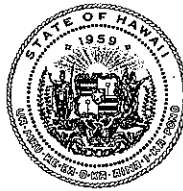


LINDA LINGLE
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STATE OF HAWAII
DEPARTMENT OF TRANSPORTATION
869 PUNCHBOWL STREET
HONOLULU, HAWAII 96813-5097

IN REPLY REFER TO:
CON 5.9960

April 14, 2009

VIA CERTIFIED MAIL AND FACSIMILE TRANSMISSION

Mr. Craig Briggs
Area Manager
Kiewit Pacific Co.
Hawaii Area Office
1001 Kamokila Boulevard, Suite 305
Kapolei, Hawaii 96707

Dear Mr. Briggs:

Re: Queen Kaahumanu Highway Widening Phase 2, Kealakehe Parkway to Keahole Airport Road, Federal Aid Project No. NH-019-1(38) ("Project")

We regret to inform you that Kiewit Pacific Co.'s proposal submitted for the subject project has been rejected as non-responsive.

The rejection is based on the failure of all proposals submitted to meet the requirements of the solicitation in a material respect. Our decision follows the Office of Administrative Hearings ("OAH"), Department of Commerce and Consumer Affairs, Hearings Officer's decision on April 3, 2009 (reference Hearing No. PCH 2009-1). In this decision, the OAH Hearings Officer found, among other things, that the technical provisions of the RFP state that: "[t]he construction phasing and traffic control around the work areas shall contain... (2)-11 feet wide travel lanes minimum; ten feet wide paved shoulder on both sides for pedestrians and bicyclists..." Based in part on this finding, the Hearings Officer concluded that Goodfellow Bros. Co.'s proposal failed to meet the requirements of the RFP in a material respect and, pursuant to section 3-122-97, Hawaii Administrative Rules, should be rejected. Based upon the Hearing Officer's reasoning, all proposals failed to meet the requirements of the RFP in a number of materials respects and must therefore be rejected.

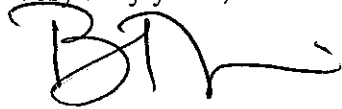
Mr. Craig Briggs
Kiewit Pacific Co
Page 2
April 14, 2009

CON 5.9960

Our intent is to advertise a new solicitation utilizing a competitive sealed proposal procurement process.

Thank you for submitting a proposal.

Very truly yours,

A handwritten signature in black ink, appearing to read 'BM', with a long horizontal flourish extending to the right.

BRENNON T. MORIOKA, Ph.D., P.E.
Director of Transportation