



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

Office of the General Counsel

B-224837

January 29, 1987

Michael Timpane, Esquire
Knecht, Haley, Lawrence, & Smith
Suite 1600
505 Sansome Street
San Francisco, California 94111

Dear Mr. Timpane:

This responds to your firm's letter dated April 23, 1986, addressed to Mr. Sylvester L. Green of the United States Department of Labor (DOL) and subsequent telephone conversations with members of your firm. On behalf of your client, the Reliance Insurance Company, you requested a hearing to contest the alleged violations of the Davis-Bacon Act, 40 U.S.C. §§ 276a to 276a-5 (1982), by H.T. Engineers and Contractors, Inc. (H.T. Engineers), under United States Department of Agriculture contract number 50-5721-3-21. Your client is the surety for H.T. Engineers in this matter.

For the reason stated in the enclosed letter of today's date to Mr. Green of DOL, we are remanding this matter to DOL. Pending DOL's consideration of the issue, we will not disburse the funds to the wage claimants. Also, in your firm's letter dated April 23, 1986, a copy of the September 19, 1985, notice letter to H.T. Engineers was requested. For your information, we have enclosed a copy of that letter.

Sincerely yours,

Henry R. Wray
Associate General Counsel

Enclosures

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