



All-American Construction Solutions, Inc.
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Lic. # 1047163 (A, B, C-20, C-39, C-51)

September 4, 2025

September 4, 2025

VIA CERTIFIED MAIL AND EMAIL

Malim Saad, City Engineer
City of Hermosa Beach, Public Works Department
1315 Valley Drive. Hermosa Beach, CA. 90254

Subject: Formal Bid Protest for CIP No. 619, Kelly Courts Renovation, Regarding Bidder Qualifications for Oppenheim National

Dear City Engineer, Malim Saad:

This letter serves as a formal bid protest regarding the qualification of Oppenheim National, the apparent lowest bidder for CIP No. 619, Kelly Courts Renovation. We contend that Oppenheim National is non-responsive due to its failure to meet the minimum five (5) years of required experience as clearly outlined in the project specifications.

Background and Sequence of Events:

1. September 2, 2025: Our company received an email from Laney Wilson of the City of Hermosa Beach. In the attached letter correspondence (see attached exhibit B) notice sent to Oppenheim National requesting that the company "show cause why its bid, which fails to show that it has five (5) years' experience...should not be rejected."
2. September 2, 2025: Immediately upon receiving this new information, we verified Oppenheim National's active license status with the California Contractor's State License Board (CSLB) using their public search feature at www.cslb.ca.gov. This search, a screenshot of which is attached as Exhibit D, confirmed that Oppenheim National has been actively licensed for approximately three (3) years—well short of the five (5) years mandated by the project's specifications.
3. September 2, 2025: We promptly emailed Laney Wilson to initiate the formal bid protest procedures, noting that the five-day period for protest should commence upon our

discovery of Oppenheim National's ineligibility. We did not receive a response regarding this request.

Grounds for Protest: Failure to Meet Minimum Qualifications

CIP No. 619 project specifications contain clear and definitive requirements for bidder qualifications. As referenced in Exhibit C, Section III, "Qualifications of Bidders," on page 12, the document states:

*"Each Bidder shall be skilled and regularly engaged in the general class or type of work called for under the Contract... Each Bidder shall also have **NO LESS** than five (5) years' experience in the magnitude and the character of the work bid...The contractor shall have a minimum of five (5) projects of similar type of construction and magnitude with other public agencies within the past "5" years."*

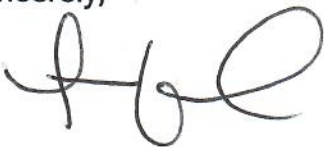
As documented in Exhibit D, Oppenheim National (CSLB #1095956) has only possessed an active contractor's license for roughly three (3) years. This lack of licensure and experience is a material failure to comply with the project's mandatory qualification requirements, rendering their bid non-responsive.

In light of the documented evidence and the project specifications, we respectfully request the following actions:

- Formal Hearing: A virtual or in-person hearing to present this protest.
- Rejection of Bid: A formal determination that Oppenheim National's bid is non-responsive and should be rejected.
- Award to next qualified bidder: All-American Construction Solutions.

We appreciate your immediate attention to this critical matter. As time is of the essence, we expect a prompt response detailing the city's next steps in this protest procedure.

Sincerely,



Rafael Gutierrez, Secretary and CFO
All-American Construction Solutions
Cell: 323-788-9799
E-Mail: Rafael@aacs.construction

Rafael Gutierrez, Secretary and CFO



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CIP 619 Bid Revie..

1 of 5



Rafael Gutierrez <rafael@aacs.construction>

Wed, Sep 3, 8:32 AM (1 day ago)

to Laney, bid@oppnat.com, richard@rginc.net, SimgelCompany@yahoo.com, Saad, John, me, bcc: Julio, bcc: Esmeralda

Dear Laney Willson:

This letter is a formal inquiry concerning the bid protest procedures outlined in the project specifications, specifically page 14, regarding the five (5) day filing period.

On September 2, 2025, at 5:57 AM, bidders received new information via an email distribution that was previously unknown. Since this information is the basis for our potential protest, we respectfully request a determination on when the five-day filing window should commence. We ask for confirmation that this window should begin on the date and time of the new information's disclosure, rather than the original bid date.

Thank you for your prompt clarification on this matter.

Best regards,

Rafael Gutierrez

All-American Construction Solutions



Laney Wilson

Wed, Sep 3, 9:11 AM (1 day ago)

to me

Good Morning Rafael,

Upgrade





**CITY OF
HERMOSA BEACH**
Public Works

September 2, 2025

SUBJECT: CIP 619 – Kelly Courts Improvements Project

To All Bidders,

This letter is to serve as an update on the status of the CIP 619 – Kelly Courts Improvements Project bid review process following the Bid Opening on Thursday, August 28, 2025.

Oppenheimer National is directed to show cause why its bid, which fails to show that it has five (5) years' experience in the magnitude and the character of the work bid, should not be rejected as non-responsible, section 1103 of the Public Contract Code providing in pertinent part (underline added):

“Responsible bidder,” as used in this part, means a bidder who has demonstrated the attribute of trustworthiness, as well as quality, fitness, capacity, and experience to satisfactorily perform the public works contract.

Oppenheimer National shall provide its response on or before September 7, 2025.

Should you have any questions, please contact me at lwilson@hermosabeach.gov

Sincerely,

Laney Wilson

Laney Wilson
Associate Engineer

C: Saad Malim, City Engineer - smalim@hermosabeach.gov

EXHIBIT C

forfeiture of the proposal guaranty. The successful Bidder may file with the City Engineer a written notice, signed by the Bidder, or his authorized representative, specifying that the Bidder will refuse to execute the Contract if presented to him. The filing of such notice shall have the same force and effect as the failure of the Bidder to execute the Contract and furnish acceptable bonds within the time herein above prescribed.

Return of Proposal Guaranties: Within ten (10) business days after the award of the Contract to the lowest responsible Bidder, the City will return the proposal guaranties, other than Bidder's bonds, accompanying such of the proposals as are not to be further considered in making the award. Retained proposal guaranties will be held until the Contract has been finally executed, after which all proposal guaranties, except Bidder's bonds and any guaranties which have been forfeited, will be returned to the respective Bidders whose proposals they accompany.

Qualifications of Bidders: Each Bidder shall be skilled and regularly engaged in the general class or type of work called for under the Contract. A statement setting forth their experience shall be submitted by each Bidder on the References of Work form provided herein.

Each Bidder shall possess valid active Contractor's License issued by the Contractor's State License Board at the time their bid is submitted. The class of license shall be applicable to the work specified in the Contract. Each Bidder shall also have no less than five (5) years' experience in the magnitude and the character of the work bid.

Pursuant to section 1103 of the Public Contract Code, City staff has determined that the following non-exhaustive experience is reasonably necessary to satisfactorily perform the public works Contract:

The Contractor shall have a minimum of five (5) projects of similar type of construction and magnitude with other public agencies within the past five (5) years.

The Contractor shall have been in the business under the same name and California Contractor's License for a minimum of five (5) continuous years prior to the bid opening date for this project. The license used to satisfy this requirement shall be of the same type as that required by the Contract.

The Contractor shall perform above 50% of the Contract with its own forces.

Bidders must be thoroughly competent and capable of satisfactorily performing the work covered by the proposal. They shall have had project experience similar to the project scope of work. When requested, they shall furnish such statements relative to previous experience on similar work, the plan or procedure proposed, and the organization, machinery, plant, and other equipment available for the contemplated work, and the financial condition and resources of the Bidder, as may be deemed necessary by the City Engineer in determining such competence and capability.

The City of Hermosa Beach will not enter into a Contract with any Bidder who is not properly licensed to do the work of this Contract under the provisions of Section 7000 et seq., of the Business and Professions Code, unless particularly exempted by the terms thereof. A bid by a Contractor who is not properly licensed shall be considered non-responsive and will be rejected. The Contractor must hold all sub-Contractors to these same Contract requirements.

EXHIBIT #D



CONTRACTORS STATE LICENSE BOARD

Contractor's License Detail for License # 1095956

DISCLAIMER: A license status check provides information taken from the CSLB license database. Before relying on this information, you should be aware of the following limitations.

- ▶ CSLB complaint disclosure is restricted by law ([B&P 7124.6](#)) If this entity is subject to public complaint disclosure click on link that will appear below for more information. Click [here](#) for a definition of disclosable actions.
- ▶ Only construction related civil judgments reported to CSLB are disclosed ([B&P 7071.17](#)).
- ▶ Arbitrations are not listed unless the contractor fails to comply with the terms.
- ▶ Due to workload, there may be relevant information that has not yet been entered into the board's license database.

Data current as of 9/4/2025 2:06:57 PM

Business Information

OPPENHEIMER NATIONAL
31878 DEL OBISPO ST STE 118510
SAN JUAN CAPISTRANO, CA 92675
Business Phone Number:(949) 264-2640

Entity Corporation
Issue Date 08/30/2022
Expire Date 08/31/2026

License Status

This license is current and active.

All information below should be reviewed.

Classifications

- ▶ [B - GENERAL BUILDING](#)
- ▶ [A - GENERAL ENGINEERING](#)

Bonding Information

Contractor's Bond

This license filed a Contractor's Bond with [HUDSON INSURANCE COMPANY](#).

Bond Number: 30144288

Bond Amount: \$25,000

Effective Date: 07/05/2024

[Contractor's Bond History](#)

Bond of Qualifying Individual

- ▶ The qualifying individual ABTIN TEYMOORIAN certified that he/she owns 10 percent or more of the voting stock/membership interest of this company; therefore, the Bond of Qualifying Individual is not required.
Effective Date: 12/12/2022
- ▶ The qualifying individual RUSTEEN HADJILOU certified that he/she owns 10 percent or more of the voting stock/membership interest of this company; therefore, the Bond of Qualifying Individual is not required.
Effective Date: 08/30/2022

Workers' Compensation

This license has workers compensation insurance with the [CLEAR SPRING PROPERTY AND](#)

[CASUALTY COMPANY](#)

Policy Number:CWC01414702

Effective Date: 12/21/2024

Expire Date: 12/21/2025

[Workers' Compensation History](#)

Workers' compensation classification code(s):

5610 - Contractors-construction subcontracted
5605 - Contractors-executive level supervisors
52051 - Concrete/Cement Work-sidewalks-high wage

For a description of the workers' compensation classification code(s) listed for this licensee, contact the licensee's insurance carrier. Contact information for the licensee's insurer is available by clicking the insurer link above. Classification codes are also available on the Workers' Compensation Insurance Rating Bureau's classification search page.

The board does not verify or investigate the accuracy of classification codes displayed.

Other

- ▶ Personnel listed on this license (current or disassociated) are listed on other licenses.

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