Sciences Complex (Phase II) | \$67.40 | \$67.40 | Violation Under \$1000.00, DLSE Notified of Action Taken |
| Grossmont College Health & Sciences Complex (Phase II) | \$68.36 | \$68.36 | Violation Under \$1000.00, DLSE Notified of Action Taken |
| Cuyamaca College LRC Expansion and Remodel | \$65.44 | \$15.44 | Violation Under \$1000.00, DLSE Notified of Action Taken |
| Cuyamaca College LRC Expansion and Remodel | \$51.56 | \$1.56 | Violation Under \$1000.00, DLSE Notified of Action Taken |
| Cuyamaca College LRC Expansion and Remodel | \$921.87 | \$281.87 | Violation Under \$1000.00, DLSE Notified of Action Taken |
| Grossmont College Griffin Center/Student Center Buildings | \$351.70 | \$251.70 | Violation Under \$1000.00, DLSE Notified of Action Taken |
| Grossmont College Griffin Center/Student Center Buildings | \$67.92 | \$17.92 | Violation Under \$1000.00, DLSE Notified of Action Taken |
| Grossmont College Griffin Center/Student Center Buildings | \$459.23 | \$184.23 | Violation Under \$1000.00, DLSE Notified of Action Taken |
| Grossmont College Griffin Center/Student Center Buildings | \$17,331.98 | \$17,331.98 | Contractor Paid all applicable fines upon receipt of Notification. DLSE Notified of Action Taken. |
| Total | \$20,741.54 | \$19,336.54 | |

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 |
| Grossmont College Griffin Center/Student Center Buildings | \$0.00 | \$1,050.00 | \$0.00 | \$254.40 | \$1,304.40 | \$0.00 | \$210.00 | \$0.00 | \$254.40 | \$464.40 |
| Total | \$0.00 | \$1,050.00 | \$0.00 | \$254.40 | \$1,304.40 | \$0.00 | \$210.00 | \$0.00 | \$254.40 | \$464.40 |

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

| Project Name | Contractor | Nature of Violation | ODL Case # | Current Status |
|--------------|------------|---------------------|------------|----------------|
| N/A | N/A | N/A | N/A | N/A |

F. Did you refer any contractor to the Labor Commissioner for debarment per LC §1777.1? Yes No

Please check one:

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)? Yes No

Please check one:

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

| | | |
|--------------|------------|---------------|
| Project Name | Contractor | Date Referred |
| N/A | N/A | N/A |

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: Carlsbad Unified School District

| Project Name | Bid Advertisement Date | Prime Contractor | Contract Amount |
|---|------------------------|----------------------------------|-------------------------|
| Carlsbad High Stadium Renovation | Lease Lease Back | McCarthy Building Company | \$14,316,382.00 |
| Carlsbad High Construction, Phase II | Lease Lease Back | McCarthy Building Company | \$36,099,695.59 |
| Sage Creek High School - Grading & Utilities | Lease Lease Back | Barnhart Balfour Beatty | \$7,933,279.00 |
| Sage Creek High School - Buildings & Campus Site Work | Lease Lease Back | Barnhart Balfour Beatty | \$66,180,718.00 |
| Hope/Magnolia/Buena Vista Remedernization | 2/9 2010 & 2/19/2010 | EC Constructors | \$726,194.00 |
| Kelly Elementary Summer Modernization 2010 | 2/9 2010 & 2/19/2010 | Randall Construction | \$82,734.75 |
| Valley Middle School Remedernization Phase II | 2/9 2010 & 2/19/2010 | Straightline General Contractors | \$2,202,087.92 |
| Magnolia Summer Modernization 2009 | 4/1/2009 & 4/7/2009 | Pacific Building Group | \$1,900,000.00 |
| Kelly Elementary Summer Modernization 2009 | 3/24/2009 & 3/31/2009 | Delta Builders | \$1,450,000.00 |
| Total | | | \$130,891,091.26 |

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 |
|---|--|--------------------|--------------------|---|---|
| Valley Middle School Remodernization Phase II | 3D Enterprises | \$3,096.42 | \$1,536.42 | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | Failed to Pay Applicable PW Increase |
| Valley Middle School Remodernization Phase II | Envirobuilt | \$3,525.71 | \$2,265.71 | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | Misclassification of Employees |
| Kelly Elementary Summer Modernization 2010 | Farrell Pacific | \$233.15 | \$153.15 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Failed to Pay Applicable Overtime |
| Carlsbad High Construction, Phase II | Valley Crest Landscape | \$514.88 | \$354.88 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Failed to Pay Applicable Overtime |
| Carlsbad High Construction, Phase II | Alcala Company | \$562.85 | \$172.85 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Underpayment of Applicable PW Rate |
| Carlsbad High Construction, Phase II | Ground Service Technology, Inc. | \$3,174.78 | \$1,079.78 | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | Failed to Pay Applicable PW Increase |
| Carlsbad High Construction, Phase II | JR Construction | \$6,979.07 | \$4,784.07 | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | Employed Unregistered Apprentice |
| Magnolia Elementary Remodernization 2009 | Capital Plumbing | \$10,718.80 | \$10,038.80 | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | Failure to Report all hours Worked Onsite |
| Kelly Elementary Remodernization 2009 | Delta Builders | \$9,267.69 | \$6,992.69 | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No | Misclassification & Underpayment of PW Rate |
| Sage Creek High School - Buildings & Campus Site Work | Coburn Equipment | \$203.89 | Pending | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Underpayment of Applicable PW Rate |
| Sage Creek High School - Buildings & Campus Site Work | Nissho of California | \$6,784.70 | Pending | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Violation of Tender to Laborer Ratio |
| Sage Creek High School - Buildings & Campus Site Work | Ray White Cement | \$171.20 | Pending | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No | Apprentice Working Alone |
| Total | | \$45,233.14 | \$27,378.35 | | |

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 |
|---|-------------------|------------------|--|
| Kelly Elementary Summer Modernization | \$233.15 | \$153.15 | Amount under \$1,000.00 - DLSE Notified of Outcome |
| Carlsbad High Construction, Phase II | \$514.88 | \$354.88 | Amount under \$1,000.00 - DLSE Notified of Outcome |
| Carlsbad High Construction, Phase II | \$562.85 | \$172.85 | Amount under \$1,000.00 - DLSE Notified of Outcome |
| Sage Creek High School - Buildings & Campus Site Work | \$203.89 | Pending | Investigation Ongoing - Under \$1,000.00 - DLSE will be Notified of Outcome |
| Sage Creek High School - Buildings & Campus Site Work | \$6,784.70 | Pending | Investigation Ongoing - Approval of Forfeiture will be Sent once Investigation is Complete |
| Sage Creek High School - Buildings & Campus Site Work | \$171.20 | Pending | Investigation Ongoing - Under \$1,000.00 - DLSE will be Notified of Outcome |
| Total | \$8,470.67 | \$680.88 | |

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 |
| Valley MS Remodernization Phase II | \$0.00 | \$2,600.00 | \$175.00 | \$321.42 | \$3,096.42 | \$0.00 | \$1,040.00 | \$175.00 | \$321.42 | \$1,536.42 |
| Valley MS Remodernization Phase II | \$0.00 | \$1,800.00 | \$0.00 | \$1,725.71 | \$3,525.71 | \$0.00 | \$540.00 | \$0.00 | \$1,725.71 | \$2,265.71 |
| Carlsbad HS Phase II | \$0.00 | \$2,325.00 | \$125.00 | \$724.78 | \$3,174.78 | \$0.00 | \$230.00 | \$125.00 | \$724.78 | \$1,079.78 |
| Carlsbad HS Phase II | \$0.00 | \$3,125.00 | \$25.00 | \$3,829.07 | \$6,979.07 | \$0.00 | \$930.00 | \$25.00 | \$3,829.07 | \$4,784.07 |
| Magnolia Modernization 2009 | \$0.00 | \$1,700.00 | \$100.00 | \$8,918.80 | \$10,718.80 | \$0.00 | \$1,020.00 | \$100.00 | \$8,918.80 | \$10,038.80 |
| Kelly Modernization 2009 | \$0.00 | \$3,250.00 | \$425.00 | \$5,592.69 | \$9,267.69 | \$0.00 | \$975.00 | \$425.00 | \$5,592.69 | \$6,992.69 |
| Total | \$0.00 | \$14,800.00 | \$850.00 | \$21,112.47 | \$36,762.47 | \$0.00 | \$4,735.00 | \$850.00 | \$21,112.47 | \$26,697.47 |

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

| Project Name | Contractor | Nature of Violation | ODL Case # | Current Status |
|--------------|------------|---------------------|------------|----------------|
| N/A | | | | |
| | | | | |
| | | | | |

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:

| Project Name | Contractor | Date Referred |
|--------------|------------|---------------|
| | | |
| | | |
| | | |

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: Grossmont Union High School District

| Project Name | Bid Advertisement Date | Prime Contractor | Contract Amount |
|--|-------------------------------------|-----------------------|------------------------|
| Santana High School PH 3A Science Bldg | 11/18/2008 | Jaynes Corporation | \$6,400,000.00 |
| Grossmont High School PH 3A Science Bldg | 11/3/2008 | Jaynes Corporation | \$11,600,000.00 |
| El Capitan High School PH 3A Science Bldg | 12/1/2008 | The Augustine Company | \$6,000,000.00 |
| Helix High School PH 3A Science Bldg | 12/15/2008 | Jaynes Corporation | \$7,300,000.00 |
| Granite Hills High School PH 3A Science Bldg | Lease-Lease Back Executed 7/9/2009 | Erickson Hall | \$6,000,000.00 |
| Valhalla High School PH 3A Science Bldg | 11/18/2008 | Legacy Builders | \$10,000,000.00 |
| El Cajon Vally High School PH 3A Science Bldg | 9/8/2008 | EC Constructors | \$6,200,000.00 |
| Monte Vista High School PH 3A Science Bldg | Lease-Lease Back Executed 1/24/09 | CW Driver | \$5,743,897.00 |
| Granite Hills High School Track/ADA Upgrades | 4/28/2009 | Heffler Company | \$1,000,000.00 |
| West Hills High School Track/ADA Upgrades | 4/30/2009 | Park West Landscape | \$2,900,000.00 |
| Santana High School Track/ADA Upgrades | 4/28/2009 | Koch Armstrong | \$1,200,000.00 |
| El Cajon Valley High School Track/ADA Upgrades | 4/30/2009 | Park West Landscape | \$1,191,000.00 |
| Mt. Miguel High School Track/ADA Upgrades | 4/30/2009 | 3D Enterprises | \$1,333,129.00 |
| Steele Canyon HS IP Clock Upgrade | 12/21/2009 | CM Multi Prime | \$366,964.00 |
| Demolition of Homestead | 12/21/2009 | CW Driver, Inc. | \$66,400.00 |
| Reach Academy | 6/15/2010 & 6/22/2010 | CM Multi Prime | \$1,685,184.00 |
| Steel Canyon HVAC Upgrade | Lease Lease Back Executed 5/20/2010 | CW Driver, Inc. | \$455,611.00 |
| Granite Hills HS Phase 9U | 1/24/2011 & 1/31/11 | CM Multi Prime | \$11,531,581.00 |
| Total | | | \$80,973,766.00 |

| 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 |
| Mt Miguel High School Track/ADA Upgrades | 3-D Enterprises | \$3,299.91 | \$2,219.91 | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> | Misclassification/Failure to Pay PW |
| EC Valley HS Track/ADA Upgrade | Park West Landscape | \$4,054.16 | \$2,059.16 | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> | Tender Ratio Violation/Failure to Pay PW |
| West Hills High School Track/ADA Upgrades | Empire Pipeline | \$1,926.49 | \$846.49 | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> | Failed to Pay Applicable Straight Time Rate |
| Monte Vista High School Science Building Phase 3A | Dolphin Steel | \$4,777.71 | \$1,568.20 | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> | Failed to Pay Pre-Determined Increase |
| Valhalla HS Science Building Phase 3A | Bonsall | \$7,786.46 | \$1,186.46 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> | Failed to Pay Pre-Determined Increase |
| Monte Vista High School Science Building Phase 3A | Sun Pacific Glazing, Inc. | \$277.64 | \$202.64 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> | Failure to Pay OT/Holiday Rate |
| Monte Vista High School Science Building Phase 3A | EMS Construction | \$6,139.50 | \$439.50 | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> | Failed to Pay Pre-Determined Increase |
| Mt Miguel High School Track/ADA Upgrades | 3D Enterprises | \$6,100.88 | \$5,345.88 | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> | Failed to Pay Applicable Straight Time Rate |
| Santana HS Science Building Phase 3A | Jaynes Corporation of California | \$274.76 | \$234.76 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> | Failed to Pay Total Package Rate |
| Mt Miguel High School Phase 2 B Modernizations | Challenger Sheet Metal | \$108.32 | \$8.32 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> | Failed to Pay Total Package Rate |
| Granite Hills HS Science Building Phase 3A | EC Constructors | \$1,003.02 | \$323.02 | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> | Failed to Pay Total Package Rate |
| Valhalla HS Science Building Phase 3A | Faithco | \$2,555.84 | \$2,235.84 | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> | Failure to Pay OT/Holiday Rate |
| Valhalla HS Science Building Phase 3A | JP Witherow Roofing | \$225.99 | \$0.99 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> | Failed to Pay Total Package Rate |
| Valhalla HS Science Building Phase 3A | HM Carpet | \$470.64 | \$20.64 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> | Failure to Pay OT/Double Time |
| Monte Vista High School Science Building Phase 3A | GL Construction & Drywall | \$7,202.24 | \$3,807.24 | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> | Unregistered Apprentice/Failure to Pay Total package |
| Monte Vista High School Science Building Phase 3A | Gould Electric | \$611.28 | \$531.28 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> | Failure to Pay OT/Holiday Rate |
| Monte Vista High School Science Building Phase 3A | Bonita Valley Excavation | \$611.28 | \$11.28 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> | Failed to Pay Total Package Rate |
| Monte Vista High School Science Building Phase 3A | Simplex Grinnell | \$592.76 | \$42.76 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> | Failed to Pay Pre-Determined Increase |
| Monte Vista High School Science Building Phase 3A | Control Air Conditioning | \$705.07 | \$505.07 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> | Apprentice Onsite W/O Journeyman Supervision |
| Grossmont High School Science Building Phase 3A | Jaynes Corporation of California | \$139.60 | \$99.60 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> | Failure to Pay OT/Holiday Rate |
| El Cajon Valley High School Science Building Phase 3A | Dreamscape Landscape | \$1,550.78 | \$225.78 | <input type="checkbox"/> Yes <input checked="" type="checkbox"/> | Failed to Pay Pre-Determined Increase |
| Monte Vista High School Science Building Phase 3A | GMH Contractor | \$1,275.83 | \$795.83 | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> | Failed to Pay Total Package Rate |
| Santana HS Science Building Phase 3A | Jensen Drywall | \$175,443.93 | \$35,000.00 | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> | Failure to Report all Hours/Misclassification |
| El Capitan HS Science Building Phase 3A | Jensen Drywall | \$167,730.95 | \$47,500.00 | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> | Failure to Report all Hours/Misclassification |
| Valhalla HS Science Building Phase 3A | Millenium Fire Protection | \$3,511.13 | \$1,191.13 | <input checked="" type="checkbox"/> Yes <input type="checkbox"/> | Failed to Pay Pre-Determined Increase |
| Total | | \$398,376.17 | \$106,401.78 | | |

| 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 |
| Monte Vista High School Science Building Phase 3A | \$277.64 | \$202.64 | Amount under \$1,000.00 - DLSE Notified of Outcome |
| Monte Vista High School Science Building Phase 3A | \$611.38 | \$521.38 | Amount under \$1,000.00 - DLSE Notified of Outcome |
| Monte Vista High School Science Building Phase 3A | \$611.28 | \$11.28 | Amount under \$1,000.00 - DLSE Notified of Outcome |
| Monte Vista High School Science Building Phase 3A | \$592.76 | \$42.76 | Amount under \$1,000.00 - DLSE Notified of Outcome |
| Monte Vista High School Science Building Phase 3A | \$705.07 | \$505.07 | Amount under \$1,000.00 - DLSE Notified of Outcome |
| Grossmont High School Science Building Phase 3A | \$139.60 | \$99.60 | Amount under \$1,000.00 - DLSE Notified of Outcome |
| Santana High School Science Building Phase 3A | \$274.76 | \$234.76 | Amount under \$1,000.00 - DLSE Notified of Outcome |
| Valhalla High School Science Building Phase 3A | \$225.99 | \$0.99 | Amount under \$1,000.00 - DLSE Notified of Outcome |
| Valhalla High School Science Building Phase 3A | \$470.64 | \$20.64 | Amount under \$1,000.00 - DLSE Notified of Outcome |
| Valhalla High School Science Building Phase 3A | \$7,786.46 | \$1,186.46 | Affected Contractor went BK/GC repaid the Affected Employees - DLSE Notified of Outcome |
| El Cajon High School Science Building Phase 3A | \$1,550.78 | \$225.78 | Past Statute of Limitations/NOC Filed |
| Mt Miguel High School Phase 2 B Modernizations | \$108.32 | \$8.32 | Amount under \$1,000.00 - DLSE Notified of Outcome |
| Total | \$13,354.68 | \$3,059.68 | |

| 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 |
| Mt Miguel HS Track/ADA Upgrades | \$0.00 | \$2,650.00 | \$525.00 | \$6,225.79 | \$9,400.79 | \$0.00 | \$440.00 | \$525.00 | \$6,225.79 | \$7,190.79 |
| West Hills HS Track/ADA Upgrade | \$0.00 | \$4,200.00 | \$375.00 | \$1,480.55 | \$6,055.55 | \$0.00 | \$1,125.00 | \$375.00 | \$1,405.65 | \$2,905.65 |
| Monte Vista High School Science Building Phase 3A | \$0.00 | \$14,400.00 | \$0.00 | \$4,995.28 | \$19,395.28 | \$0.00 | \$2,225.00 | | \$4,995.28 | \$7,220.28 |
| Granite Hills High School Science Building Phase 3A | \$0.00 | \$950.00 | \$0.00 | \$53.02 | \$1,003.02 | \$0.00 | \$270.00 | \$0.00 | \$53.02 | \$323.02 |
| Valhalla High School Science Building Phase 3A | \$0.00 | \$3,300.00 | \$200.00 | \$2,491.97 | \$5,991.97 | \$0.00 | \$560.00 | \$275.00 | \$1,955.84 | \$2,790.84 |
| El Capitan High School Science Building Phase 3A | \$0.00 | \$30,900.00 | \$8,600.00 | \$128,230.95 | \$167,730.95 | \$0.00 | \$0.00 | \$7,825.00 | \$39,675.00 | \$47,500.00 |
| Santana High School Science Building Phase 3A | \$0.00 | \$33,500.00 | \$13,625.00 | \$128,318.93 | \$175,443.93 | \$0.00 | \$0.00 | \$7,825.00 | \$24,475.00 | \$32,300.00 |
| Total | \$0.00 | \$89,900.00 | \$23,325.00 | \$271,796.49 | \$385,021.49 | \$0.00 | \$4,620.00 | \$16,825.00 | \$78,785.58 | \$100,230.58 |

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

| Project Name | Contractor | Nature of Violation | ODL Case # | Current Status |
|---|-------------------------|---|-------------|----------------|
| El Capitan HS Science Building Phase 3A | Jensen Drywall & Stucco | Failure to Report all Hours/Misclassification | 10-0241-PWH | Resolved |
| Santana HS Science Building Phase 3A | Jensen Drywall & Stucco | Failure to Report all Hours/Misclassification | 10-0242-PWH | Resolved |

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: Jensen Drywall & Stucco, March 2011

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:

| Project Name | Contractor | Date Referred |
|--------------|------------|---------------|
| | | |
| | | |
| | | |