



UNITED STATES GENERAL ACCOUNTING OFFICE
WASHINGTON, D.C. 20548

OFFICE OF GENERAL COUNSEL

B-222105

July 3, 1986

Mr. John E. McNulty
President
McNulty Electric, Inc.
7070 South Lake Shore Road
Lexington, Michigan 48450

Dear Mr. McNulty:

Subject: McNulty Electric, Inc.
Contract Nos. GS-05BC-82688
and DACA45-84-C-0012
DOL File No. V/MICH-84-140/141

The Assistant Administrator, Employment Standards Administration, United States Department of Labor, by letter dated July 17, 1985, recommended to our Office that McNulty Electric, Inc., and John E. McNulty, individually and as President, be placed on the ineligible bidders list for violations of the Davis-Bacon Act, 40 U.S.C. §§ 276a to 276a-5 (1982), with respect to the above-referenced contracts.

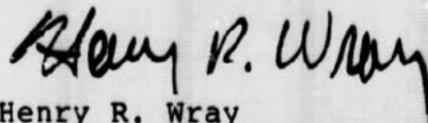
We concur with the Assistant Administrator's recommendation. The Davis-Bacon Act provides that the Comptroller General is to debar persons or firms whom he finds have disregarded their obligations to employees under the Act. 40 U.S.C. § 276a-2. Our review of the record confirms that there were substantial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

Accordingly, McNulty Electric, Inc., and John E. McNulty, individually and as President, will be included on a list 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

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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.

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 files Z2863499 and Z2863499(1)