



United States
General Accounting Office
Washington, D.C. 20548

Office of the General Counsel

B-230635

May 31, 1988

Sylvester L. Green, Director
Contract Standards Operations
U.S. Department of Labor
Room S3518
200 Constitution Avenue
Washington, D.C. 20210

Dear Mr. Green:

Subject: Dimarco Corporation - Prime Contractor
 d/b/a Metro Gateway Painting
 Company - Subcontractor
Contract No.: GS-06B-22110

and

Dimarco Corporation - Contractor
Contract No.: DMA700-82-C-0099

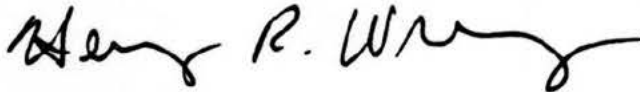
DOL File No.: MO-83-467

The Administrator, Employment Standards Administration,
United States Department of Labor, by a letter dated
March 3, 1988, submitted to us the above-referenced case
involving violations of the Davis-Bacon Act, 40 U.S.C.
§ 276a to 276a-5 (1982). She did not recommend debarment
under these contracts of either the Dimarco Corporation or
 d/b/a Metro Gateway Painting Company.

We agree that neither the Dimarco Corporation under either
contract, nor d/b/a Metro Gateway Painting
Company under contract number GS-06B-22110, should be
debarred. Our review of the record confirms that the
violations in this case were not substantial and did not
constitute a disregard of obligations to employees with
respect to the minimum wage provisions of the Davis-Bacon
Act.

The withheld funds, \$2,501.99, have not been received by our Office. When these funds are received, they will be disbursed to the wage claimants in accordance with established procedures.

Sincerely yours,



Henry R. Wray
Associate General Counsel

cc: Harold D. Westerhold, President
Dimarco Corporation
3995 Woodcrest Drive
Florissant, Missouri 63033

d/b/a Metro Gateway
Painting Company
6858 Plymouth
Universal City, Missouri 63130

Kenwyn A. Redding, Esquire
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Mr. Oliver W. Krueger
Associate Director/GGD - Claims Group