



April 1, 2025

Letter No. 165
BY-CRE-02318

Evelyn Pao, P.E., Project Director
Washington State Department of Transportation
18911 N Creek Pkwy S, Suite 150
Bothell, WA 98011

Reference: Contract No.: 9727
I-405, Brickyard to SR 527 Improvement Project

Subject: RE: RE: Vault NW12 – Notice of Protest 001

Dear Ms. Pao:

Skanska is in receipt of WSDOT letter SL No. 9727-088 in which WSDOT has claimed that As-built information provided in Appendix N1 could not be relied upon and hence our request for equitable adjustment due to the changes in the As-built conditions of Vault NW 12 is not a compensable event.

Skanska respectfully disagrees with WSDOT's assessment of merit.

Further, WSDOT has claimed that Vault NW12 did not accumulate enough sediment to require an action from WSDOT maintenance and Skanska needs to provide additional records for any claimed compensation for cleaning the vault.

Skanska is in the process of gathering the required information to support the costs incurred for cleaning the vault.

Skanska inspected and examined the Site and surrounding locations; and undertook other appropriate activities to sufficiently familiarize itself with surface and subsurface conditions discernible from the surface affecting the Project, to the extent necessary for submittal of a Proposal. Skanska has not failed to discover a patent ambiguity that would be discovered by a reasonably prudent design-build contractor in preparing its Proposal. The conditions encountered by Skanska could not have been anticipated at the time of Proposal and Skanska should not be held responsible for any cost increases resulting from information provided by WSDOT that could have been reasonably relied upon at the time of Proposal.

Skanska will provide the supplemental information required by the contract under §1-04.5 within 14 days of this notice of protest.



Thank you for your attention to this request. Do not hesitate to contact me with questions or comments.

Sincerely,

A handwritten signature in black ink, appearing to read "P. Prendergast".

Patrick Prendergast, Project Executive

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