



UNITED STATES GENERAL ACCOUNTING OFFICE

WASHINGTON, D.C. 20548

RM-I Rirfingel

OFFICE OF GENERAL COUNSEL

B-221636

April 7, 1986

Sylvester L. Green, Director
Contracts Standards Operations
U.S. Department of Labor
Room S 3518
200 Constitution Avenue, N.W.
Washington, D.C. 20210

Subject: Dodds-Howard - Joint Venture - Prime Contractor
Denver, Colorado
Roberts Interiors - Subcontractor
Denver, Colorado
Green Acres Turf Farm - Subcontractor
Henderson, Colorado
Contract No. GS-08B-07999
Your File No. COL-77-693

Dear Mr. Green:

By letter dated April 5, 1982, you requested that we distribute funds to wage claimants, that were withheld from monies due these firms from contract payments for violations of the Davis-Bacon Act 40 U.S.C. §§ 276a to 276a-5 (1982). On the issue of possible debarment you concluded that the Department of Labor (DOL), does not consider further administrative action necessary.

Briefly, the facts are that the above-listed employers failed to pay the applicable prevailing wage rate. When advised of the violations, none of the firms agreed to pay back wages, thus, precipitating the withholding of wages from contract money due.

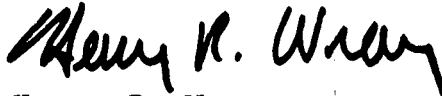
Debarment is not recommended by the contracting agency or DOL. The reason indicated was the fact that the violations occurred more than 5 years prior to completion of the investigation and transfer of wage payments here. We concur with your recommendation that further administrative action not be pursued.

129517 / 035017

B-221636

With regard to payments to the wage claimants involved, we have ordered the funds on deposit in our Office (\$7,862.22) be disbursed in accordance with established procedures.

Sincerely yours,



Henry R. Wray
Associate General Counsel

cc: Mr. Louis R. Dodds, President
L. R. Dodds construction, Inc.
635 Bryant Street
Denver, Colorado 80204

Mr. Jack E. Howard, President
Howard Electric Company
635 Bryant Street
Denver, Colorado 80204

Mr. T. Aigaki, President
Green Acres Turf Farm
12511 East 112th Avenue
Henderson, Colorado 80640

Ms. Sandra Roberts
d/b/a Roberts Interior
2247 Kearney Street
Denver, Colorado 80207