

October 13, 2025

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

WSDOT SL No. 9727-179

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

Subject: **Juanita Creek Design Criteria**

Mr. Prendergast:

WSDOT is in receipt of Skanska SL 241 – Juanita Creek Design Criteria dated September 29, 2025, and Skanska SL 249 – Juanita Creek Design Criteria – Supplement Information to Notice of Protest dated October 10, 2025.

After reviewing the letters and their attachment, WSDOT noted that the package references moving forward with a Protest in accordance with RFP Chapter 1 General Provisions Section 1-04.5, *Procedure, Protest, and Dispute by the Design-Builder*. Therefore, WSDOT is treating this as a formal Notice of Protest.

WSDOT concurs with Skanska’s statement and approach in Skanska SL 241 that we all should continue the collaboration to reach an injunction compliant technical solution. However in Skanska SL 249, Skanska provided a package identified as the supplement information to notice of protest. WSDOT is treating this as the supplement to the written described in point 2b of the RFP Chapter 1 General Provisions Section 1-04.5, *Procedure, Protest, and Dispute by the Design-Builder*.

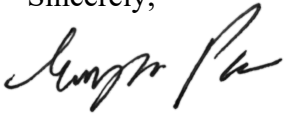
WSDOT will review the information and determine if the supplemental information is sufficient or not.

Following up the meeting held September 23, 2025 regarding the Juanita Creek Design Criteria, as of October 10, 2025, 17 Calendar Days later, the minutes have not been provided for review and comment. As a reminder, RFP Chapter 2 Technical Requirements 2.1.2.2.1, *All Meetings*, requires the “Design-Builder shall record minutes of each meeting and distribute copies to all attendees within 5 Calendar Days of the meeting for Review and Comment.”

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

Sincerely,

A handwritten signature in black ink, appearing to read "Evelyn Pao". The signature is fluid and cursive, with the first name "Evelyn" written in a larger, more prominent script than the last name "Pao".

Evelyn Pao, P.E.
Project Director

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