



February 21, 2025

Patrick Prendergast, P.E.
Vice President
Skanska USA Civil
18911 North Creek Parkway, Suite 300
Bothell, WA 98011

WSDOT SL No. 9727-079

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

Subject: **RE: Vault NW12 – Potential Change (LTR No. 124)**

Mr. Prendergast:

WSDOT is in receipt of Skanska serial letter No. 124, Vault NW12 - Potential Change, dated February 13, 2025.

In reference to Skanska serial letter No. 124, Vault NW12 - Potential Change, regarding Skanska's field inspection of Vault NW12 and size increase relative to the contract documents, WSDOT does not find merit for an OIC to capture impacts related to this matter.

It is WSDOT's understanding that the contract documentation referenced in Skanska serial letter No. 124 is the as built from Appendix N1. Appendix A1 RFP Documents lists Appendix N1 as a "R", or Reference Document. The Contract Document provide instruction on use of Reference Documents:

- Section 1-01.3 of the General Provisions states, "**Reference Documents** – Reference Documents are for information purposes only and the Design-Builder shall rely upon Reference Documents at its own risk. These Reference Documents are designated as such by WSDOT in Appendix A1."
- Section 1-02.2 of the General Provisions states "Unless stated otherwise in the Contract, the Design-Builder is not entitled to rely on the Reference Documents. The Design-Builder understands and agrees that WSDOT shall not be responsible or liable in any respect for any loss, damage, cost, or expense whatsoever suffered by the Design-Builder or any Related Entity by reason of any use of any information contained in the Conceptual Design or Reference Documents or any action or forbearance in reliance thereon, except to the extent that the Contract Documents provide that the Design-Builder shall be entitled to an increase in the Contract Price, extension of Contract Time, or both with respect to such matter."

WSDOT and Skanska have continued to partner and WSDOT remains confident that we can continue our collaborative efforts towards a successful project.

If you have any questions, please contact me at (425) 495-1577.

Sincerely,

A handwritten signature in black ink, appearing to read "Evelyn Pao".

Evelyn Pao, P.E.
Project Director
EP:dh

cc: D. Case, D. Holmquist, J. Slavicek, S. Berriz, B. Kane, N. Bergeman, M. Chong, R. Gehrlein, E-File