



STATE OF NORTH CAROLINA
DEPARTMENT OF TRANSPORTATION

ROY COOPER
GOVERNOR

JAMES H. TROGDON, III
SECRETARY

March 13, 2017

Project: 45454.3.P3S1
Contract No.: C203406
County: Mecklenburg and Iredell
Route: I 77 and I 277
Description: Public Private Partnership for I 77 HOT Lane

Subject: **Failure to Comply with Lane Closure Restrictions**

VIA EMAIL ONLY

I-77 Mobility Partners
6135 Lakeview Rd, Suite 250
Charlotte NC, 28269
ATTN: Javier Tamargo (jtamargo@I77partners.com)

Mr. Tamargo:

This letter is to advise of a lane closure violation that occurred on March 10, 2017. Lane closures on I77 North at the ramp to I277 were not removed until 6:10 am. Section 22.1.4 of the Technical Provisions restricts lane closures in this area between 5:00am and 10:00pm Monday through Friday. As a result of this violation and in accordance with Section 17.4.3 of the Comprehensive Agreement, the Department will withhold liquated damages in the amount \$25,000.00 on the next partial pay estimate.

If you have any questions or concerns please feel free to contact me at the number below.

Sincerely,

Eric N. Hunter, PE
Resident Engineer
North Carolina Department of Transportation

cc: Mr. Scott Cole, PE
Mr. Rick Baucom, PE
Mr. Darin Waller, PE
File: LaneClosureViolation_3-10-17

Mailing Address:
NC DEPARTMENT OF TRANSPORTATION
RESIDENT ENGINEER'S OFFICE
12033 EAST INDEPENDENCE BLVD.
MATTHEWS, NC 28105

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