

## LABOR COMPLIANCE PROGRAM ANNUAL REPORT

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

Report for the reporting period 7-1-2011 to 6-30-2012  
(mm/dd/yyyy) (mm/dd/yyyy)

1. Name of Labor Compliance Program (LCP) : Labor Compliance Services Co.

2. LCP I.D. Number (assigned by DIR):

2008-00583

3. Date of Initial Approval:

10-1-2010

4. Contact person (include name, title, address, telephone, fax, and e-mail, if available):

Kim Flynn, Principal Consultant 3777 Cherry Tree Blvd, Lake Havasu City, AZ 86406 (928) 208-6298 p – (928) 854-2923 f - Laborcompliance@aol.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, 10<sup>th</sup> Floor, San Francisco, CA 94102.

Exposition Metro Line Construction Authority

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):

None at this time

SUBMITTED BY:

  
Signature Principal Consultant

Kim Flynn, Principal Consultant

Name and Title

June 27, 2012

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: Exposition Metro Line Construction Authority

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

Project Name	Bid Advertisement Date	Prime Contractor	Contract Amount
Light Rail Transit Phase 1 – XP8901-841	March 2, 2011	Balfour Beatty (jv)	10,787,522.00
<b>Total</b>			10,787,522.00

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
Light Rail Transit Phase 1	Balfour Beatty (jv)	3,316.77	3,316.77	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> NO	1777.1 Under payment of correct prevailing wage rate on Laborer
				<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	
<b>Total</b>		3,316.77	3,316.77		

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
Light Rail Transit Phase 1	3,316.77	3,316.77	Affected Contractor understood their error on underpayment of prevailing wages and remedied the issue immediately
<b>Total</b>	<b>3,316.77</b>	<b>3,316.77</b>	No request from Labor Commissioner

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
N/A										
<b>Total</b>										

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

Project Name	Contractor	Nature of Violation	ODL Case #	Current Status
None				
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

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. This does not apply. Labor Compliance Services Co. employees do not participate in making governmental decisions (as defined under 2 CCR 18701)

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.

Labor Compliance Services Co. intends to operate in the Los Angeles County, Orange County, San Diego County and Ventura County at this time.

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:

N/A

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)

Stradling, Yucca, Carlson & Rauth 660 Newport Center Dr, #1600 Newport Beach, CA 92660 (949) 725-4000p Mr. Bob Kane, Attorney

If yes, identify affected Contractor(s) or Subcontractor(s) and date(s) of referral: N/A