



**U.S. Department of
Transportation**
Office of the Secretary
Of Transportation

1200 New Jersey Ave., S.E.
Washington, DC 20590

February 9, 2009

MEMORANDUM TO: Mary Kay Langan-Feirson
Deputy Assistant General Counsel

Omer Poirier, Criminal Attorney
Office of the Inspector General

FROM: Joanie F. Newhart, CPCM *Joanie F. Newhart*
Senior Procurement Executive

SUBJECT: Suspension and Debarment Annual Report
Calendar Year 2008

Section 6.a. (6) of U.S. Department of Transportation (DOT) Order 4200.5D, Governmentwide Debarment, Suspension, and Ineligibility requires that the DOT Operating Administrations (OA) and Secretarial Offices prepare an Annual Report, as follows:

Prepare an annual submission to the Office of the Senior Procurement Executive (OSPE) detailing all cases in which debarment or suspension actions were considered, initiated or completed and the status or outcome of each case. The submission shall include cases in which information was received pursuant to paragraph 6.a. (1) (or any other source), even if ultimately no action was initiated. If no action was initiated, the OA or Secretarial Office must include an explanation regarding why no action was initiated. The report shall cover the preceding calendar year and is due on February 1 of each year. OSPE is responsible for forwarding the report to the General Counsel (GC) and the Inspector General (IG).

Attached is an analysis of the Department's Suspension and Debarment actions for Calendar Year 2008. Out of the 11 Operating Administrations, only 2, the Federal Highway Administration (FHWA) and the Federal Transit Administration (FTA), reported Suspension and Debarment actions for 2008. FHWA had 3 suspensions and 7 debarments. FTA had 4 suspensions and 1 debarment. Attached is a more detailed analysis of the FHWA's and FTA's Suspension and Debarment actions for 2008. The data is summarized for your convenience into the following reports:

- Department-wide actions (FHWA, FTA) for 2008;
- FTA, FHWA S&D actions for 2008;

- Department-wide - Summary of cases referred (FHWA, FTA);
- Open cases - Suspensions (FHWA, FTA);
- Open cases - Debarments (FHWA);
- Closed cases - Debarments (FHWA, FTA).

Should you want to see supporting data please refer to the DOT Share Point link at <http://dotshare.dot.gov/sites/DOTSuspensionDebarment>. In accordance with earlier agreements between the IG, GC and OSPE, we will continue to collaborate with you to refine this report to ensure that it is meeting departmental needs. For questions or guidance concerning the Annual Report, please contact Ellen Shields, at 202-366-4268.

Attachment

**Suspension and Debarment
2008 Report**

**Summary
(FHWA, FTA)**

Agency	OIG Referrals	Other Referrals	Total Referrals	Total Suspensions	Total Debarments	Total Open Cases-Suspensions	Total Open Cases-Debarments	Total Closed Cases-Suspensions	Total Closed Cases-Debarments
FHWA	4	6	10	3	7	3	3	0	4
FTA	5	0	5	4	1	4	0	0	1
Totals	9	6	15	7	8	7	3	0	5

No other OA's reported any actions for 2008.

Suspension and Debarment
2008 Report

Federal Transit Administration
(FTA)

OIG Referrals	Referral- Based on Other Information	Total Referrals	Total Suspensions	Total Debarments	Parties Involved	Date Referral/Other Information Received	Suspension/D ebarment Action Date	Date Decision to Initiate Action or Not was Made	Date Suspension/D ebarment Final Decision	Suspension/D ebarment Term Date	Current Status
X			X		Michael J. Armitage/Electrator, LLC	7/7/2008	9/8/2008				Open
X			X		Mr. Francis Flaherty	9/29/2008	10/20/2008				Open
X			X		Mr. Christopher Peatridge	9/29/2008	10/20/2008				Open
X			X		Mr. Michael O'Toole	9/29/2008	10/20/2008				Open
X				X	United States Rebar, Inc.	12/13/2007	2/11/2008				Closed
5	0	5	4	1							
Totals											

**Suspension and Debarment
2008 Report**

**Federal Highway Administration
(FHWA)**

OIG Referrals	Referral- Based on Other Information	Total Referrals	Total Suspensions	Total Debarments	Parties Involved	Date Referral/Other Information Received	Suspension/ Debarment Action Date	Date Decision to Initiate Action or Not was Made	Date Suspension/ Debarment Final Decision	Suspension/ Debarment Term Date	Current Status
X				X	Michael Loguidice Dorothy Loguidice Heckert Construction Company, Inc., Roger Heckert, Charles Heckert, Michael Lehman, Dietra Cowan	6/16/2008					Open
X				X	Dennis F. Campbell, Schuykill Products, Inc., CDS Engineers, Inc., Marikina Construction Corporation, Marikina Engineers and Construction Corporation	1/23/2008	12/2/2008	4/3/2008	12/2/2008		Open
X			X		George R. Smith, Jr., Statewide Hi-Way Safety, Inc.	2/21/2008		3/4/2008	12/2/2008		Open
X			X		Ross Brothers & Company, Inc., Ross Brothers Construction, Pacific West Coast Trucking, Ross Crane & Rigging, Steve M. Ross, Greg Ross, Jeff Howell, Gordon Sawser	12/15/2005	3/4/2008	12/20/2007	3/4/2008		Open
	X				Thiem Van Phan	2/7/2008	7/7/2008	5/21/2008	7/7/2008		Open
	X			X	Nabih E. Bedewi, Paul G. Bedewi, New Generation Motors Corp. EBI, Inc., Intl Transportation Safety Corp.	5/22/2008					Open
	X			X	Edgar Trey Simmons	6/30/2005	6/6/2008	6/30/2005	6/6/2008	11/1/2010	Closed
	X			X	Houston Lytch, Jr.	3/19/2007	2/4/2008	3/19/2007	2/4/2008	7/27/2008	Closed
	X			X	Ryan Mueller	3/19/2007	2/4/2008	3/19/2007	2/4/2008	7/27/2008	Closed
4	6	10	3	7							
Totals											

Suspension and Debarment
2008 Report

Department Wide
Summary Cases Referred

OA	Type	How was Case Referred	Parties Involved
OA	Debarment	Referred by OIG	Michael Loguidice, Dorothy Loguidice
	Debarment	Referred by OIG	Heckert Construction Company, Inc., Roger Heckert, Charles Heckert, Michael Lehman, Dietra Cowan
	Total 2		
	Debarment	Based on other information (e.g., civil, criminal complaints)	Thiem Van Phan
	Debarment	Based on other information (e.g., civil, criminal complaints)	Nabih E. Bedewi, Paul G. Bedewi, New Generation Motors Corp, EBI, Inc., Intl Transportation Safety Corp.
	Debarment	Based on other information (e.g., civil, criminal complaints)	Edgar Trey Simmons
	Debarment	Based on other information (e.g., civil, criminal complaints)	Houston Lytch, Jr.
	Total 5		Ryan Mueller
	Suspension	Referred by OIG	Dennis F. Campbell, Schuykill Products, Inc., CDS Engineers, Inc., Marikina Construction Corporation, Marikina Engineers and Construction Corporation
	Suspension	Referred by OIG	George R. Smith, Jr., Statewide HI-Way Safety, Inc.
Total 2			
Suspension	Based on other information (e.g., civil, criminal complaints)	Ross Brothers & Company, Inc., Ross Brothers Construction, Pacific West Coast Trucking, Ross Crane & Rigging, Steve M. Ross, Greg Ross, Jeff Howell, Gordon Sawser	
Total 1			
FTA	Debarment	Referred by OIG	United States Rebar, Inc.
	Total 1		
	Suspension	Referred by OIG	Michael J. Armitage/Electrator, LLC
	Suspension	Referred by OIG	Mr. Francis Flaherty
	Suspension	Referred by OIG	Mr. Christopher Peatridge
Total 4		Mr. Michael O'Toole	
Total Referrals - DOT	15		

**Suspension and Debarment
2008 Report**

**Open Cases-Suspensions
(FHWA, FTA)**

OA	Parties Involved	Date Referral and/or Other Info. Was Received	Suspension/Debarment Action Date	Date Decision to Initiate Action or Not was Made	Date Suspension/Debarment Final Decision
FHWA	Dennis F. Campbell, Schuykill Products, Inc., CDS Engineers, Inc., Marikina Construction Corporation, Marikina Engineers and Construction Corporation	2/21/2008	12/2/2008	3/4/2008	12/2/2008
	George R. Smith, Jr., Statewide Hi-Way Safety, Inc.	12/15/2005	3/4/2008	12/20/2007	3/4/2008
	Ross Brothers & Company, Inc., Ross Brothers Construction, Pacific West Coast Trucking, Ross Crane & Rigging, Steve M. Ross, Greg Ross, Jeff Howell, Gordon Sawser	2/7/2008	7/7/2008	5/21/2008	7/7/2008
	Total	3			
FTA	Michael J. Armitage / Electrator, LLC	7/7/2008	9/8/2008		
	Mr. Christopher Peatridge	9/29/2008	10/20/2008		
	Mr. Francis Flaherty	9/29/2008	10/20/2008		
	Mr. Michael O'Toole	9/29/2008	10/20/2008		
Total	4				
Total	7				

**Suspension and Debarment
2008 Report**

**FHWA
Open Cases-Debarments**

Parties Involved	Date Referral and/or Other Info. Was Received	Suspension/Debarment Action Date	Date Decision to Initiate Action or Not was Made	Date Suspension/Debarment Final Decision	Suspension/Debarment Term Date
Michael Loguidice Dorothy Loguidice Heckert Construction Company, Inc., Roger Heckert, Charles Heckert, Michael Lehman, Dietra Cowan	6/16/2008				
Thiem Van Phan	1/23/2008		4/3/2008*		
	5/22/2008				
Total	3				

*As of 1/8/2009 case still remains open for debarment.