

# F. LODUCA CO.

PO Box 690111 Stockton, CA 95269

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City of Fresno  
Construction Management Division  
1721 Van Ness Avenue  
Fresno, CA 93721

11/20/2017

ATTN: Bill Herr, Construction Manager, City of Fresno Department of Public Works

RE: Fairview Trail Rehabilitation Project #PW00759

We are requesting a substitution of a listed subcontractor on the Fairview Trail Rehabilitation Project. We cite reasons referenced in California Public Contract Code Section 4701 (1), 4701 (7) and 4701 (9). The subcontractor, Tennyson Electric, fails or refuses to execute a written contract for the scope of work specified in the subcontractor's bid after being presented to the subcontractor by the prime, F. Loduca Co. A subcontract agreement was sent to Tennyson Electric by mail on September 2, 2017 with instructions to return the contract signed, with certificates of insurance and the city required Fair Employment Practice Compliance Report. To date, we have not received any of the required documents.

Furthermore, in support of Section 4701 (7) and (9) we have included records demonstrating our efforts to communicate with Tennyson Electric over the Fairview Project. We contend that Tennyson Electric is not a responsible contractor. There is no receptionist answering phone calls. All F. Loduca Co. phone calls have gone direct to voicemail. Phone messages and email messages have gone unanswered for months. Our request for a submittal on the light poles which is the longest lead item on the job and is pivotal to all other aspects of the schedule has been ignored for two months. Communication is vital on a project where the subcontractor's portion of work is 45% of the project. Tennyson Electric has demonstrated that they cannot handle their current work load or that they are intentionally attempting to delay the project.

We request to replace Tennyson Electric with Underground Specialties Central Coast, Inc. whose information is listed below.  
Underground Specialties Central Coast, Inc. of Templeton, California  
CSBL License # 945166, DIR #1000019133

Relying on a subcontractor who refuses to communicate for extended lengths of time has the potential for disaster in the field. We ask that we not be made to work through Tennyson's deficiencies. None of our projects in the past where a subcontractor showed any level of irresponsibility have turned out well. Our primary concern is for the successful completion of the project.

Sincerely,



Frank Loduca  
Owner  
F. Loduca Co.