


PH#9645 Doug Penman

Labor Commissioner, State of California Department of Industrial Relations Division of Labor Standards Enforcement 300 Oceangate Suite 850 Long Beach, CA 90802 (562) 628-2497 FAX: (562) 499-6439	Edmund G. Brown Jr., Governor 
PATCAT 1155 Corporate Center Dr Monterey Park, CA 91754 Ramon Lopez	
DATE: June 5, 2014	In Reply Refer to Case No: 40-38136-333

NOTICE OF COMPLAINT CLOSED

PROJECT NAME City of Long Beach Bridge Painting (PA-03112)	Project No. 0
Prime Contractor Abhe & Svoboda	
Subcontractor Diana Prince Construction Inc	

The complaint against the above-named contractor(s) is being closed for the following reason(s):

- Subject firm has satisfactorily paid all prevailing wages and/or penalties found due.
- The statute of limitations for the Labor Commissioner to prosecute California Public Work Law (Labor Code sections 1720 through 1861) has expired. Information for claimant please note: There are other legal claims which you may still pursue even though the statute of limitations has expired for the Labor Commissioner to enforce the public work provisions of the Labor Code. You may want to review the California Court of Appeals decision in the case of Tippet v Terich (1995), 37 Cal.App.4th 1517, 44Cal.Rptr.2d 862 and/or consult with an attorney to determine if you may pursue any of the legal actions discussed in the Tippet v Terich decision.
- There is insufficient evidence to confirm California Public Work Law was violated.
- Subject firm was not within the jurisdiction of California Public Work Law on this project.
- Other: There were no violation for non payment of Travel & Subsistence. Contractor provided evidence of room and board. Per the scope of work contractor must provide either room and board or pay or the subsistence allowance but not both. However an assessment has been issued on case # 44-38137 for non apprentices. That case has been paid in full and is pending clearance. This case is now closed.

STATE LABOR COMMISSIONER

By Roderick Smith
 Roderick Smith
 Management Services Technician

