

RRAC CONTRACTORS, INC.

Plumbing – Mechanical Piping – HVAC – Sheetmetal Work

April 4, 2012

TO: Facility Planning Control

RE: LSU Medical School Air Handling Upgrade

Project: 01-107-09-01 part 13

Shreveport, La.

Attention: Mr. Jon Riley

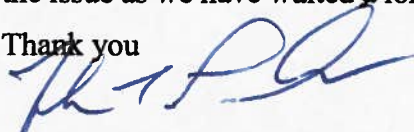
We have been requested to provide additional clarification concerning the use of the circuit breakers for the project that was installed into the existing motor controls center. The existing motor control panel is an ITT brand panel number 84-86586-05 that was made specific for the original building project at the time and therefore requires compatible breakers to fit the slots of the panel. The company of ITT was bought out by Siemens. This panel was installed in 1975 making it 36 years old and limiting the sources for these to Siemens or Eaton Industries products. I have been informed that the Siemens breakers are non domestic manufactured and the Eaton industries manufactures the components of the breaker in the US (see attached Eaton Industries document) and final assembly is in the Dominican Republic. Therefore there are no totally US made products that will fit into this panel.

Second, the breakers being a questioned in itself should fall within the DeMinimus cost. The total contract for this project now stands at \$1,046,371. therefore the total DeMinimus allowance cannot exceed 5% of that figure some \$52,318.50. The original invoice amount was purchased to cover the cost of several breakers was about \$7592.89 from Elliot. The 4 breakers were then returned in March as Mr. Murphy questioned his invoice amount and from the Elliot company and felt Elliot was overcharging for the breakers with what he had estimated the costs to be so he went to another vender Electric Supply Company and acquired the same breakers for about ½ of the Elliot billing cost \$3225.42. Invoice attached.

Mr. Murphy installed these breakers. This transaction happened after the final air handler was finished and therefore the credit for the 4 spare breakers occurred after the pay app 4 and 5 billing and was submitted. The new invoice from Electric Supply is attached showing the new purchase of the some breakers.

The total cost of the breakers were \$3225.42 that amount of the money should clearly be considered DiMinimus as well as that fact there are no known substitutes manufactured in the United States that would interface with the existing panel other than those listed. Finally the circuit breaker switch is a smaller component of the existing Motor Controls Center that includes about 50 each of hand off automatic switches, manual reset buttons, status pilot lights, disconnect switch levers, doors and covers, and internal power bus. The circuit breaker should be considered a minor switch component of the larger existing Motor Control Center. I believe there are several issues that should allow the exemption in this case. I hope this clears up the issue as we have waited a long time to get paid on this project.

Thank you



John Parks, Vice President

Attached: Invoice form ESCO or breakers

Letter from Eaton explaining the manufacturing of the brekers

3403 MARKS ST. SHREVEPORT, LOUISIANA 71103 ♦ PHONE 318-635-5269 ♦ FAX 318-635-9781



Electric Supply Co., Inc
 935 Texas Avenue, P.O. Box 1741
 Shreveport, Louisiana 71166
 318-222-0392 Fax 318-222-0747

INVOICE

Invoice Number: 081876

Invoice Date: MAR 21 2012

Bill To: 062450	
LIGHTS OUT ELECTRIC 3285 HARRIS RD MINDEN, LA	71055

Ship To: 062450	
LIGHTS OUT ELECTRIC 3285 HARRIS RD D.MURPHY, 422-5700 MINDEN, LA	71055

Purchase Order #	Shipping Method	Order Date	Ordered By
LSU HVAC	WILL CALL	FEB 16 2012	DAVID MURPHY

Instructions:	Page 1
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ORD	Ship	B/O	Product	Item Description	Unit	Price/Unit	Total
1	1		SO081876.001	*NAB HFD3060L NABCO CUTLER HAMMER #HFD3060L UPS BLUE LABEL !!	E	595.00	595.00
1	1		SO081876.002	*NAB HFD3100L NABCO CUTLER HAMMER HFD3100L UPS BLUE LABEL !!	E	890.00	890.00
1	1		SO081876.003	*NAB HFD3070L NAB NABCO CUTLERHAMMER HFD307L UPS BLUE LABEL !!	E	890.00	890.00
1	1		SO081876.004	*NAB HFD3050L NABCO CUTLER HAMMER HFD3050L	E	595.00	595.00

Inside Sales: 105
 Outside Sales: 900

Subtotal	\$2,970.00
Sales Tax	\$255.42
Total	\$3,225.42

IF PAID BY APR 10 2012 YOU MAY TAKE A DISC. OF \$44.56

WE APPRECIATE YOUR BUSINESS!!
 CUSTOMER

Date May 20, 2009
To Construction companies performing ARRA projects
Copy
From John Skibinski
OEM, System Integrator and Channel ARRA Partnership Manager
Subject Section 1605 of the American Recovery & Reinvestment Act (ARRA) –
Buy American Provisions

Section 1605 of the American Recovery & Reinvestment Act (ARRA) requires that all the iron, steel, and manufactured goods used in an ARRA project for the construction, alteration, maintenance, or repair of public building or public work must be produced in the United States. Pursuant to 74 Fed. Reg. 14623 (March 31, 2009) (FAR Interim Rule) and 74 Fed. Reg. 18449 (April 23, 2009) (OMB Interim Final Guidance), a manufactured good is considered a domestic construction material without regard to the source or origin of components as long as the construction material used in the project is manufactured in the United States. 74 Fed. Reg. at 14624 & 14626; 74 Fed. Reg. at 18452.

The following Eaton products are manufactured in the United States and meet the requirements of the ARRA as set forth in the regulations:

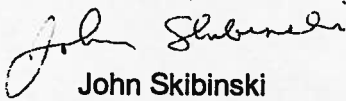
- **Switchgear (Medium and Low voltage)**
- **Panelboards**
- **Switchboards**
- **Integrated Facilities Switchboards**
- **Motor Control Centers**
- **Enclosed Control**
- **Busway (Medium and Low voltage)**
- **Safety Switches and electrical disconnects**
- **Enclosed Circuit breakers**
- **Network Protectors**
- **Metering**
- **Electro Centers**
- **Unit Substations**
- **Lighting control**
- **Residential load centers**
- **Automatic Transfer Switches**
- **Adjustable Frequency Drives (Medium voltage and low voltage)**
- **Paralleling Switchgear**

Special Note on Eaton's Dry-Type Transformers — Eaton's Distribution Dry-Type Transformers are made in Mexico and would comply with the ARRA for federal projects with a total value > \$8.817 M. On projects where Mexican-made materials are not allowed, Eaton can offer to furnish these transformers from a U.S. source in compliance with the ARRA.

For more information on particular Eaton products, please visit

**<http://www.eaton.com/EatonCom/ProductsServices/Recovery/index.htm> or call
1-888-ETN-1USA (1-888-386-1872).**

Best Regards,



John Skibinski

OEM, System Integrator and Channel ARRA Partnership Manager

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