

Me tealf



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

Office of the General Counsel

B-230465

March 18, 1988

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

Dear Mr. Green:

Subject: National Door Service, Inc.

Contract No.: N62470-80-C-0513
Motorize Hangar Doors
Naval Air Station
Norfolk, Virginia

DOL File No.: VA-86-88

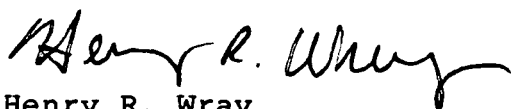
By letter dated January 22, 1988, the Administrator, Employment Standards Administration, submitted to us the above-referenced case involving violations of the Davis-Bacon Act, 40 U.S.C. §§ 276a to 276a-5 (1982), by National Door Service, Inc. The letter indicated that funds in the amount of \$10,419 withheld by the Department of the Navy under the contract were to be disbursed to an underpaid employee. We were advised further that since the violations appeared to have resulted from a legitimate misunderstanding as to the proper classification of employees, you did not initiate debarment action.

We agree that National Door Service, Inc. should not be debarred. Our review of the record confirms that the violations in the 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.

041651

The funds withheld by the Department of the Navy in the amount of \$10,419 were received by our Claims Group and disbursed to the underpaid employee in accordance with established procedures.

Sincerely yours,



Henry R. Wray
Associate General Counsel

cc: Mr. Neil Tranter
Vice President
National Door Service, Inc.
3501 Century Avenue
Baltimore, Maryland 21227

Group Director, Claims Group/GGD
with Claim File Z-2864973