



January 23, 2026

Letter No. 328
BY-CRE-04518

Washington State Department of Transportation
I-405/SR 167 Program
18911 N Creek Pkwy S, Suite 150
Bothell, WA 98011

Attention: Evelyn Pao, P.E.
Project Director

Project: I-405/Brickyard to SR 527 – Improvement Project
Contract No.: 009727

Subject: Notice of Dispute – Protest 011, Revised PSE Power Routing to SR 522 Transit Hub and Stage 2 Temporary Power

Reference:

1. Skanska Letter No. 273, Design Related Delays & Impacts for SR522 Transit Hub Power Source Location, dated November 7, 2025
2. WSDOT SL No. 9727-203, Response to Skanska Letter No. 273, dated November 21, 2025
3. Skanska Letter No. 289, Notice of Protest – Issue 0230, dated December 5, 2025
4. WSDOT SL No. 9727-211, Response to Skanska Letter No. 289, dated December 8, 2025
5. Skanska Letter No. 300, Supplemental Notice of Protest 011, dated December 19, 2025
6. WSDOT SL No. 9727-238, Response to Skanska Letter No. 300, dated January 9, 2026

Dear Ms. Pao:

Skanska submits this letter as formal notice of dispute in accordance with Section 1-04.5(1) of the RFP, on behalf of AECOM. Please find AECOM's correspondence attached hereto.

Below is a brief timeline of events related to this matter:

- **09/11/2024** – PSE meeting notes indicate overhead line extension infeasible; underground route from North Creek Business Park identified
- **04/07/2025** – Concord RFI00420 submitted; WSDOT concurred NDC appropriate (05/14/2025)
- **11/07/2025** – Skanska submitted Letter No. 273, notifying WSDOT of design impacts
- **11/21/2025** – WSDOT issued SL No. 9727-203 denying merit
- **12/05/2025** – Skanska submitted Letter No. 289, Notice of Protest – Issue 0230
- **12/08/2025** – WSDOT issued SL No. 9727-211 setting supplemental deadline
- **12/19/2025** – Skanska submitted Letter No. 300, Supplemental Notice of Protest 011
- **01/09/2026** – WSDOT issued SL No. 9727-238 maintaining denial
- **01/22/2026** – AECOM issued Notice of Dispute requesting DRB referral

Given that the DRB is already established for this project, we believe that submitting the dispute for review by the Board is an appropriate means of resolving this matter. We look forward to working collaboratively through this process.

SKANSKA

Please let us know if any additional documentation or procedural steps are required to facilitate the DRB review.

Thank you for your attention to this matter.

Sincerely,



Patrick Prendergast, Vice President

Skanska USA Civil
18911 N Creek Parkway S, Suite 300
Bothell, WA 98011

Attachments:

AECOM Letter dated January 22, 2026 – RE: Notice of Dispute, Protest 011



AECOM Technical Services, Inc.
1111 Third Ave., Suite 1600
Seattle, WA 98101, USA
aecom.com

1/22/2026

Via E-mail

Patrick Prendergast
Contractor's Representative
Skanska USA Civil West California
District Inc.
18911 N Creek Pkwy, Suite 300
Bothell, WA 98011
Patrick.Prendergast@skanska.com

NOTICE OF DISPUTE

RE: Response to WSDOT SL No. 9727-239, and Notice of Dispute per RFP Section 1-04.5
I-405/Brickyard to SR 527 Improvement Project
Contract No: 009727

Dear Mr. Prendergast:

AECOM acknowledges receipt of WSDOT's correspondence (WSDOT SL No. 9727-238), dated January 9, 2026. In this letter, WSDOT determined that Protest No 011 pertaining to Skanska Letter No. 300 – Supplemental Notice of Protest 011 – Revised 522 Hub Power Routing is without merit. (See Skanska Letter No. 300, Supplemental Notice of Protest 011 - Revised 522 Hub Power Routing, dated December 19, 2025 and the attached AECOM letter dated December 19, 2025 - RE: Notice of Protest – Issue 0230 – Revised PSE Power Routing to Transit Hub.

As AECOM disagrees with this determination, we hereby request that Skanska submit this letter to WSDOT as a formal notice of dispute in accordance with Section 1-04.5 (1) of the RFP, on AECOM's behalf. Pursuant to Section 1-04.5 (1) of the RFP, AECOM will continue to pursue the dispute and intends to proceed with referring this matter in dispute to the Disputes Review Board (DRB or Board).

This letter is without prejudice to, and with a full reservation of, AECOM's rights, remedies, causes of action, and defenses under the Subcontract, at law, in equity, or otherwise. Nothing in this letter shall be interpreted as a modification or waiver, or an estoppel of AECOM's right to assert the same.

I appreciate your prompt attention to this matter. If you have any questions, please do not hesitate to contact me directly. **Please promptly provide this notice of dispute to WSDOT per the Design-Build Contract, by no later than January 23, 2026.**

Yours sincerely,

AECOM Technical Services, Inc.

A handwritten signature in black ink, appearing to read 'Jon Guerrero', with a stylized flourish at the end.

Jon Guerrero, PE

T: 206-579-0292

E: jon.guerrero@aecom.com

cc: Evan Grant (AECOM)
Jack Waldron (AECOM)
Richard Patterson (AECOM)