



Illinois Department of Transportation

2300 South Dirksen Parkway / Springfield, Illinois / 62764

February 7, 2012

William Patrick Clark, President
Clark Trucking and Excavation, LLC
912 Market Street
East St. Louis, IL

Subject: Notice of Interim Suspension

Dear Mr. Clark:

This letter serves as notice, from the Chief Procurement Officer ("CPO") for the Illinois Department of Transportation ("Transportation"), placing you, William Patrick Clark, and Clark Trucking and Excavation, LLC ("Clark Trucking") under an interim suspension from doing business with the Department. The basis for this action is that the CPO and Department discovered that you were indicted in the United States District Court for the Southern District of Illinois in Criminal Case No. 11-30236-GPM, a copy of which is enclosed, filed on or about December 29, 2011. The indictment charges you with 10 counts of making a false statement, alleging that you engaged in a scheme in which you falsified records claiming to pay more money to your employees than you were actually paying, which allowed you to fraudulently retain money due to your employees. The indictment also alleges that you signed an affidavit falsely claiming that satisfaction of all labor laws pertaining to the payment of wages to workers in connection with the Missouri Department of Transportation's Interstate 64 reconstruction project in the St. Louis, Missouri area.

All of the aforementioned appears to demonstrate a lack of integrity and honesty in the conduct of business or the performance of contracts and provides cause for suspension under the CPO's procurement rules, 44 Illinois Administrative Code, §6.520. Section 6.530 of the rules of the CPO (44 Illinois Administrative Code, §6.530), provides for the interim suspension of any contractor due to acts or omissions that indicate the contractor lacks integrity and honesty in the conduct of business or the performance of contracts. Section 6.530 specifically provides for interim suspension based upon indictment. A copy of the CPO procurement rules regarding suspension of contractors is enclosed.

I find that immediate action is necessary to safeguard the public interest in the solicitation, execution, administration and performance of public contracts. Therefore, pending the conclusion of the legal proceedings, you and Clark Trucking are subject to an interim suspension. Neither you nor

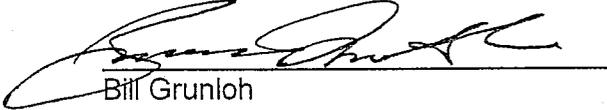
William Patrick Clark, President
February 7, 2012
Page Two

Clark Trucking shall be eligible to participate as a contractor, subcontractor, material supplier, or lessor of equipment on or in connection with any contract, or subcontract awarded or approved by the Department, which includes any contract or subcontract in connection with a local agency project that is subject to the approval of the Department.

Further, pursuant to Section 6.590 of the rules of the Department (44 Illinois Administrative Code, §6.590), this interim suspension applies to all executory contracts that you and/or Clark Trucking, are currently performing.

Pursuant to Section 6.620(b) of the rules, 44 Illinois Administrative Code §6.620(b), you may submit, within 30 days after receipt of this notice, in person, in writing, or through a representative, information, documentation and argument in opposition to the interim suspension. The CPO will consider your submission in light of the evidence developed, and may modify or terminate the suspension or may leave it in force. The CPO's decision concerning imposition of an interim suspension is final without further hearing. Any submission should be delivered to Mr. Bill Grunloh, Chief Procurement Officer, 2300 South Dirksen Parkway, Springfield, Illinois 62764.

This interim suspension is effective immediately.


Bill Grunloh
Chief Procurement Officer
Illinois Department of Transportation

Enclosure

cc: Ann Schneider, Secretary of Transportation