

Labor Commissioner, State of California Department of Industrial Relations Division of Labor Standards Enforcement Bureau of Field Enforcement- Public Works 320 W. 4th St. Ste 450 Los Angeles, CA 90013-2479 TEL: 213-620-6470 EMAIL: acampos@dir.ca.gov	Gavin Newsom, Governor 
TARLTON AND SON INC., A Corporation 3562 S ELM AVENUE FRESNO, CA 93706	
DATE: October 29, 2024	In Reply Refer to Case No: 40-82878-864

NOTICE OF INVESTIGATION

Project Name OWENS JR HS 19123.02-46 Phase III	Awarding Body BAKERSFIELD CITY SCHOOL DISTRICT 1, A Political Subdivision Of TH	Project No. 0	DIR Project ID 477040
Prime Contractor JTS MODULAR INC., A Corporation			
Subcontractor TARLTON AND SON INC., A Corporation			

You are hereby advised that the Division of Labor Standards Enforcement is commencing an investigation to confirm

After an investigation, if it is determined that wages and/or penalties are due, a Civil Wage and Penalty Assessment will be issued pursuant to Labor Code section 1741.

STATE LABOR COMMISSIONER

By Ana Campos
 Ana Campos
 Industrial Relations Representative

Labor Commissioner, State of California Department of Industrial Relations Division of Labor Standards Enforcement Bureau of Field Enforcement- Public Works 320 W. 4th St. Ste 450 Los Angeles, CA 90013-2479 TEL: 213-620-6470	Gavin Newsom, Governor 
EMAIL: acampos@dir.ca.gov BAKERSFIELD CITY SCHOOL DISTRICT 1, A Political Subdivision Of The State Of California 1501 FELIZ DRIVE BAKERSFIELD, Ca. 93307	
DATE: October 29, 2024	In Reply Refer to Case No: 40-82878-864

REQUEST FOR INFORMATION, AWARDING BODY

Project Name OWENS JR HS 19123.02-46 Phase III	Awarding Body BAKERSFIELD CITY SCHOOL DISTRICT 1, A Political Subdivision	Project No. 0	DIR Project ID 477040
Prime Contractor JTS MODULAR INC., A Corporation			
Subcontractor TARLTON AND SON INC., A Corporation			

This office is currently conducting an investigation to determine if the above-mentioned contractor(s) are in violation of the Public Work Laws, Labor Code Sections 1720 through 1861 and/or Skilled and Trained Workforce (STW) Requirements, Public Contract Code sections 2600 through 2602.

To assist us in our investigation, copies of the noted (X) documents and information are hereby requested:

- Contract (including scope of work)
- Performance Bond and Payment Bond (Labor/Material Bond)
- Bid Advertisement and Date First Published (attach copy of Newspaper/Online Ad) _____
- Page(s) Listing Prevailing Wage Rate for the Project
- Page(s) Advising Contractor of Legal Requirements to Pay Prevailing Wage
- Page(s) Advising Contractor of Legal Requirements to utilize Skilled and Trained Workforce
- TARLTON AND SON INC., A Corporation monthly report(s) demonstrating compliance with STW requirements
- TARLTON AND SON INC., A Corporation plan(s) to achieve "substantial compliance" and reponse(s) (if any)
- Name(s) and Address(es) of all Subcontractor(s) performing work on this project
- Certified Payroll Records received by your agency for work performed by TARLTON AND SON INC., A Corporation
- Valid Notice of Completion (county recorder filing) or document evidencing your agency's acceptance of the project completed on a particular date (attach copy)
- Date Project Began _____
- Completion Date _____ IF NOT, Estimated Date _____
- Total amount of retention being held by your agency for project \$ _____
- Total amount being withheld by your agency pursuant to Public Contract Code section 2602 \$ _____
- Date of Final Payment _____
- Inspector's Daily Log(s)
- Physical Address of Project _____
- Please advise if this project's funding requires the use of an approved Labor Compliance Program
- Other _____

Please be assured that the above requested information will be utilized for official purposes only.

**** YOU MAY ALSO EMAIL THE RECORDS TO**

acampos@dir.ca.gov

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TARLTON AND SON INC., A Corporation 3562 S ELM AVENUE FRESNO, CA 93706	
DATE: October 29, 2024	In Reply Refer to Case No: 40-82878-864

NOTICE OF APPRENTICESHIP COMPLIANCE

Project Name OWENS JR HS 19123.02-46 Phase III	Awarding Body BAKERSFIELD CITY SCHOOL DISTRICT 1, A Political Subdivision Of	Project No. 0	DIR Project ID 477040
Prime Contractor JTS MODULAR INC., A Corporation			
Subcontractor TARLTON AND SON INC., A Corporation			

The Division of Labor Standards Enforcement (DLSE) has received a complaint alleging that you are not in compliance with Labor Code Section 1777.5. The alleged violation(s) is/are as follows:

- Failure to provide the applicable Apprenticeship Committee(s) with notice of contract award in a timely manner.
- Failure to properly request dispatch of apprentices from the applicable Apprenticeship Committee(s) in a timely manner.
- Failure to employ apprentices in compliance with required apprentice to journeyman ratio.
- Failure to properly employ apprentice(s) by assigning apprentice(s) to perform work outside the craft or trade of the apprenticeable occupation.
- Failure to make the required training fund contributions to an approved apprenticeship program or to the California Apprenticeship Council (CAC).

The Division of Labor Standards Enforcement (DLSE) is charged with ensuring compliance with the apprenticeship requirements of Labor Code Section 1777.5 and California Code of Regulations Title 8, §227 et seq. for public works projects. Verification of compliance with these requirements is a routine part of DLSE's public works monitoring and investigation.

Please submit a response to the allegations above, if any, and the following evidence of compliance with the apprenticeship requirements of Labor Code Section 1777.5 postmarked by November 12, 2024 :

1. DAS140 – Contract Award Information (or equivalent) with proof of submission to applicable apprenticeship committees;
2. DAS142 – Request for Dispatch of an Apprentice (or equivalent) with proof of submission to applicable apprenticeship committees;
3. Accounting and proof of payment of the training fund contributions to California Apprenticeship Council or approved apprenticeship program.

Non-compliance will result in civil penalties and/or denial of the right to bid on or receive public works contracts for a period of up to three (3) years per California Labor Code Section 1777.7.

STATE LABOR COMMISSIONER

By Ana Campos
 Ana Campos
 Industrial Relations Representative

STATE OF CALIFORNIA
DEPARTMENT OF INDUSTRIAL RELATIONS - DIVISION OF LABOR STANDARDS ENFORCEMENT
CERTIFICATION OF SERVICE BY MAIL
(C.C.P. 1013a) OR CERTIFIED MAIL

PLEASE MAIL / EMAIL RESPONSIVE RECORDS TO:

Ana Campos
acampos@dir.ca.gov
320 W. 4th St. Ste 450
Los Angeles, CA 90013-2479

40-82878-864
DISTRICT 1, A Political Subdivision
Of The State Of California
1501 FELIZ DRIVE
BAKERSFIELD, Ca. 93307
Documents 1, 2 and 6 only

40-82878-864
JTS MODULAR INC., A Corporation
7001 MCDIVITT DRIVE
BAKERSFIELD, CA 93313
Documents 1, 3, 4, 5 and 6 only

40-82878-864
TARLTON AND SON INC., A
Corporation
3562 S ELM AVENUE
FRESNO, CA 93706
Documents 1, 3, 4, 5 and 6 only

I, Timothy Miranda, do hereby certify that I am a resident of or employed in the County of Los Angeles, over 18 years of age, and not a party to the within action, and that I am employed at and my business address is:

Division of Labor Standards Enforcement
Public Works Unit
320 W. 4th St. Ste 450
Los Angeles, CA 90013-2479

On October 29, 2024, I served the within: (1) Notice of Investigation; (2) Request for Information, Awarding Body; (3) Request for Payroll Records; (4) Statement of Employer Payments; (5) Public Works Payroll Reporting Form A1-131; and (6) Notice of Apprenticeship Compliance by placing a true copy thereof in an envelope addressed to the above boxes as follows, and then sealing the envelope and with postage and certified mail fees (if applicable) thereon fully prepaid, and then depositing it in the United States mail in Los Angeles by:

- Ordinary first class mail
- Certified mail
- Registered mail

I certify under penalty of perjury that the foregoing is true and correct

Executed on October 29, 2024, at Los Angeles, County of Los Angeles, California

Timothy Miranda
SIGNATURE

STATE CASE NO.
40-82878-864