

California High-Speed Rail Authority

770 L Street, Suite 11 60,

Sacramento, CA 95814

Attention: Rebecca Harnagel, P.E. – Capital Contracts Procurement Manager

June 5, 2015

Re: Request for Proposals No. HSR 13-57; Dragados/Flatiron Acknowledgement of Organizational Change and Substitution of Procurement Materials

Attn: Ms. Rebecca Harnagel,

On December 13, 2013, Dragados/Flatiron/Shimmick Joint Venture (“Dragados/Flatiron/Shimmick”) submitted a statement of qualifications (“SOQ”) in response to Request for Qualifications No. HSR 13-57 dated as of October 9, 2013, as amended (the “RFQ”), issued by the California High Speed Rail Authority (the “Authority”). On October 30, 2014, Dragados/Flatiron/Shimmick submitted a proposal (“Proposal”) as the Proposer in response to Request for Proposals No. HSR 13-57 dated as of April 2, 2014, as amended (the “RFP”), issued by the Authority. Subsequently, Dragados/Flatiron/Shimmick delivered certain escrowed proposal documents (“Escrowed Proposal Documents”) to the Authority as required by the RFP.

On May 20, 2015, the Authority issued a letter to Dragados/Flatiron/Shimmick advising that the contract for CP 2-3 procurement (HSR 13-57) would be issued and Dragados/Flatiron/Shimmick would have until close of business May 28, 2015 to execute the contract. On May 28, 2015 the Authority provided a one-day extension to May 29, 2015. The final contract documents were issued by the Authority to Dragados/Flatiron/Shimmick on May 29, 2015 (the “Contract”).

By letter dated May 20, 2015, Dragados/Flatiron/Shimmick requested approval from the Authority for a change in organizational structure to allow Shimmick Construction Company, Inc. to withdraw from the Proposer. Following approval of the organizational change, the Proposer Team will be a joint venture consisting of Dragados USA, Inc. and Flatiron West, Inc. as the sole Equity Members (“Dragados/Flatiron”). Dragados/Flatiron hereby:

1. Acknowledges that with respect to the SOQ, Proposal, the Escrowed Proposal Documents and all other aspects of the CP 2-3 procurement, Dragados/Flatiron replaces Dragados/Flatiron/Shimmick as the “Proposer” in all instances.
2. Adopts the SOQ, Proposal and Escrowed Proposal Documents submitted by Dragados/Flatiron/Shimmick, as amended herein, in their entirety for all purposes, including but not limited to Proposal Form A (Transmittal Letter).
3. Certifies that, as amended herein, the SOQ, Proposal and Escrowed Proposal Documents are complete, true, correct and accurate.

4. Submits new Certification Nos. 1 and 3-14, as follows, which supersede and replace the certifications included in the original Proposal:

- Cert. 1: Proposer Debarment, Suspension, Ineligibility, and Voluntary Exclusion Certification
- Cert. 3: Non-Collusion Affidavit
- Cert. 4: Organizational Conflicts of Interest Affidavit
- Cert. 5: Equal Employment Opportunity Certification
- Cert. 6: Non-Discrimination Certification
- Cert. 7: Certification Regarding Lobbying
- Cert. 8: Drug Free Workplace Program Certification
- Cert. 9: Buy America Certifications
- Cert. 10: Iran Contracting Certification
- Cert. 11: Darfur Contracting Act Certification
- Cert. 12: Certification Regarding Miscellaneous State Requirements
- Cert. 13: Proposer's Overall Project Small Business Goal Commitment Affidavit
- Cert. 14: Escrowed Proposal Documents Certification

5. Certifies that, as amended herein, the Proposal and Escrowed Proposal Documents, are submitted without reservation, qualification, assumptions or conditions.

6. Authorizes the Authority to make any inquiries necessary to verify the information presented in this letter and attachments, and to obtain any financial information necessary to evaluate the Proposer change request.

7. Certifies that the Proposer change from Dragados/Flatiron/Shimmick Joint Venture to Dragados/Flatiron Joint Venture has been duly implemented and authorized in accordance with all applicable governing requirements and laws.

The undersigned affirms that the information provided herein is true and accurate and that any misrepresentations are made under penalty of perjury.

Dragados/Flatiron Joint Venture



Signature of Official Representative

ALEJANDRO CANGA BOTTEGHELE

Printed Name

ATTORNEY IN FACT.

Title

6/5/2015

Date