



UNITED STATES GENERAL ACCOUNTING OFFICE

WASHINGTON, D.C. 20548

OFFICE OF GENERAL COUNSEL

B-223014

June 23, 1986

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

Dear Mr. Green:

Subject: X-CEL Constructors, Inc. - Prime Contractor
Fords, New Jersey
B&G Painting - Subcontractor
Contract No. DTCG26-83-C-00008
N62472-82-C-3731
DOL File No. NJ-84-505

By letter dated May 29, 1985, you submitted to us the above-referenced case involving violations of the Davis-Bacon Act, 40 U.S.C. §§ 276a to 276a-5 (1982). You indicate that the Department of Labor does not recommend debarment of X-CEL Constructors, Inc., and B&G Painting.

We agree that X-CEL Constructors, Inc., and B&G Painting should not be debarred. Our review of the record confirms that the violations in this case were not substantial and do not constitute a disregard of obligations to employees with respect to the minimum wage provisions of the Davis-Bacon Act.

The funds on deposit with our Claims Group, \$3,750.88, will be disbursed to the wage claimants in accordance with established procedures after our Claims Group obtains confirmation from your Office that this amount is properly for disbursement.

Sincerely yours,

A handwritten signature in black ink that reads "Henry R. Wray".

Henry R. Wray
Associate General Counsel