

Brahma Construction Corp. submits this letter in formal protest of Ramapo College's award of the contract to Slate Construction, LLC, for the H-Wing 2nd Floor Les Paul Studio Renovation Project (RCNJ No. 2013-02-01C).

With respect to Slate Construction's bid, Brahma notes the following material, non-waivable defects:

1. The revision to Addendum #1 issued on 3/2/15 was not listed in Slate's bid documents.
2. A full copy of Addendum #1 was not included in Slate's bid documents as required.
3. Slate's bid failed to include the "Disclosure of Investments in Iran" form.
4. Slate's bid bond did not include a corporate seal as required.
5. Page 5 of Slate's bid form had no corporate seal as required.

These defects are material and non-waivable. Therefore, the contract for this Project should be awarded to Brahma Construction Corp. as it is the lowest responsible and responsive bidder.

In addition, Brahma would like to address CatCord Construction Company's bid protest letter as it relates to Brahma. First, the issues regarding "whiteout" are completely without merit. There is nothing that prevents a contractor from making corrections to its bid *prior to submission*.

Second, CatCord's claim with regard to Brahma's bid bond is also meritless. As you know, Brahma submitted its 10% bid bond as required. Brahma's bid bond is all the assurance Ramapo needs to ensure that Brahma will enter into the contract once it is properly awarded.


CatCord's bid protest, with respect to Brahma, does not allege any defects, material or otherwise, and it should be disregarded by Ramapo.

For all these reasons, Brahma should be awarded the contract for this Project as it is the lowest responsive and responsible bidder.

If you have any questions, please feel free to contact our office.

Thank you

Sincerely,


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