

## CHAPTER 40 – THIRD NOTIFICATION

As referenced in 00150.90(b), the Project Manager (PM) must issue Third Notification when all of the following items have been satisfactorily performed:

- All On-Site construction and other Work required under the Contract is completed, including punch list Work;
- All construction Equipment is removed; and
- All required certifications, warranties, guarantees, bills, forms, and other documents are received from the Contractor.

*For Design-Build projects, the Design-Builder is required to submit all required design documents in addition to the items listed above before Third Notification can be issued. Refer to Section DB150.90(c) of the DB General Provisions.*

Do not withhold Third Notification for anticipated billings from Force Account Work or because of outstanding claims submitted under Sections 00180.60, 00195, or 00199.

The PM must record the date of Third Notification on the [Notification of Commencement and Completion, form 734-3233](#) (and include the dates of First and Second Notifications) and distribute as indicated on the form ([See Exhibit 40\(A\)](#)).

The date of Third Notification is significant because the Agency must pay interest, at the rate specified by statute, starting 30 Calendar Days after the date of Third Notification, on any monies still owed the Contractor, including retainage. Any such interest is not eligible for Federal-Aid participation.

Once Third Notification is received by the Contract Administration Unit (CAU), final payment will be made to the Contractor.

After issuing Third Notification, if the PM determines that the Contractor still has unfinished or corrective Work to be completed, or still needs to furnish additional documentation, the PM must rescind Third Notification until the needed items are completed. The PM must promptly notify the Contractor that Third Notification is being rescinded, and of the items yet to be completed or submitted. Provide a copy of this information to the CAU. Reissue Third Notification when the needed items are completed.



**OREGON DEPARTMENT OF TRANSPORTATION  
CONSTRUCTION MANUAL**



**NOTIFICATION OF COMMENCEMENT AND  
COMPLETION DATES FOR CONTRACT PROJECTS**

PROJECT NAME (SECTION) Pringle Creek (Liberty Street) Bridge #470604		CONTRACT NO. 13269
HIGHWAY Liberty Street	COUNTY Marion	E.A. NO. CON01663
CONTRACTOR James W. Fowler Co.		F.A. PROJECT NO. X-BHO-6490(051)
PROJECT MANAGER (sign) <i>Luigi Hakson</i>	DATE 10-21-08	DATE OF AWARD 6/19/2006
FIRST NOTIFICATION DATE September 1, 2006 ON WHICH THE ERECTION OF A SIGN OR PLANT, THE DEVELOPMENT OF AGGREGATE SOURCES, OR THE PERFORMANCE OF A CONTRACT CONSTRUCTION OPERATION BEGAN.		
SECOND NOTIFICATION		
SPECIFIED COMPLETION (FROM SECT. 00180.50)	DAYS CHARGED BEYOND SPECIFIED COMPLETION	DATE(S) THE WORK WAS COMPLETED AND THE TIME CHARGES STOPPED.
(A) September 15, 2008	None	September 11, 2008
(B) _____	_____	_____
(C) _____	_____	_____
DATE		
ALL CLAIMS FOR ADDITIONAL COMPENSATION MUST BE SUBMITTED BY: 10-Oct-08 (SEE SUBSECTION 00199.30 OF THE CONTRACT PROVISIONS FOR ADDITIONAL REQUIREMENTS.)		
KNOWN ITEMS NECESSARY TO COMPLETE THE REQUIREMENTS FOR *THIRD NOTIFICATION* ARE:		
1) Final Labor documentation (for extra work) & ODOT acceptance.		
CCO #8 changed the Completion Date for all Work to September 15, 2008 due to added work requested by the project team.		
THIRD NOTIFICATION		
DATE 10-21-08 ON WHICH ALL CONTRACT WORK WAS COMPLETED, INCLUDING CORRECTIVE WORK, EQUIPMENT AND PLANT REMOVAL, SITE CLEANUP, AND PROJECT MANAGER'S RECEIPT OF ALL CERTIFICATIONS, BILLS, AND OTHER DOCUMENTS REQUIRED UNDER THE CONTRACT.		
Distribution:		INSTRUCTIONS:
Original to Construction	Project Manager's File	REPORT THE SECOND NOTIFICATION AS EACH PHASE OF WORK IS COMPLETED. IF THE SPECIFIED COMPLETION DATE HAS BEEN MODIFIED BY CONTRACT CHANGE ORDER, INCLUDE COPIES OF THE ORDERS WITH THE ORIGINAL FORM SENT TO CONSTRUCTION.
Contractor's Headquarters	Region Assurance Specialist	
Region	Office of Civil Rights	

734-3233 (2-2006)

*12-1-08  
Gm  
3rd*

