

## DEPARTMENT OF THE NAVY NAVAL FACILITIES ENGINEERING AND EXPEDITIONARY WARFARE CENTER 1000 23RD AVENUE PORT HUENEME CA 93043-4301

N REPLY REFER TO: **SER 0228** 4200/AQ71 4 FEB 2014

WILLBROS GOVERNMENT SERVICES (U.S.), LLC

2087 E 71ST STE 101 Attn: Rick Grossman

Tulsa, OK, 74136-5462

Dear Mr. Grossman:

Subject: CONTRACT N62583-09-D-0132 TASK ORDER 0003, CLEAN, INSPECT, REPAIR TANKS 5 AND 17, REDHILL, PEARL HARBOR HAWAII

order. After preliminary investigation the Government has determined that the loss of product most task order. I am therefore evoking my remedies under the Warranty of Construction Clause (FAR likely resulted from a leak caused by defects in material or workmanship in the performance of the 52.246-21) and directing Willbros to identify and correct the deficiency(ies) in Tank 5 There is an apparent loss of product in Tank 5 which was repaired under the subject contract task

by the contracting officer. enter the tank until the Work Plan is accepted by the Government and a Notice to Proceed is issued personnel, and/or representatives of the Government. Willbros shall not proceed to mobilize or identify any requirements necessary for Willbros to provide Tank 5 access to government identifies the means, methods and proposed schedule for re-entering Tank 5. Willbros shall also Within ten calendar days of receipt of this letter, Willbros shall provide an written work plan that

The preliminary investigation has provided the following information:

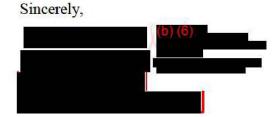
- gauging logs show a loss of product over the 30-day period. The operators of the tank reported a loss of product during initial filling operations, and the
- There was a re-appearance of fuel on the lower tunnel wall after the tank was refueled
- The monitoring well nearest to Tank 5 has shown a significant spike in petroleum products.
- The Government has determined that proper procedures were followed when refilling the

Fuel Handling Equipment was not performing work that could have damaged the tank The Government has determined that the SPAWAR contractor that installed the Automated

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If, during the course of any inspections or other work on the tank, Willbros determines that the leak was caused by reasons other than defective materials or workmanship provided by Willbros, you are directed to stop all further inspections and immediately notify the contracting officer.

If you have any questions please contact me at (b) (6) or (805)382-3140.



2

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