

**PROJECT STABILIZATION AGREEMENT  
PRIME CONTRACTOR LETTER OF ASSENT**

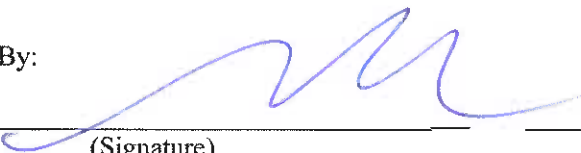
TO: **SAN DIEGO UNIFIED SCHOOL DISTRICT**, a California Public School District, acting by and through its Board of Education ("the District").

FROM: T.B. Penick & Sons, Inc.  
(Name of Contractor)  
15435 Innovation Drive, Suite 100  
(Address)  
San Diego, CA 92128  
(City, State, Zip Code)  
Ph (858) 558-1800 / Fx (858) 558-1881  
(Telephone/Fax)  
div3estimating@tbpenick.com  
(Email Address)

Greg Lee, Executive Vice President  
(Name(s) of Contractor's Authorized Executive(s))

This is to confirm that my Company agrees to be party to and bound by the San Diego Unified School District Project Stabilization Agreement – School Construction Major Rehabilitation Funded by Proposition S, effective July 28, 2009, as such Agreement may from time to time be amended by the negotiating parties or interpreted pursuant to its terms. Such obligation to be a party and bound by this Agreement shall extend to all work covered by the Agreement undertaken by this Company on the Project pursuant to **CZ-14-0417-57 - WHOLE SITE MODERNIZATION, NEW THEATRE BUILDING AND INTERIM HOUSING AT PATRICK HENRY HIGH SCHOOL**, and this Company shall require all of its subcontractors and others covered by the PSA of whatever tier to be similarly bound for all work within the scope of the Agreement by signing and furnishing to the District's Contract Compliance Office an identical Letter of Assent prior to their commencement of work.

Executed By:

 10/7/13  
(Signature) (Date)  
Greg Lee Executive Vice President  
(Typed or Printed Name) (Title)

SUBCONTRACTORS LIST

Bidder: T. B. PENICK & SONS, INC.

Address: 15435 INNOVATION DR #100 SAN DIEGO, CA 92128

Telephone: 858-558-1800 Fax: 858-558-1881

Bidder(s) Authorized Representative(s): GREG LEE, EXECUTIVE VICE PRESIDENT

PROJECT: WHOLE SITE MODERNIZATION, NEW THEATRE BUILDING AND INTERIM HOUSING AT PATRICK HENRY HIGH SCHOOL

TRADE/PORION OF THE WORK	SUBCONTRACTOR NAME AND LICENSE NUMBER	LICENSE CLASSIFI-CATION	SUBCONTRACTOR BUSINESS LOCATION	% OF CONTRACT VALUE	DVBE/ SBE?
<b>DIVISION 2</b>					
Site Demolition	CHATS EXCAVATING INC. 790422	C12	1944 54th ST. SAN DIEGO, CA 92105	.5%	
Building Demolition	THE HVAC EXCHANGE, INC. 712162	C21	5874 MADRA SAN DIEGO, CA 92120	.8%	
HazMat Abatement	THE HVAC EXCHANGE, INC. 712162	ASB C21	5874 MADRA SAN DIEGO, CA 92120	.8%	
MOVERS	WIK OFFICE SAN DIEGO DBA BKM OFFICE WORKS 987468	D34	9201 SPECTRUM Center BLVD #100 SAN DIEGO, CA. 92123	.44%	

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TRADE/PORION OF THE WORK	SUBCONTRACTOR NAME AND LICENSE NUMBER	LICENSE CLASSIFI-CATION	SUBCONTRACTOR BUSINESS LOCATION	% OF CONTRACT VALUE	DVBE/SBE?
<b>DIVISION 3</b>					
Site Concrete	TRITON STRUCTURAL CONCRETE, INC. 903428	C8 A, B.	15435 INNOVATION DR. #225 SAN DIEGO, CA 92128	1.49%	
Structural Concrete	TRITON STRUCTURAL CONCRETE, INC. 903428	C8 A, B	15435 INNOVATION DR #225 SAN DIEGO, CA 92128	2.67%	
<b>DIVISION 4</b>					
Masonry	J B MASONRY, INC. 423573	C29	PO BOX 20016 ELCAJON, CA 92021	3.27%	
<b>DIVISION 5</b>					
<del>Metal Ramps</del> 6L					

TRADE/PORION OF THE WORK	SUBCONTRACTOR NAME AND LICENSE NUMBER	LICENSE CLASSIFI-CATION	SUBCONTRACTOR BUSINESS LOCATION	% OF CONTRACT VALUE	DVBE/ SBE?
<del>Metal Walls</del> G.L.					
Structural Steel	MC MAHON STEEL COMPANY INC. 779638	C51	6795 Calle De Lina. SAN DIEGO, CA 92154	2.5%	
Metal Framing	PLATINUM CONSTRUCTION, INC. 870864	C-9 C-35	865 S EAST ST. ANAHEIM, CA 92805	1.5%	
Misc. Metals	MC MAHON STEEL COMPANY INC. 779638	C51	6795 Calle De Lina. SAN DIEGO, CA 92154	1%	
Rebar	QUALITY REINFORCING INC. 683317	C50	13275 GREGG ST. POWAY, CA 92064	1.1%	
<b>DIVISION 6</b>					
Rough Carpentry	GSF ENTERPRISES DBA GOLDEN STATE FRAMERS 720899	B	610 S JEFFERSON ST # L PLACENTIA, CA.	1.9%	

TRADE/PORTRION OF THE WORK	SUBCONTRACTOR NAME AND LICENSE NUMBER	LICENSE CLASSIFI-CATION	SUBCONTRACTOR BUSINESS LOCATION	% OF CONTRACT VALUE	DVBE/ SBE?
MILLWORK	PARS INDUSTRIES DBA WOODCRAFT COMPANY 940315	C-6	6700 GATEWAY PARK DR #4 SAN DIEGO, CA. 92154	.5%	
FINISH CARPENTRY	PARS INDUSTRIES DBA WOODCRAFT COMPANY 940315	C-6	6700 GATEWAY PARK DR #4 SAN DIEGO, CA 92154	.9%	
DIVISION 7					
Roofing	JP Witherow Roofing CO. 104525	C-39	10176 Riverford LAKESIDE, CA 92040	1.2%	
Insulation	SPRING VALLEY INSULATION CONTRACTORS 202032	C-2	3151 BANCROFT DR SPRING VALLEY, CA 91977	.3%	
<del>Moisture Protection</del>					
<del>Sheet METAL</del>	RB Sheet Metal Inc. 639711	C-43	1893 CAPRI AVE #6 MENTONE, CA 92359	3.4%	
DIVISION 8					
<del>Doors, Frames &amp; Hardware</del>					

TRADE/PORION OF THE WORK	SUBCONTRACTOR NAME AND LICENSE NUMBER	LICENSE CLASSIFI- CATION	SUBCONTRACTOR BUSINESS LOCATION	% OF CONTRACT VALUE	DVBE/ SBE?
Glazing	PACIFIC COAST GLAZING, INC 938152	C-17	1451 MORENA BLVD SAN DIEGO, CA 92110	2.4%	
<b>DIVISION 9</b>					
Gypsum Board Assemblies	PLATINUM CONSTRUCTION INC 870864	C-9 C-35	865 S EAST ST. ANAHEIM, CA 92805	.5%	
Plaster	PLATINUM CONSTRUCTION INC. 870864	C-9 C-35	865 S EAST ST ANAHEIM, CA 92805	1%	
CERAMIC WALL TILE	INLAND PACIFIC TILE, INC. 780298	C-54	1817 COMMERCENTER WEST SAN BERNARDINO, CA 92408	.2%	
<del>Ceramic Tile</del> 6L					
Flooring	A&A FLOORING DBA A&S FLOORING 801134	C-15	2461 FENTON ST. CHULA VISTA, CA. 91914	.4%	
Paint	TRIUMPH PAINTING 440957	C-33	3234 ORANGE ST RIVERSIDE, CA. 92501	1.4%	

TRADE/PORION OF THE WORK	SUBCONTRACTOR NAME AND LICENSE NUMBER	LICENSE CLASSIFI- CATION	SUBCONTRACTOR BUSINESS LOCATION	% OF CONTRACT VALUE	DVBE/ SBE?
Acoustical Tile Ceiling	CMS INTERIORS, INC. 871262	C-2	9373 ACTIVITY RD #D SAN DIEGO, CA 92126	1.2%	
<b>DIVISION 10</b>					
<del>Specialties</del> GL					
<b>DIVISION 11</b>					
Stage Equipment	PROTECH THEATRICAL SERVICES, INC. 633889	D-34	3431 N BRUCE ST NORTH LAS VEGAS NV. 89030	.9%	
<b>DIVISION 12</b>					
Fixed Audience Seating	THE ANSLIE COMPANY 454820	D-34	2247 VIA OESTE DR. FAIRBROOK, CA 92028	.5%	

TRADE/PORION OF THE WORK	SUBCONTRACTOR NAME AND LICENSE NUMBER	LICENSE CLASSIFICATION	SUBCONTRACTOR BUSINESS LOCATION	% OF CONTRACT VALUE	DVBE/SBE?
<b>DIVISION 22</b>					
Plumbing	RANBAR PLUMBING CONTRACTORS, INC 844070	A C-36	11643 Riverside DR #117 Lakeside, CA 92040	2.5%	
Site Plumbing	RANBAR PLUMBING CONTRACTORS, INC 844070	A C-36	11643 Riverside DR #117 Lakeside, CA 92040	1.8%	
<b>DIVISION 23</b>					
HVAC	ABLE HEATING & AIR INC. 466861	C-20 C-43	1020 COLORADO AVE CANA VISTA, CA 91911	13%	
<del>HVAC Controls</del>	<del>GL</del>				



TRADE/PORION OF THE WORK	SUBCONTRACTOR NAME AND LICENSE NUMBER	LICENSE CLASSIFICATION	SUBCONTRACTOR BUSINESS LOCATION	% OF CONTRACT VALUE	DVBE/SBE?
<b>DIVISION 26</b>					
Electrical	MORROW MEADOWS CORP 230813	C-10	231 BENTON COURT CITY OF INDUSTRY, CA 921789	17%	
<b>DIVISION 27</b>					
Low Voltage	SIMPLEX GRINNEL LP 968851	C-10 C-16	12728 SHOEMAKER AVE SANTA FE SPRINGS, CA 90670	3%	
Audio/Video Equipment	Southern California Sound Image INC 633296	C-7	2415 Auto Parkway Escondido, CA 92029	.6%	
<b>DIVISION 31</b>					
Earthwork	CATS EXCAVATING, INC 790422	C-12	1944 54th ST San Diego, CA 92105	.5%	

TRADE/PORION OF THE WORK	SUBCONTRACTOR NAME AND LICENSE NUMBER	LICENSE CLASSIFICATION	SUBCONTRACTOR BUSINESS LOCATION	% OF CONTRACT VALUE	DVBE/SBE?
Grading	CATS EXCAVATING, INC 790422	C-12	1944 54TH ST San Diego, CA 92105	.5%	
DIVISION 32					
Paving	RAP Engineering, INC. 880956	A	420 OLIVE AVE. Vista, CA. 92083	.7%	
LANDSCAPE	Kings INC 941614	A	8880 Garavonrough AVE San Diego, CA. 92129	1.2%	
CHAIN LINK FENCES.	AICORN FENCE CO DBA ATLAS FENCE CO 176374	C-13	PO BOX 1249 Sun Valley, CA 91353	.5%	
FIRE ALARM	Simplex Grinnel LP 968851	C-10 C-16	12728 Shoemaker Ave Santa Fe Springs, CA 90670	.3%	
CERAMIC FLOOR TILE	Continental Marble AND TILE CO 394	C-54	2460 ANSELMO DR CORONA, CA 92879	.2%	
STAGE LIGHTING	SAN DIEGO Stage AND LIGHTING SUPPLY INC. 822754	D-34	2203 VERSUS ST SAN DIEGO, CA. 92154	.9%	

**NOTE:** Under Public Contract Code section 4100 et. seq. known as the Subletting and Subcontracting Fair Practices Act, all subcontractors (defined under Public Contract Code section 4113 and Business & Professions Code section 7026) to the prime contractor performing work in excess of 0.5% of the bid must be listed. At time of bid, a listed subcontractor must be licensed with the California State Contractors License Board (CSLB).

**NOTE: LIST ALL DVBE SUBCONTRACTORS IN THE DVBE/SDVOB BIDDER DECLARATION DUE AT TIME OF BID AS WELL AS IN THIS SUBCONTRACTORS LIST.**

The Bidder shall designate/identify the listed subcontractors as DVBE's in the DVBE/SDVOB Bidder Declaration at **time of bid** and within twenty-four (24) hours after the opening Bid Proposals on the Subcontractor List under Public Contract Code section 4104(a)(2)(A). Failure of a Bidder to meet the 3% DVBE participation percentage requirement pursuant to Resolution In Support of Service Disabled Veterans Owned Businesses (SDVOB) and Disabled Veteran Business Enterprises (DVBE) approved on May 10, 2011 by Board of Education shall result in rejection of the Bidder's Bid Proposal for non-responsiveness. DVBE's need to have a current and valid certification from the State of California Department of General Services. SDVOB's need to have a current and valid verification letter from the Department of Veteran's Affairs Center for Veterans Enterprise; self-representation will not be accepted. DVBE and SDVOB eligibility is a one year period and must be renewed annually; eligibility must be current at time of bid and contract award. Failure of a Bidder to submit the designation/identification of subcontractors pursuant to the preceding may result in rejection of the Bidder's Bid Proposal for non-responsiveness. For purposes of the preceding, the following definitions shall apply:

**Small Business:** A business concern, independently owned and operated, not dominant in the field of operation and who's size determinations and annual receipts are in accordance with the U.S. Department of Commerce "*Standard Industrial Classification Manual*". Size determination is set by either (1) annual receipts or (2) number of employees. In size determinations where the standard is "annual receipts", size eligibility requires that the concern may not exceed the "annual receipts" in that standard. In size determinations where the standard is "number of employees", size eligibility requires that the concern may not exceed the number of employees in that standard. "Number of employees" means the average employment of the concern for the preceding completed 12 calendar month period. A concern is "not dominate in its field of operation" when it does not exercise a controlling or major influence on a national basis in a kind of business activity in which a number of business concerns are primarily engaged. The designation of small business shall include:

**"DVBE" Disabled Veteran Business Enterprise.** A business concern that is certified by the State of California Department of General Services Office of Small and Minority Business, 51% owned and operated by a disabled veteran.

**"SBE" Small Business Enterprise.** A small business concern independently owned and operated by a non-minority, qualifying in one of the above categories.

**Percentage of Contract value.** The Bidder shall stipulate what percentage of work a small business; a DVBE or a SBE will perform in relation to the total bid value.