APPENDIX E – FORMS

EXHIBIT 10-O1 Local Agency Proposer UDBE Commitment (Consultant Contracts)

NOTE: FORM	PLEASE REFER TO INS	STRUCTIONS (ON THE REVERSE SIDF	E OF THIS			
LOCAL AGENCY: LOCATION:							
PROJECT DESCI	RIPTION:						
PROPOSAL DAT	Е:						
PROPOSER'S NA	AME:						
		[1			
WORK ITEM NO.	DESCRIPTION OR SERVICES TO BE SUBCONTRACTED (or contracted if the proposer is a UDBE)	UDBE CERT NO. AND EXPIRATION DATE	NAME OF EACH UDBE (Must be certified at the time proposals are due - include UDBE address and phone number)	PERCENT PARTICIPATION OF EACH UDBE			
For Local A	Agency to Complete:						
Local Agency Pro	posal Number:		Total Claimed UDBE				
Federal-Aid Proje	ct Number:		Commitment	%			
Federal Share:							
Proposal Date:							
			Signature of Proposer				
	tifies that the UDBE certifications have been mplete and accurate/unless noted otherwise.	Date (Area Code) Tel. No.					
Print Name Local Agency Rep	Signature	Person to Contact (Please T	Sype or Print)				
(Area Code) Telep	phone Number:	Local Agency Proposer UDBE Commitment (Consultant Contracts) (Rev 6/27/09)					

Distribution: (1) Original - Local agency files

INSTRUCTIONS – LOCAL AGENCY PROPOSER UDBE COMMITMENT (CONSULTANT CONTRACTS)

ALL PROPOSERS:

of the contract.

PLEASE NOTE: It is the proposer's responsibility to verify that the UDBE(s) falls into one of the following groups in order to count towards the UDBE contract goal: 1) African Americans; 2) Asian- Pacific Americans; 3) Native Americans; 4) Women. This information must be submitted with your proposal. Failure to submit the required UDBE commitment will be grounds for finding the proposal nonresponsive.

A "UDBE" is a firm meeting the definition of a DBE as specified in 49 CFR and is one of the following groups: African Americans, Native Americans, Asian-Pacific Americans, or Women.

The form requires specific information regarding the consultant contract: Local Agency, Location, Project Description, Proposal Date, Proposer's Name, and Contract UDBE Goal.

The form has a column for the Work Item Number and Description or Services to be subcontracted to UDBEs (or performed if the proposer is a UDBE). The UDBE prime contractors shall indicate all work to be performed by UDBEs including work to be performed by its own forces, if a UDBE. The UDBE shall provide a certification number to the Consultant and notify the Consultant in writing with the date of decertification if their status should change during the course of the contract. Enter UDBE prime consultant and subconsultant certification numbers. The form has a

column for the Names of certified UDBEs to perform the work (must be certified on the date

proposals are due and include UDBE address and phone number). There is a column for the percent participation of each UDBE. Enter the Total Claimed UDBE Participation percentage of items of work submitted with proposal pursuant to the Special Provisions. (If 100% of item is not to be performed or furnished by the UDBE, describe exact portion of time to be performed or furnished by the UDBE.) See "Notice to Proposers Disadvantaged Business Enterprise Information," (Exhibit 10-I) to determine how to count the participation of UDBE firms. **Note**: If the proposer has not met the contract goal, the local agency must evaluate the proposer's good faith efforts to meet the goal in order to be considered for award

Exhibit 10-O1 must be signed and dated by the consultant submitting the proposal. Also list a phone number in the space provided and print the name of the person to contact.

For the Successful Proposer only, local agencies should complete the Proposal Number, Federal- aid Project Number, Federal Share, and Proposal Date fields and verify that all information is complete and accurate before filing.

EXHIBIT 10-O2 Local Agency Proposer DBE Information (Consultant Contracts)

NOTE: FORM	PLEASE REFER TO IN	STRUCTIONS O	N THE REVERSE SI	DE OF THIS
LOCAL AGENCY	·:	LOCATION:		
PROJECT DESCR	IPTION:			
TOTAL CONTRA	CT AMOUNT (\$):			
DDODOCED'S NA	ME	1		1
WORK ITEM NO.			NAME OF EACH DBE (Must be certified at the time proposals are due - include DBE address and phone number)	DOLLAR AMOUN T OF EACH DBE
For Local A	gency to Complete:			
Local Federal-Aid Federal Share: Contract Award:	Agency Contract Project	Number: Number:	Total Claimed DBE Participation	\$%
	ifies that the DBE certifications have beer mplete and accurate.	verified and all	Signature of Proposer	
			Signature of Proposer	
Print Name Local Agency Rep	Signature	Date	Date (Area	a Code) Tel. No.
(Area Code) Telep		Demonstra Constant (Disc	T Drigt)	
For Caltran	ns Review:		Person to Contact (Plea	se Type or Print)
Print Name Caltrans District I	Signature Local Assistance Engineer	Date	Local Agency Proposer DBE Inform (Rev 6/27	

Distribution: (1) Copy - Fax or scan a copy to the Caltrans District Local Assistance Engineer (DLAE) within 15 days after contract execution. Failure to send a copy to the DLAE within 15 days after contract execution may result in deobligation of funds for this project. (2) Original - Local agency files

INSTRUCTIONS - LOCAL AGENCY PROPOSER DBE INFORMATION (CONSULTANT CONTRACTS)

SUCCESSFUL PROPOSER:

The form requires specific information regarding the consultant or other contract: Local Agency, Location, Project Description, Total Contract Amount, Proposal Date, and successful Proposer's Name.

The form has a column for the Work Item Number and Description or Services to be Subcontracted to DBEs. The prime consultant shall indicate all work to be performed by DBEs including, if the prime consultant is a DBE, work performed by its own forces, if a DBE. The DBE shall provide a certification number to the prime consultant. Enter DBE prime consultant's and subconsultant's certification number. The form has a column for the Names of DBE certified contractors to perform the work (must be certified on or before the proposals are due and include DBE address and phone number).

Enter the Total Claimed DBE Participation dollar amount of items of work in the total DBE Dollar Amount column. (If 100% of item is not to be performed by the DBE, describe exact portion of time to be performed by the DBE.) See "Notice to Proposers Disadvantaged Business Enterprise Information," (Exhibit 10-I) to determine how to count the participation of DBE firms.

Exhibit 10-O2 must be signed and dated by the successful proposer at contract execution. Also list a phone number in the space provided and print the name of the person to contact.

Local agencies should complete the Contract Number, Federal-aid Project Number, Federal Share, and Contract Award fields and verify that all information is complete and accurate before signing and sending a copy of the form to the District Local Assistance Engineer within 15 days of contract execution. Failure to submit a completed and accurate form within the 15-day time period may result in the deobligation of funds on this project.

District DBE Coordinator should verify that all information is complete and accurate. Once the information has been verified, the **District Local Assistance Engineer** signs and dates the form.

Exhibit 10-Q Disclosure of Lobbying Activities								
DISCLOSURE OF LOBBYING ACTIVITIES COMPLETE THIS FORM TO DISCLOSE LOBBYING ACTIVITIES PURSUANT TO 31 U.S.C. 1352								
1. Type of Federal Action: 2. Status of I	Federal Action: 3. Report Type:							
 a. contract b. grant c. cooperative agreement d. loan e. loan guarantee f. loan insurance 								
4. Name and Address of Reporting Entity	5. If Reporting Entity in No. 4 is Subawardee,							
Prime Subawardee Tier, if known	Enter Name and Address of Prime:							
Congressional District, if known	Congressional District, if known							
6. Federal Department/Agency:	7. Federal Program Name/Description:							
	CFDA Number, if applicable							
8. Federal Action Number, if known:	9. Award Amount, if known:							
10. a. Name and Address of Lobby Entity (If individual, last name, first name, MI)	b. Individuals Performing Services (including address if different from No. 10a) (last name, first name, MI)							
(attach Continuation S	Sheet(s) if necessary)							
11. Amount of Payment (check all that apply) \$	 Type of Payment (check all that apply) a. retainer b. one-time fee c. commission d. contingent fee e deferred f. other, specify							
14. Brief Description of Services Performed or to be per officer(s), employee(s), or member(s) contacted, for	Payment Indicated in Item 11:							
	n Sheet(s) if necessary)							
15. Continuation Sheet(s) attached: Yes	No							
16. Information requested through this form is authorized by Title 31 U.S.C. Section 1352. This disclosure of lobbying reliance was placed by the tier above when his transaction was made or	Signature:							
entered into. This disclosure is required pursuant to 31 U.S.C. 1352. This information will be reported to Congress	Print Name:							
semiannually and will be available for public inspection. Any person who fails to file the required disclosure shall be subject	Title:							
to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.	Telephone No.: Date:							
	Authorized for Local Reproduction							
Federal Use Only:	Standard Form- LLL							

INSTRUCTIONS FOR COMPLETION OF SF-LLL, DISCLOSURE OF LOBBYING ACTIVITIES

This disclosure form shall be completed by the reporting entity, whether subawardee or prime federal recipient at the initiation or receipt of covered federal action or a material change to previous filing pursuant to title 31 U.S.C. Section 1352. The filing of a form is required for such payment or agreement to make payment to lobbying entity for influencing or attempting to influence an officer or employee of any agency, a Member of Congress an officer or employee of Congress or an employee of a Member of Congress in connection with a covered federal action. Attach a continuation sheet for additional information if the space on the form is inadequate. Complete all items that apply for both the initial filing and material change report. Refer to the implementing guidance published by the Office of Management and Budget for additional information.

- 1. Identify the type of covered federal action for which lobbying activity is and/or has been secured to influence, the outcome of a covered federal action.
- 2. Identify the status of the covered federal action.
- 3. Identify the appropriate classification of this report. If this is a follow-up report caused by a material change to the information previously reported, enter the year and quarter in which the change occurred. Enter the date of the last, previously submitted report by this reporting entity for this covered federal action.
- 4. Enter the full name, address, city, state and zip code of the reporting entity. Include Congressional District if known. Check the appropriate classification of the reporting entity that designates if it is or expects to be a prime or subaward recipient. Identify the tier of the subawardee, e.g., the first subawardee of the prime is the first tier. Subawards include but are not limited to subcontracts, subgrants and contract awards under grants.
- 5. If the organization filing the report in Item 4. checks "Subawardee" then enter the full name, address, city, State and zip code of the prime federal recipient. Include Congressional District, if known.
- 6. Enter the name of the federal agency making the award or loan commitment. Include at least one organization level below agency name, if known. For example, Department of Transportation, United States Coast Guard.
- 7. Enter the federal program name or description for the covered federal action (item 1). If known, enter the full Catalog of Federal Domestic Assistance (CFDA) number for grants, cooperative agreements, loans and loan commitments.
- 8. Enter the most appropriate federal identifying number available for the federal action identification in item 1 (e.g., Request for Proposal (RFP) number, Invitation for Bid (IFB) number, grant announcement number, the contract grant. or loan award number, the application/proposal control number assigned by the federal agency). Include prefixes, e.g., "RFP-DE-90-001."
- 9. For a covered federal action where there has been an award or loan commitment by the Federal agency, enter the federal amount of the award/loan commitments for the prime entity identified in item 4 or 5.
- 10. (a) Enter the full name, address, city, state and zip code of the lobbying entity engaged by the reporting entity identified in Item4. to influenced the covered federal action. (b) Enter the full names of the individual(s) performing services and include fulladdress if different from 10 (a). Enter Last Name, First Name and Middle Initial (MI).
- 11. Enter the amount of compensation paid or reasonably expected to be paid by the reporting entity (Item 4) to the lobbying entity (Item 10). Indicate whether the payment has been made (actual) or will be made (planned). Check all boxes that apply. If this is a material change report, enter the cumulative amount of payment made or planned to be made.
- 12. Check the appropriate box(es). Check all boxes that apply. If payment is made through an in-kind contribution, specify the nature and value of the in-kind payment.
- 13. Check the appropriate box(es). Check all boxes that apply. If other, specify nature.
- 14. Provide a specific and detailed description of the services that the lobbyist has performed or will be expected to perform and the date(s) of any services rendered. Include all preparatory and related activity not just time spent in actual contact with federal officials. Identify the federal officer(s) or employee(s) contacted or the officer(s) employee(s) or Member(s) of Congress that were contacted.
- 15. Check whether or not a continuation sheet(s) is attached.
- 16. The certifying official shall sign and date the form, print his/her name title and telephone number.

Public reporting burden for this collection of information is estimated to average 30-minutes per response, including time for reviewing instruction, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to the Office of Management and Budget, Paperwork Reduction Project (0348-0046), Washington, D.C. 20503. SF-LLL-Instructions Rev. 06-04-90«ENDIF»

EXHIBIT 15-H UDBE INFORMATION — GOOD FAITH EFFORTS

UDBE INFORMATION - GOOD FAITH EFFORTS

Federal-aid Project No. _____ Bid Opening Date _____

 The ______(City/County of)
 established an Underutilized Disadvantaged Business Enterprise

 (UDBE) goal
 ______% for this project. The information provided herein shows that a good faith effort of made.

 was

Lowest, second lowest and third lowest bidders shall submit the following information to document adequate good faith efforts. Bidders should submit the following information even if the "Local Agency Bidder UDBE Commitment" form indicates that the bidder has met the UDBE goal. This will protect the bidder's eligibility for award of the contract if the administering agency determines that the bidder failed to meet the goal for various reasons, e.g., a UDBE firm was not certified at bid opening, or the bidder made a mathematical error.

Submittal of only the "Local Agency Bidder UDBE Commitment" form may not provide sufficient documentation to demonstrate that adequate good faith efforts were made.

The following items are listed in the Section entitled "Submission of UDBE Commitment" of the Special Provisions:

A. The names and dates of each publication in which a request for UDBE participation for this project was placed by the bidder (please attach copies of advertisements or proofs of publication):

Publications	Dates of Advertisement

B. The names and dates of written notices sent to certified UDBEs soliciting bids for this project and the dates and methods used for following up initial solicitations to determine with certainty whether the UDBEs were interested (please attach copies of solicitations, telephone records, fax confirmations, etc.):

Names of UDBEs Solicited	Date of Initial Solicitation	Follow Up Methods and Dates

C. The items of work which the bidder made available to UDBE firms including, where appropriate, any breaking down of the contract work items (including those items normally performed by the bidder with its own forces) into economically feasible units to facilitate UDBE participation. It is the bidder's responsibility to demonstrate that sufficient work to facilitate UDBE participation was made available to UDBE firms.

Items of Work	Bidder Normally Performs Item	Breakdown of Items	Amount (\$)	Percentage Of
	(Y/N)			Contract

D. The names, addresses and phone numbers of rejected UDBE firms, the reasons for the bidder's rejection of the UDBEs, the firms selected for that work (please attach copies of quotes from the firms involved), and the price difference for each UDBE if the selected firm is not a UDBE:

Names, addresses and phone numbers of rejected UDBEs and the reasons for the bidder's rejection of the UDBEs:

Names, addresses and phone numbers of firms selected for the work above:

E. Efforts made to assist interested UDBEs in obtaining bonding, lines of credit or insurance, and any technical assistance or information related to the plans, specifications and requirements for the work which was provided to UDBEs:

F. Efforts made to assist interested UDBEs in obtaining necessary equipment, supplies, materials or related assistance or services, excluding supplies and equipment the UDBE subcontractor purchases or leases from the prime contractor or its affiliate:

G. The names of agencies, organizations or groups contacted to provide assistance in contacting, recruiting and using UDBE firms (please attach copies of requests to agencies and any responses received, i.e., lists, Internet page download, etc.):

Name of Agency/Organization	Method/Date of Contact	Results
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H. Any additional data to support a demonstration of good faith efforts (use additional sheets if necessary):

NOTE: USE ADDITIONAL SHEETS OF PAPER IF NECESSARY.

EXHIBIT 17-E

STATE OF CALIFORNIA - DEPARTMENT OF TRANSPORTATION FINAL REPORT-UTILIZATION OF DISADVANTAGED BUSINESS ENTERPRISES (DBE), FIRST-TIER SUBCONTRACTORS

ADA Notice

For individuals with sensory disabilities, this document is available in alternate formats. For information call (916) 654-6410 or TDD (916) 654-3880 or write Records and Forms Management, 1120 N Street, MS-89, Sacramento, CA 95814

CEM-2402F (REV 02/2008)

CONTR	RACT NUMBER	POST MILES FEDERAL AID PROJECT NO. ADMINIST				ADMINISTERING AGENCY CONTRA		CONTRACT	ACT COMPLETION DATE				
PRIME CONTRACTOR		BUSINESS ADDRESS					ESTIMATED CONTRACT AMOUNT \$						
	DESCRIPTION OF			DBE CERT.		CC	NTRACT F	PAYMENTS					
ITE M NO.	WORK PERFORMED AND MATERIAL PROVIDED		COMPANY NAME AND BUSINESS ADDRESS		NON-DBE	DBE	BA UDBE	APA UDBE	NA UDBE	W UDBE	DATE WO COMPLE		DATE OF FINAL PAYMENT
					\$	\$	\$	\$	\$	\$			
					\$	\$	\$	\$	\$	\$			
					\$	\$	\$	\$	\$	\$			
					\$	\$	\$	\$	\$	\$			
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					\$	\$	\$	\$	\$	\$			
ORIGI	AL COMMITMENT				Ŷ	Ŷ	Ŷ	•	+	÷	BABlack Ame	rican	
\$				TOTAL	\$	\$	\$	\$	\$ \$ APAAsian-Pacific Islander			~ *	
φ	UDBE			TOTAL	Φ	φ	φ	Φ	φ	φ	NANative Am		ei
	0001										W-Woman	onoun	
List all	First-Tier Subcontractors, Disadv	antaged Busine	ess Enterprises (DBEs) and u	underutilized DBE	s (UDBEs) regardl	ess of tier, whet	her or not the	e firms were originally l	isted for goal crea	dit. If actual U		item	
	was different than that approved							<u> </u>	J. J.				
			10	ERTIFY THAT 1	THE ABOVE IN	FORMATION	IS COMPLI	ETE AND CORREC	Г				
CONTF SIGNA	ACTOR REPRESENTATIVI	E'S		BUSINESS PHONE				DNE NUMBER DATE					
			TO THE BEST OF M					TION IS COMPLET		ст			
TO THE BEST OF MY INFORMATION AND BELIEF, THE ABOVE INFORMATION IS CO RESIDENT ENGINEER'S SIGNATURE BUSINESS						BUSINESS PHONE				DATE			
Copy Dis	stribution-Caltrans contracts:		Original - District Cons	truction	Copy-	Business Enterpris	se Program	Сору-	Contractor	Сор	v Resident Engineer		
Copy Di	stribution-Local Agency contracts:	l Assistance Enginee ort of Expenditure	er Copy-	District Local Ass	istance Engine	eer Copy-	Local Agency file						

EXHIBIT 17-F

FINAL REPORT – UTILIZATION OF DISADVANTAGED BUSINESS ENTERPRISES (DBE), FIRST-TIER SUBCONTRACTORS CEM 2402(F) (Rev. 02/2008)

The form requires specific information regarding the construction project: Contract Number, County, Route, Post Miles, Federal-aid Project No., the Administering Agency, the Contract Completion Date and the Estimated Contract Amount. It requires the prime contractor name and business address. The focus of the form is to describe who did what by contract item number and descriptions, asking for specific dollar values of item work completed broken down by subcontractors who performed the work both DBE and non-DBE work forces. DBE prime contractors are required to show the date of work performed by their own forces along with the corresponding dollar value of work.

The form has a column to enter the Contract Item No. (or Item No's) and description of work performed or materials provided, as well as a column for the subcontractor name and business address. For those firms who are DBE, there is a column to enter their DBE Certification Number. The DBE should provide their certification number to the contractor and notify the contractor in writing with the date of the decertification if their status should change during the course of the project.

The form has six columns for the dollar value to be entered for the item work performed by the subcontractor.

The Non-DBE column is used to enter the dollar value of work performed for firms who are not certified DBE.

The decision of which column to be used for entering the DBE dollar value is based on what program(s) status the firm is certified. This program status is determined by the California Unified Certification Program by ethnicity, gender, ownership, and control issues at time of certification. To confirm the certification status and program status, access the Department of Transportation Civil Rights web site at: <u>http://www.dot.ca.gov/hq/bep</u> or by calling (916) 324-1700 or the toll free number at (888) 810-6346.

DBE Program Status	lumn to be used
If program status shows DBE only with no other programs listed	DBE
If program status shows DBE, Black American	BA UDBE
If program status shows DBE, Asian-Pacific Islander	APA UDBE
If program status shows DBE, Native American	NA UDBE
If program status shows DBE, Woman	W UDBE

Based on this DBE Program status, the following table depicts which column to be used:

If a contractor performing work as a DBE on the project becomes decertified and still performs work after their decertification date, enter the total dollar value performed by this contractor under the appropriate DBE identification column.

If a contractor performing work as a non-DBE on the project becomes certified as a DBE, enter the dollar value of all work performed after certification as a DBE under the appropriate identification column.

EXHIBIT 17-O

STATE OF CALIFORNIA – DEPARTMENT OF TRANSPORTATION DISADVANTAGED BUSINESS ENTERPRISES (DBE) CERTIFICATION STATUS CHANGE

CP-CEM-2403(F) (New. 10/99)

ONTACT NUMBER	COUNTY ROUTE POST MILES ADMINISTERING AGENCY		CONTRACT COMPETI	ON DATE			
RIME CONTRACTOR			BUSINESS ADDR	ESS	ESTIMATED CONTRACT AMOUNT		
rime Contractor: List all DI redit. Attach DBE certificati	BEs with changes in certifi ion/Decertification letter in	cation status (certi accordance with i	fied/decertified) while in the Special Provisions	your employ, whether or not	firms were originally listed for	good	
CONTRACT ITEM NO.	SUBCON	TRACT NAME A NESS ADDRESS	-	BUSINESS PHONE	CERTIFICATION NUM	AMOUNT PAID WHIL CERTIFIED	E CERTIFICATION E DECERTIFICATION DATE Letter attached
						\$	
						\$	
						\$	
						\$	
						\$	
						\$	
						\$	
						\$	
						\$	
Comments:							
		I CER	TIFY THAT THE ABO	VE INFORMATION IS CO	MPLETE AND CORRECT		
CONTRACTOR REPRI	ESENTATIVE SIGNATUF		TITLE			NESS PHONE NUMBER	DATE
		TO THE BEST (OF MY KNOWLEDGE,	THE ABOVE INFORMAT	ION IS COMPLETE AND CO		
RESIDENT ENGINEE	ξ.				BUSIN	NESS PHONE NUMBER DA	ATE

Distribution Original copy -DLAE

Copy -1) Business Enterprise Program 2) Prime Contactor 3) Local Agency 4) Resident Engineer

EXHIBIT 17-O

Form CP-CEM 2403(F) (New 10/99) DISADVANTAGED BUSINESS ENTERPRISES (DBE) CHANGE IN CERTIFICATION STATUS REPORT

The top of the form requires specific information regarding the construction project: Contract Number, County, Route, Post Miles, the Administering Agency, the Contract Completion Date, and the Estimated Contract Amount. It requires the Prime Contractor's name and Business Address. The focus of the form is to substantiate and verify the actual DBE dollar amount paid to contractors on federally funded projects that had a changed in Certification status during the course of the completion of the contract. The two situations that are being addressed by CP-CEM 2403(F) are, if a firm certified as a DBE and doing work on the contract during the course of the project becomes Decertified, and if a non-DBE firm doing work on the contract during the course of the project becomes Certified as a DBE.

The form has a column to enter the Contract Item No (or Item Nos.) as well as a column for the Subcontractor's

Name, Business Address, Business Phone, and contractor's Certification Number.

The column entitled Amount Paid While Certified will be used to enter the actual dollar value of the work performed by those contractors who meet the conditions as outlined above during the time period they are Certified as a DBE. This column on the CP-CEM-2403(F) should only reflect the dollar value of work performed while the firm was Certified as a DBE.

The column called Certification/Decertification Date (Letter attached) will reflect either the date of the Decertification Letter sent out by the Civil Rights Program or the date of the Certification Certificate mailed out by the Civil Rights Program. There is a box to check that support documentation is attached to the CP-CEM-2403 (F) form.

There is a Comments section for any additional information that may need to be provided regarding any of the above transactions.

The CEM-2403(F) has an area at the bottom where the Contractor and the Resident Engineer sign and date that the information provided is complete and correct.

There is a Comments section for any additional information that may need to be provided regarding any of the above transactions.

The CEM-2403(F) has an area at the bottom where the Contractor and the Resident Engineer sign and date that the information provided is complete and correct.