

GAO

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

Office of the General Counsel

B-229132

January 11, 1988

Mr. David L. Markferding, President
Alaskan Insulation, Inc.
2179 McKinley Avenue
Columbus, Ohio 43204

Dear Mr. Markferding:

Subject: David L. Markferding, Owner
Alaskan Insulation, Inc.
a/k/a Alaskan Insulation Company
a/k/a Alaskan Insulation and Coatings
a/k/a Alaskan Insulated Roofing Systems
Project No.: 419952-83-V-0141
Replace Post Office Roof
Wilkes Barre, Pennsylvania

Contract No.: GS-04-B-84014
New Membrane Roof
IRS Center
Covington, Kentucky

DOL File Nos.: PA-85-600 and KEN 85-343

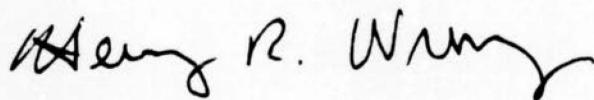
The Administrator, Employment Standards Administration, United States Department of Labor, by letter dated September 22, 1987, recommended to our Office that the names Alaskan Insulation, Inc., a/k/a Alaskan Insulation Company, a/k/a Alaskan Insulation and Coatings, a/k/a Alaskan Insulated Roofing Systems and David L. Markferding, individually and as owner, be placed on the ineligible bidders list for having committed violations of the Davis-Bacon Act, 40 U.S.C. §§ 276a to 276a-5 (1982), with respect to the above file numbered matters.

We concur with the Administrator's recommendation. The Davis-Bacon Act provides that the Comptroller General is to debar persons or firms whom he finds have disregarded their obligation to employees under the Act. 40 U.S.C. § 276a-2. Our review of the record confirms that there were substantial violations in this case which constitute a disregard of the obligation to employees with respect to the minimum wage provisions of the Davis-Bacon Act.

Accordingly, Alaskan Insulation, Inc., a/k/a Alaskan Insulation Company, a/k/a Alaskan Insulation Coatings, a/k/a Alaskan Insulated Roofing Systems and David L. Markferding, individually and as owner, will be included on a list of ineligible bidders to be distributed to all departments of the Government. Pursuant to statutory direction at 40 U.S.C. § 276a-2, no contract shall be awarded to them or to any firm, corporation, partnership, or association in which they, or any of them, have an interest until 3 years have elapsed from the date of publication of such list.

The unpaid back wages for violations in the amount \$37,600.04 will be disbursed in accordance with established procedures when received by our Claims Group.

Sincerely yours,



Henry R. Wray
Associate General Counsel

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

Group Director, Claims Group/GGD
(with Labor Department enclosures)