



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

Office of the General Counsel

B-222807

December 5, 1986

Miles R. Cooperman, Esquire  
15315 Magnolia Boulevard  
Suite 215  
Sherman Oaks, California 91403

Dear Mr. Cooperman:

Subject: Mantikas Construction  
San Pedro, California  
Contract No. DADA03-82-D-0037  
DOL File No. COL-85-311

This is in response to your letters dated October 21, 1986, and March 3, 1986, concerning your client, We regret that our Claims Group did not previously respond to your letter of March 3, 1986.

After receiving your letter of October 21, 1986, Mr. Joseph L. McCann, of my staff, contacted Ms. La Brenda L. Dean of our Claims Group. We were advised that the calculation and prorating of the amounts due the workers of Mantikas Construction were in process. Our Claims Group's initial calculation, based upon the Department of Labor's computation of the amount due each worker, shows that Mr. [redacted]'s prorated share of the \$60,726 which was recovered is \$2,797.78. From this amount, \$559.56 will be deducted for federal income tax withholding, and \$200.04 for FICA. In due course, a check will be issued by the Treasury Department to Mr. [redacted] for the net amount of \$2,038.18. We note that our Claims Group's initial calculation is subject to further internal review.

For your information, my decision to debar the partners of Mantikas Construction and its related business enterprises, Mantikas Construction, B-222807, October 3, 1983, was issued pursuant to a delegation of authority to me by the Comptroller General. See GAO Order 0140.53 (April 18, 1985) (copy enclosed). Thus, if Mr. [redacted] believes he is due wages in excess of \$2,797.78, his remedy is to file a lawsuit against the contractors involved under section 3(b) of the

Davis-Bacon Act, 42 U.S.C. § 276a-2(b) (1982). As a result of Mantikas Construction, B-222807, October 3, 1986, the persons and related business enterprises involved were debarred. See B-3368, October 27, 1986 (copy enclosed).

If you have any further questions concerning the payment process, you may contact Ms. La Brenda L. Dean, of our Claims Group, at (202) 275-3102.

Sincerely yours,



Henry R. Wray  
Associate General Counsel

Enclosure

cc: Group Director  
Claims Group, GGD  
(for insertion in file  
Z-2574178(3))