

ORIGINAL

FILED
COURT OF CLAIMS
OF OHIO

IN THE COURT OF CLAIMS OF OHIO

TRANSAMERICA BUILDING COMPANY, :
INC., :

2015 APR 20 PH 4: 46

Case No. 2013-00349

Plaintiff, :

Judge McGrath

v. :

Referee Wampler

OHIO SCHOOL FACILITIES :
COMMISSION, nka Ohio Facilities :
Construction Commission, :

Defendant. :

PLAINTIFF TRANSAMERICA BUILDING COMPANY, INC.'S
APRIL 20, 2015 PRETRIAL STATEMENT

I. INTRODUCTION

In accordance with this Court's Local Rule No. 7, TransAmerica submits this Pretrial Statement in advance of the Court's Pretrial Conference schedule for April 27, 2015.

The crux of this dispute involves the flawed set of plans provided by the OSFC that did not comply with the OSFC's obligations under R.C. §153.01, which required public projects to be built from "full and accurate plans" and "details to scale and full-sized, so drawn and represented as to be easily understood." In fact, when the Project began there was only a partial building permit in place with a correction letter noting "incomplete plans" and a full building permit approval was not obtained until nearly two (2) years later. This resulted in the Project being "designed on the fly" as construction was on-going. The failure of the OSFC to comply with R.C. §153.01 and provide an accurate set of plans was repeatedly acknowledged throughout construction. For example, Lend Lease ("LL"), the Construction Manager, referred to the drawings as "useless trash" and "garbage" in an email shortly after TransAmerica was awarded the Project.

ON COMPUTER

In addition to the problems with the plans, OSFC, LL, and the Project Architect (“SHP”) struggled with constructing the overall Project (the dormitory, academic and campus wide packages) within the \$43,980,000 budget. This Project was unique from other school projects as it was funded under separate legislation from the OSFC’s school program. At one point during the construction of the dormitory portion, there was an overall forecasted budget overrun in excess of \$7,766,734. Procedurally, TransAmerica filed suit on June 14, 2013 and later amended its complaint to include claims for fraud, fraud in the inducement, negligent misrepresentation, and negligence. This Court has recently addressed a portion of those claims by way of its April 9, 2015 Judgment Entry in response to the OSFC’s Motion for Summary Judgment. Additionally, the OSFC has asserted counterclaims against TransAmerica for various backcharges and delay damages.

II. PROJECT BACKGROUND

The Project involved the construction of twelve (12) dormitories that were wood framed and closely resembled separate residential structures. The Project was administered under the OSFC’s multi-prime delivery method with the OSFC contracting separately with the Project Architect, Construction Manager, and Prime Contractors. SHP served as the lead architect but had a number of lower tier consultants assisting. Berardi & Partners, Inc. (“BPI”) was one such consultant and was primarily responsible for finalizing the construction set of plans for the dormitories.

Unlike most OSFC Projects, there was no school district involved and the OSFC served as the lone owner entity. After submitting its bid on October 28, 2010, TransAmerica was awarded the General Trades Contract in the amount of \$3,975,000.00. TransAmerica was issued its Notice to Proceed on December 10, 2010. Based on the bid documents, a 13-month

construction duration was expected for the dormitories with completion occurring in January 2012. The Project experienced significant delays and obtained its occupancy permit in August 2012 for reasons beyond TransAmerica's control.

III. LEGAL AND FACTUAL ISSUES

1. TransAmerica's Article 8 Compliance

TransAmerica fulfilled its obligations under Article 8 when considering the OSFC's failure to deliver complete plans. First, without complete plans, TransAmerica had no means of obtaining the information necessary to submit a certified claim. Indeed, it was not until March 8, 2012 that TransAmerica had enough information to submit its first certified claim in the amount of \$2,170,800.75. Even as of March 2012, there was no possible way for TransAmerica to realize the full magnitude of the design problems when the Project Team was withholding plans and the true status of the plan review process. It was only after TransAmerica received responses to a series of public records requests that it fully realized the substandard state of the design.

Moreover, TransAmerica provided continual written notice to the OSFC (and its agents) that the failure to provide accurate completed plans—the same plans the OSFC was required to provide under R.C. §153.01—would result in significant delays and increased costs. TransAmerica first provided notice to the OSFC as early as February 17, 2011, before TransAmerica even mobilized to the job site. As will be shown at trial, TransAmerica continued throughout the Project to provide the OSFC notice that the construction documents were incomplete and inaccurate.

While TransAmerica provided the OSFC consistent notice, the OSFC continually and repeatedly promised a forthcoming set of updated plans which, in the end, were never presented

to TransAmerica. Instead, the Project was constructed from RFI responses and sketches rather than “full and accurate” drawings mandated by R.C. §153.01. Indeed, between January and July of 2011, SHP provided the plans examiner a complete set of plans labeled as “Construction Set.” However, that “complete” set was never provided to TransAmerica at any point in time during construction. Instead of issuing those updated plans as promised, the plans were withheld for fear they would just create more confusion and expose the OSFC to additional costs. The sketches and discrete sheets that TransAmerica did receive do not fully reflect the work that was ultimately performed. Additionally, the sketches and discrete sheets, many of which required multiple revisions, are far from easily understood and do not satisfy R.C. §153.01.

While the OSFC may argue it is entitled to strict compliance with respect to Article 8 in an attempt to preclude TransAmerica’s claim, it is significant that the OSFC paid the delay costs of two (2) other prime contractors when neither contractor *ever* submitted a certified claim, let alone within the thirty (30) day time period. The OSFC waived its right to strictly enforce Article 8 by refusing to do what is required under Ohio law: to provide “full and accurate” construction plans to TransAmerica. The OSFC continued to waive the Article 8 provisions when its consultants (its agents), LL and SHP, promised on multiple occasions that an updated set of plans would be provided in response to TransAmerica’s initial Article 8 notice. Lastly, the OSFC waived its perceived rights under Article 8 when it preemptively rejected TransAmerica’s initial February 17, 2011 notice letter by way of Lend Lease’s March 1, 2011 letter as the Referee has previously recognized in his October 1, 2014 decision on the OSFC’s Motion for Summary Judgment. Taking all of this conduct together, the OSFC waived its ability to require strict compliance with the Article 8 notice requirements.

Finally, to the extent Article 8 acts as a bar to damages caused by delays that are the fault

of the public owner OSFC, the Article 8 provisions are unenforceable in violation of the public policy set forth in R.C. §4113.62. Ohio case law makes clear that the OSFC will not be able to escape liability for the delays it (and those under its control) caused by simply relying on the “boiler plate” notice provisions. See, e.g., *Cleveland Constr. Inc. v. Ohio Public Emps. Retirement Syst.*, 10 Dist. No. 07AP-574, 2008-Ohio-1630, ¶ 19. This is especially true in this case when both SHP and LL, as the agents for the OSFC, (1) made misrepresentations regarding issuing an updated set of plans, (2) spent a considerable amount of time creating an updated set of plans that was issued to the plans examiner, (3) but then withheld that set from TransAmerica.

2. Prior Executed Change Orders Do Not Preclude or Limit TransAmerica’s Claim

The OSFC, primarily through LL, has repeatedly stated that TransAmerica released portions of its claim when it agreed to 26 change orders throughout the course of the Project, which totaled \$211,163.93. However, TransAmerica’s entire claim, even its carpentry claim for early design issues, will survive this argument for any of the following reasons:

- a. TransAmerica’s claims for additional costs are for items beyond the description of work stated in the change orders.
- b. TransAmerica reserved its right for cumulative impacts on the two (2) Change Orders that arguably related to early design issues.
- c. TransAmerica’s carpentry claim for early design issues remains compensable when the OSFC withheld the updated construction set of plans.
- d. R.C. §4113.62 preserves TransAmerica’s delay damages caused by the OSFC and will result in a different outcome than in *Dugan & Meyers*.

3. OSFC’s Delay Damages Claim

On April 14, 2015, TransAmerica filed a Motion in Limine seeking to preclude the OSFC and its agents from putting forth evidence in support of its delay claims (including liquidated damages) against TransAmerica. TransAmerica references its Motion in Limine for further detail

as to the OSFC delay damages and its failure to support them with a critical path schedule analysis.

4. OSFC's Defective Claim Relating To The Roof

During the summer of 2014, the OSFC has made allegations regarding defective workmanship relating to the roof. While TransAmerica will concede portions of the roof are not in compliance, TransAmerica will present evidence that the water infiltration problems being experienced are the result of the Project's design rather than anything TransAmerica did wrong. Additionally, TransAmerica will present evidence as to the costs of remedying these problems, which is much less than presently claimed by the OSFC.

5. TransAmerica's Damages

TransAmerica's damages arising from its breach of contract claim against the OSFC totals \$3,721,931.34,¹ which includes its outstanding contract balance of \$824,605.42 plus its claim that presently totals \$2,897,325.93. TransAmerica's expert, Don McCarthy, will provide expert testimony regarding TransAmerica's damages, including its Additional Labor Cost component that was calculated using the Measured Mile Method. The remaining damage components were calculated based on time-based costs due to the construction duration having been extended by 148 days due to the actions and inactions of the OSFC, which are further supported by Mr. McCarthy's schedule analysis.

IV. LAY WITNESSES

In addition to any witness previously deposed, TransAmerica reserves the right to call the following individuals, either in its own case-in-chief or on cross examination:

Representatives of TransAmerica
Bill Koniewich
Brad Koniewich

¹ This amount reflects the damage calculation presented in Mr. McCarthy's October 24, 2015 Supplemental Report.

Alan Starr
Josh Wilhelm
Bruce Bowman
Jim Dering (former employee)
Gerald Dering (former employee)

Representatives of OSFC

Rob Grinch (former Project Administrator)
Madison Dowlen
Richard Hickman
Michael Shoemaker (former Executive Director)
Richard Murray (former Executive Director)

Representatives of SHP

Josh Predovich

Representatives of Lend Lease

Jim Swartzmiller
Clay Keith
Jim Smith

Representatives of Glen Stephens, scheduling consultant to Lend Lease

Glen Stephens
Patrick Pattillo

Representatives of Berardi Partners, Inc.

Rolando Matias

Representatives of Jutte Electric

Ben York
Ken Jutte

V. EXPERT WITNESSES ON BEHALF OF TRANSAMERICA

Mr. Don McCarthy
McCarthy Consulting
84 West Riverglen Drive
Worthington OH 43085

Lee E. Martin AIA, LEED AP
Robson Forensic
4150 Tuller Road
Suite 216
Dublin OH 43017

James S. Luckino A.I.A., C.S.I.
Archatas Inc.
6797 North High Street
Suite 129

Tim Calvey
Calvey Consulting, LLC
(In the event the OSFC challenges the
assistance Mr. Calvey provided to Mr.

Worthington OH 43085
(To the extent the OSFC pursues its
defective roofing claim.)

McCarthy regarding his October 24, 2014
Supplemental Expert Report)

TransAmerica reserves the right to call Frederick G. Koehler, previously disclosed as an expert on behalf of the OSFC.

VI. EXHIBITS

See attached the proposed Joint Exhibit List², which counsel for TransAmerica prepared and provided to the OSFC for review. It is expected that counsel for TransAmerica and the OSFC will stipulate to as many Joint Exhibits as possible for the convenience of the Court. Additionally, TransAmerica is attaching its Trial Exhibit List.³ TransAmerica reserves the right to modify and add to this list as it continues with its trial preparation. Accordingly, TransAmerica will provide a current Trial Exhibit List prior to the start of trial along with the scanned images of the exhibits, which will be in a linkable format to its Trial Exhibit List.

VII. OUTSTANDING MOTIONS

The following Motions, are pending before the Court:⁴

- TransAmerica's Motion to Compel regarding LL's signed "Posted Changes Set" and Project As-Builts filed on February 11, 2015.

As of April 20, 2015, TransAmerica has not received the Project As-Builts from the OSFC, but understands that a set has been located and is being copied. Regardless, there has been no indication from the OSFC that a signed "Posted Changes Set" exists and TransAmerica accordingly seeks an order precluding the OSFC and its agents from testifying that a signed set ever existed or was an acknowledgment that TransAmerica had the necessary information to construct the Project

- Lend Lease's Motion for Summary Judgment filed on April 10, 2015.

² See proposed Joint Exhibit List, attached as Exhibit A.

³ TransAmerica Trial List as of April 20, 2015, attached as Exhibit B.

⁴ Prior to the pretrial conference scheduled with the Court for April 27, 2015, TransAmerica expects to have filed a motion regarding the OSFC's spoliation of evidence pertaining to its defect roofing claim and failure to provide the statutory notice under O.R.C. §153.17.

- TransAmerica's Motion in Limine as to OSFC Delay's Damages filed on April 14, 2015.

VIII. TRIAL

Trial is presently scheduled for May 18, 2015 is scheduled to be concluded on or before June 5, 2015.

Respectfully submitted,



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Michael J. Madigan (0079377)

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Attorneys for TransAmerica Building Company, Inc.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Pretrial Statement was sent via e-mail and by regular U.S. mail, postage prepaid, this 20th day of April, 2015 to:

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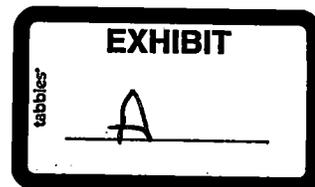
Referee Wampler

OHIO SCHOOL FACILITIES :
COMMISSION, nka Ohio Facilities :
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JOINT TRIAL EXHIBITS

No.	Description
A.	Contract between OSFC and TransAmerica
B.	General Conditions
C.	Project Manual Volume 1
D.	Project Manual Volume 2
E.	Project Manual Volume 6
F.	Executed Change Orders
G.	Pay Applications
H.	Core Meeting Minutes
I.	Progress Meeting Minutes
J.	Trade Contractor Meeting Minutes
K.	Daily Reports
L.	RFI Log
M.	Contract and Amendments between OSFC and Bovis Lend Lease
N.	Contract and Amendments between OSFC and SHP
O.	TransAmerica Bid Form
P.	Addendums 10-13



TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0001	10/31/05	CPS Summary of Observations and Expert Opinions re PERS - 277 East Town Street	DEPEX248_000001
TA-0002	07/27/06	Email from Hickman to Keen re Schools for Blind and Deaf; attaching 10/26/05 letter to Bower and OSD Recommendation	DEPEXH231_00001
TA-003	10/26/06	Email between Hickman and Keen re OSSB/OSD POR Combination - OSFC Recommendation	DEPEXH232_00001
TA-0004	11/16/06	Email from Hickman to Canan re All Staff Meeting to Introduce Deaf/Blind Project	DEPEXH233_00001
TA-0005	12/04/06	Email from Hickman to Zannoni FW email to Corbett, Mazzoli and Algoe re New Consolidated School for Blind and Deaf	DEPEXH234_00001
TA-0006	12/21/06	Email from Steven Zannoni to Canan, Grinch, Weise re Follow-up to Executive Partnering Session of 12-18-06	DEPEX166
TA-0007	01/10/07	Email from Hickman to Puckett re New Facilities for Ohio Schools for the Deaf and Blind	OSFC-HICKMAN000193
TA-0008	01/18/07	Email from Hickman to Director Sabety re New Facilities for Deaf/Blind Schools; attaching HB699	DEPEXH237_00001
TA-0009	01/24/07	Email from State Architects re request for architectural services	OSFC-GRINCH005125
TA-0010	01/26/07	OSFC Pre-proposal Conference for Professional Design Services for Ohio Schools for Deaf and Blind	DEPEXH235_00001
TA-0011	02/05/07	OSFC Meeting Minutes	OSFC-GRINCH006631
TA-0012	02/09/07	Email from Lutz to Warner FW Hickman email to Puckett re New Facilities for Deaf/Blind Schools; attaching HB699	DEPEXH238_00001
TA-0013	02/21/07	OSFC Request for Construction Management Services	OSFC-GRINCH006191



TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0014	04/19/07	Email from Lutz to Grinch re Architect Team - SHP Staffing	DEPEX167
TA-0015	04/20/07	OSD & OSSB Project A/E & CM Interim Agreements	OSFC003663
TA-0016	04/26/07	Email from Maletz to Weise and Canan re addition of Josh Predovich to design team; follow-up information	DEPEX168
TA-0017	05/16/07	Email from Algoe to Meyer re Professional Development Stats	OSFC-GRINCH006185
TA-0018	05/17/07	Email from Weise to Canan forwarding SHP Proposal	OSFC-GRINCH004936
TA-0019	05/25/07	Email from Westhoven to Hickman re Deaf/Blind School	DEPEXH236_00001
TA-0020	05/31/07	OSFC Resolution Approving Interim Construction Management Services Agreement for Lend Lease	OSFC-GRINCH010440
TA-0021	05/31/07	OSFC Resolution Approving Interim Professional Services Agreement for SHP	OSFC-GRINCH010441
TA-0022	06/08/07	Email from Grinch to Keith, Taggart & Swartzmiller re Project Funding - Contingencies Clarification - Unique Twist	DEPEX169
TA-0023	06/13/07	Letter from Glen Stephens to Jim Swartzmiller re fee to fill personnel	LL001057
TA-0024	07/24/07	Memo from Puckett (Ohio Dept of Educ) re Options for Site Location for a Comprehensive Blind/Deaf School	OSFC-GRINCH012482
TA-0025	09/21/07	Email from Grinch FW Article re: A Call for Action: Ohio Schools of the Deaf and Blind Proposed Merger	OSFC-GRINCH000730
TA-0026	10/31/07	Memorandum of Understanding between OSFC and Ohio Schools for the Blind and Deaf	DEPEX249_000001

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0027	02/19/08	Email between Swartzmiller and Grinch re General Observation; e-mail disclaimer	OSFC-GRINCH009278
TA-0028	02/29/08	Email from Eric Algoe to Keith, Grinch, Maletz, Predovich and Swartzmiller re D&B Core team meeting	DEPEX170
TA-0029	04/07/08	Email from Grinch to Keith, Algoe, Maletz, Predovich, Taggart and Swartzmiller re Awaiting Updated POR Summary? - SD Phase Submission Revision Needed	DEPEX171
TA-0030	04/30/08	SHP Proposal/Scope	OSFC-GRINCH003768
TA-0031	05/08/08	Letter from Lend Lease re Interim Agreement #2	OSFC-GRINCH006409
TA-0032	07/23/08	Email between Grinch and Swartzmiller re Meeting update; no funds to be released to two firms	OSFC-GRINCH009293
TA-0033	08/01/08	Email between Swartzmiller and Grinch re Background Check Update	OSFC-GRINCH009294
TA-0034	10/30/08	Email from Grinch to Zannoni, Puckett, etc. re Draft No. 1 - Partnering Agenda Items	OSFC-GRINCH000657
TA-0035	10/31/08	Email from Grinch to Shoemaker, Berezansky, Mendenhall, Miller, Kasai, Bode, and Snyder re D&B 10-31-08 CM Bovis Lend Lease RENEGE	DEPEX172
TA-0036	11/18/08	Bovis email to Grinch re Schematic Design	OSFC-GRINCH006640
TA-0037	11/20/08	Agreement No. 3 for Professional Design Services between OSFC and SHP	DEPEX128
TA-0038	01/01/09	General Conditions Section 4	DEPEXH276_00001
TA-0039	08/11/09	Email from Taggart to Keith re Take Offs	LEND013515
TA-0040	09/29/09	Email from Grinch to Murray re D&B Finances, Construction Counsel & Early Site Target Dates	DEPEX173

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0041	11/01/09	Email from Grinch to Berezansky re Project Sign Update - New OSFC Exec. Director Name	DEPEX174
TA-0042	11/09/09	Email from Slagle to Swartzmiller; Keith re Deaf & Blind Implementation Plan	OSFC-GRINCH010242
TA-0043	11/18/09	Final Agreement for Construction Management Services between OSFC and Bovis Lend Lease	DEPEX250_000001
TA-0044	01/14/10	Email from Mortimer/OSFC re John Eufinger New OSFC Legal Counsel	OSFC-GRINCH006219
TA-0045	01/21/10	Letter from Keith to Berezansky re Schedule Impact	DEPEX175
TA-0046	01/26/10	Email from Maletz to Keith and Swartzmiller Lend Lease - Columbus Office Status Inquiry - "Office Building Grabbed by Lender"	DEPEX176
TA-0047	02/11/10	Letter from Keith to Grinch re Pre-Construction Schedule	LEND013263
TA-0048	02/22/10	Email from Grinch to Keith re D&B 02-22-10 Keith - Early Site & Site Electrical - Post Open & Responsibility Review Meetings	OSFC-GRINCH002118
TA-0049	03/18/10	Project Review Comments	LEND016193
TA-0050	03/23/10	Construction Document Budget	DEPEX153
TA-0051	03/25/10	Email from Swartzmiller to Corbett and Grinch re Contractor Background Checks	OSFC-GRINCH010552
TA-0052	03/25/10	Email from Swartzmiller to Corbett and Grinch re Contractor Background Checks	OSFC-GRINCH010557
TA-0053	03/29/10	Email from Murray to Grinch asking to review plans	OSFC-GRINCH008894
TA-0054	03/29/10	Email from Grinch to Murray re Main Buildings (new) Packages - Overview	DEPEX177
TA-0055	04/05/10	Email from Predovich to Grinch re Code Compliance Progress	LEND007509

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0056	04/06/10	OSFC Phase Submission Form	LEND007727
TA-0057	04/06/10	Bovis Lend Lease Construction Documents Phase Submission - Residential Dorms	DEPEX154
TA-0058	04/09/10	Email from Maletz to Grinch re Aged Invoices	DEPEX178
TA-0059	04/10/10	Partnering Session Presentation	OSFC-GRINCH006895
TA-0060	04/12/10	Email from Brown to Grinch re wage rates	OSFC-GRINCH007966
TA-0061	04/12/10	SHP Invoice to OSFC	OSFC-GRINCH010647
TA-0062	04/13/10	Schedule Backup	DEPEXH274_00001
TA-0063	04/15/10	Email from Predovich to Jindal FW OSDB Dorm File Partition Details	DEPEX107
TA-0064	04/16/10	SHP Plans - OSD Elementary School/Middle School Student Housing Bldg. 1 & 2; Permit & Review - LS101 & A000, A001,002 (5 pages)	DEPEX006
TA-0065	04/16/10	SHP Plans - Construction Set - OSD Elementary School/Middle School Student Housing Bldg. 1 & 2; LS101 & A000, A001,002 (5 pages)	DEPEX125
TA-0066	04/16/10	SHP Plans - Construction Set - OSD Elementary School/Middle School Student Housing Bldg. 1 & 2; Partial Plan Approval Set 08/23/11	DEPEX149
TA-0067	04/21/10	Lend Lease Early Site Partnering Meeting 01	OSFC-GRINCH006891
TA-0068	04/22/10	Letter from Swartzmiller to Grinch re Pre-Construction and Construction Schedules	DEPEX179
TA-0069	05/14/10	Predovich email re OSDB 98% CD constructability review from Bovis	SHP023449
TA-0070	05/14/10	Bovis Meeting Minutes	LEND008522
TA-0071	05/27/10	Email from Grinch to Puckett and Troyer re Possible Language Update - Corrective Action Grant Program; Project Funding - Contingencies Clarification	DEPEX180
TA-0072	05/27/10	Email from Grinch to Laney re Gen. Ref. Opportunity - ICF Pours at Talawanda CSD	DEPEX181
TA-0073	06/01/10	Email from Grinch to Brannon, Brown, and Lutz re D&B 06-01-10 Bid Set Available for Review - ICF & Flashing Details	DEPEX182
TA-0074	06/04/10	Email from Keith re Urgent Info re OSD/OSSB Background Checks	OSFC-GRINCH009752
TA-0075	06/07/10	Pre-Bid Meeting Presentation	LL002499
TA-0076	06/07/10	Pre-Bid Meeting Minutes, Presentation, Sign-in Sheet, and Notes	LL002462

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Exhibit No.	Date	Description	Bates No./Docid
TA-0077	06/08/10	Email from Maletz to Predovich & Keith FW: D&B 06-07-10 Competing SHP Leading Design Projects	LL010086
TA-0078	06/10/10	Email from Grinch to Keith & Predovich re PLA - Executed by Craft Unions	OSFC-GRINCH003003
TA-0079	06/14/10	OSFC Notice of Commencement	TA002718
TA-0080	06/14/10	Columbus Dispatch Article: "Union get deaf, blind schools contract"	TRANS116937
TA-0081	06/14/10	Notice of Commencement	TA001739
TA-0082	06/15/10	Dispatch Article" "Your tax dollars at work"	OSFC-GRINCH003065
TA-0083	06/21/10	Email from Hickman to Westhoven re Deaf & Blind Schools	OSFC-HICKMAN000163
TA-0084	06/21/10	Email from Hickman to Westhoven & Weise FW emails re SAO-Deaf & Blind Schools update	DEPEXH239_00001
TA-0085	06/24/10	Email between Berezansky and Grinch re SAO Response Status	DEPEX183
TA-0086	06/26/10	Columbus Dispatch public records request	OSFC-GRINCH007366
TA-0087	06/30/10	Email from Grinch to Corbett, Johnson, Marcom & Schaller re 6-30-10 Bid Phase - Potential Bidders Clarification	OSFC-GRINCH000528
TA-0088	07/20/10	Email from Keith to Grinch re D&B Bid Date and Strategy	OSFC-GRINCH003937
TA-0089	07/20/10	Email from Grinch to Keith & Swartzmiller re D&B Bid Date; Revised Bid Dialog	DEPEX004
TA-0090	07/21/10	Email from Grinch re bids first round	OSFC-GRINCH003292
TA-0091	07/28/10	Email from Murray to Grinch FW Hobbs e-mail re Ohio School for Deaf Project	DEPEX252_000001
TA-0092	07/29/10	Ohio Dept. of Commerce Addendum #1 to Partial Plan Approval	SHP011004
TA-0093	07/29/10	Email between Predovich and Grinch re BOCC Plans Approval Reviews - Status Inquiry	DEPEX184
TA-0094	07/29/10	Ohio Dept. of Commerce Certificate of Plan Approval, Correction Letter No. 1, and Addendum #1	DEPEX005
TA-0095	08/03/10	Email between Swartzmiller, Maletz, Clayton & Predovich re Conversation Points	OSFC-JS001684
TA-0096	08/03/10	Email from Sylvester re: Gongwer Stories to be aware of; Article "Deaf, Blind Schools Construction on Hold as OSFC Director Reviews Project Costs, Defends Labor Agreements"	OSFC-HICKMAN000186
TA-0097	08/04/10	Email from Meyer to Grinch attaching OSD/B Gongwer/Hannah Articles	DEPEX253_000001
TA-0098	08/05/10	Keith email to Elford re school follow up	OSFC-GRINCH004056
TA-0099	08/05/10	Email from Roush to OSFC re IG Report Release	DEPEX185

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0100	08/09/10	Grinch email re Dispatch Article - Misfeasance	OSFC-GRINCH004173
TA-0101	08/12/10	Columbus Dispatch Public Records Request	OSFC-GRINCH005162
TA-0102	08/14/10	Email from Maletz re Dispatch Article -Blind, Deaf Schools project to be cut back	DEPEX186
TA-0103	08/18/10	Email from Savors to Murray, Lyman & Grinch FW Bush e-mail re Statement	DEPEX254_000001
TA-0104	08/19/10	Email from Savors to Murray, Lyman & Grinch FW Statement	DEPEX255_000001
TA-0105	08/30/10	Email from Keith to Gring re D&B CM Allowance Status	OSFC-GRINCH010162
TA-0106	09/09/10	Email from Savors to Berezansky, Bode, Grinch, Lyman, Lutz & Mendenhall FW Governor's newsclip	DEPEX256_000001
TA-0107	09/16/10	OSFC Article about bids	OSFC-GRINCH003439
TA-0108	09/17/10	Email from Dickinson to Predovich & Keith re OSD/OSBB impact	LL018670
TA-0109	09/17/10	Email from Maletz to Swartzmiller & Keith re D&B / ABC	DEPEX007
TA-0110	09/17/10	Email from Dickinson to Predovich & Keith re OSD/OSBB Impact	DEPEX034
TA-0111	09/22/10	Email from Keith to Maletz, Predovich, and Grinch re D&B Dorm re-bid	DEPEX187
TA-0112	09/27/10	Email from Swartzmiller to Keith re OSD Superintendent	DEPEX188
TA-0113	09/27/10	Email from Schaller to Grinch re Dorm Bid Package Flow Sheet	DEPEX189
TA-0114	10/01/10	SHP Plans - Bid October 2010; SHP Plans - OSD Elementary School/Middle School Student Housing Bldg. 1 & 2	DEPEXH148_000001
TA-0115	10/01/10	SHP Plans - Bid Set; SHP Plans - Construction Set - OSD Elementary School/Middle School Student Housing Bldg. 1 & 2; A000, LS101, LS101a,A001, A002 (6 pgs)	DEPEXH009_000001
TA-0116	10/01/10	SHP Plans - Bid October 2010, Set - Drawing Set 3 of 4; OSD Academic Dorm Buildings 1-8; OSD Elementary School/Middle School Student Housing Bldg. 1 & 2; Bid/Permit & Review - A000, LS101, LS101a, A001,002 (6 pages)	DEPEX009
TA-0117	10/01/10	SHP Plans - Bid October 2010; Drawing Set 3 of 4; OSD Academic Dorm Buildings 1-8	DEPEX148
TA-0118	10/02/10	Columbus Dispatch Article: No Mandated Union Labor New bids sought for deaf, blind schools	DEPEX190
TA-0119	10/05/10	Email from Predovich to Grinch re OSD/OSSB Bid Sets; attaching Rolando Matias vcf	OSFC-GRINCH012710
TA-0120	10/05/10	Email from Keith to Kirlangitis re FTP Update	LL022814-0000330
TA-0121	10/06/10	Email from Kuhn to Predovich re OSD-OSSB - FTP Site Upload; revised plans	SHP005493

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0122	10/06/10	Email from Andrew Maletz to Rob Grinch and Joshua Predovich re Flawed Bid Sets	SHP001642
TA-0123	10/06/10	Email exchange between Maletz and Predovich re D&B 10-06-10 OSD/OSSB Flawed Bid Sets	SHP023337
TA-0124	10/06/10	Email from Keith to LeMar, & Kirlangitis FW Email between Swartzmiller and Keith re Bid Document Return and Re-Bid Information	LL022814-0000269
TA-0125	10/06/10	Email between Swartzmiller, Predovich & Keith re OSD/OSSB-VE item Change of Construction Type	LL022814-0001371
TA-0126	10/06/10	Email from Andrew Maletz to Joshua Predovich re Flawed Bid Sets	DEPEX008
TA-0127	10/07/10	Email exchange between Matias and Predovich re OSD/OSSB - Door Rating Changes	SHP023259
TA-0128	10/13/10	Email from Grinch to Englehart re Estimating - Evaluation of CMs Figures	OSFC-GRINCH003490
TA-0129	10/14/10	Email from Grinch to CPS re pre- purchase	OSFC-GRINCH003514
TA-0130	10/14/10	OSDB Residential Dorm Estimate - Advertisement for Bid and NTB Calculations	OSFC-GRINCH010179
TA-0131	10/14/10	Email from Grinch to Eric Kohls (CPS) re SMS Estimate - SFC Specialty Contract; budget escalation	DEPEX191
TA-0132	10/15/10	Email exchange between Predovich and Kuhn re OSDB Addendum 10	SHP006702
TA-0133	10/18/10	Email between Kirlangitis and McIntosh discussing Karin's work on project	LL022814-0001788
TA-0134	10/19/10	Residential Buildings Pre-Bid Meeting Presentation	LL002633
TA-0135	10/19/10	Pre-Bid Pre-Bid Meeting Attendees and Agenda	LL002630
TA-0136	10/21/10	LL Request For Information #158 re Drawings & Specifications Clarifications	BER008077
TA-0137	10/21/10	Email from Endrulas to Kohls; Englehart re Work Assignment	OSFC-GRINCH007067
TA-0138	10/21/10	Letter from TA to Keith re RFI #1 with backup notes and correspondence	LEND014962
TA-0139	10/21/10	Letter from TA to Bovis re Residential Dormitories - RFI #1	DEPEX035
TA-0140	10/22/10	TA Letter to Bovis re RFI #2	LL009231
TA-0141	10/22/10	Email exchange between Matias and Predovich re OSDN dorm permit response to DIC	SHP005699
TA-0142	10/25/10	Letter from Kohls to Grinch re Evaluation of CM Cost Estimates	DEPEX192
TA-0143	10/27/10	Email between Predovich and Keith re D&B Dorms	LL022814-0000295
TA-0144	10/27/10	Email between Keith and Grinch re Dorms (only) Re-Bid - CM Published Estimate - Questions	DEPEX193
TA-0145	10/27/10	Email from Rolando Matias to Josh Predovich re OSDB dorm re-bid	DEPEX010

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0146	10/28/10	Re-Bid - Ohio School for Blind and Deaf Residential Buildings	DEPEX036
TA-0147	11/04/10	Bovis Contractor Interview Form	LEND013887
TA-0148	11/04/10	Email from Keith to Grinch re D&B status	DEPEX037
TA-0149	11/05/10	Contractor Reference Check Sheet - Hadler	LEND013903
TA-0150	11/10/10	Contractor Reference Check Sheet - Woodruff Architects	LEND013867
TA-0151	11/11/10	Email from Maletz to Keith, Dickinson & Predovich re OSDB construction voodoo	LL030688
TA-0152	11/11/10	Email between Swartzmiller, Keppler, Keith, Rice, LeMar, Kirlangitis re OSDB construction voodoo	LL022814-0000272
TA-0153	11/11/10	Columbus Dispatch Article: New bids drop cost of work on schools	DEPEX206
TA-0154	11/12/10	TA letter to Bovis re Residential Dormitories; Contains Bovis handwritten responses to questions	DEPEX038
TA-0155	11/13/10	News article "Non-union Labor Group Credits Lower Bids to Removal of Union Labor Rule"	OSFC-GRINCH003761
TA-0156	11/15/10	Email from Grinch to Keith & Kirlangitis re Re-Bid - Pending Commission Contracts Approval	OSFC-JW000035
TA-0157	11/15/10	Letter from Keith to Robert Grinch re bid package summary;	LL007642
TA-0158	11/15/10	Letter from Keith to Robert Grinch re bid package summary; TA determined to be low bidder; recommencing award of contract	DEPEX155
TA-0159	11/16/10	LL and SHP Payments	OSFC-GRINCH008876
TA-0160	11/17/10	Email from Meyer FW Dispatch Editorial: Second time's a charm	OSFC-GRINCH004819
TA-0161	11/17/10	Letter to Editor responding to articles by RM Executive Director	OSFC-GRINCH010759
TA-0162	11/17/10	Executive Core Team Meeting, attaching information re 12 bids	LEND012635
TA-0163	11/17/10	Letter from Keith to Grinch re Plumbing and HVAC Bids Overage Analysis	DEPEX194
TA-0164	11/18/10	RFI0016	LEND016256
TA-0165	11/18/10	RFI0022	LEND016265
TA-0166	11/18/10	Letter to Editor	DEPEX258_000001
TA-0167	11/18/10	LL RFI R0008	DEPEXH262_000001
TA-0168	11/18/10	Email from Keith to Maletz re Outline of Memorandum	DEPEX039
TA-0169	11/22/10	Bovis Notice of Intent Letter to TA to Award General Trades Contract	TA002724
TA-0170	11/22/10	Email from Clay Keith to Josh Predovich; Karin Kirlangitis re D&B Dorm Drawings	DEPEX040
TA-0171	11/29/10	Email from Grinch to Johnson re D&B Update	DEPEX195

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0172	11/30/10	Email from Rolando Matias to Josh Predovich re D&B Dorm Drawings	DEPEX011
TA-0173	12/01/10	Email from Grinch to Keith and Predovich re December Core Team Meetings Cancelled	DEPEX196
TA-0174	12/02/10	Email between Swartzmiller and Keith re Outline of response to Rob	LL022814-0000032
TA-0175	12/03/10	Email from Keith to Swartzmiller re Response letter for 12-01-10 OSFC email - Project Status - first stab	LL022814-0000026
TA-0176	12/06/10	Email from Keith to Predovich; Kirlangitis FW OSSB and OSB Dormitories	SHP003466
TA-0177	12/06/10	Email from Keith to Grinch re Response to 12-01-10 - Project Status	OSFC-JS002807
TA-0178	12/06/10	Email from Keith to Swartzmiller re revision to Grinch letter re project status	DEPEX197
TA-0179	12/07/10	Email from Kuhn to Predovich re Deaf/Blind Drawing Sets	SHP005512
TA-0180	12/07/10	OSD/OSSB Internal Design Review Meeting Minutes	DEPEX198
TA-0181	12/09/10	Email exchange between Rolando Matias and Steve Early re List of questions from last meeting;	TA002707
TA-0182	12/09/10	Email from Corbett to Grinch re Frustration Reign Supreme	DEPEX199
TA-0183	12/09/10	Emails between Rolando Matias & Josh Predovich re OSDB Dorm response to DIC - OUT OF TIME	DEPEX012
TA-0184	12/10/10	Bovis Notice to Proceed to TransAmerica, attaching Submittals, Schedules	TA001748
TA-0185	12/10/10	Email from Matias to Predovich re Electronic Media Agreement	SHP005760
TA-0186	12/10/10	Email from Corbett re "Believe it or Not"	LL015809
TA-0187	12/10/10	Email from Matias to Predovich re Correction Letter Response	DEPEX013
TA-0188	12/10/10	Bovis Notice to Proceed Letter to TA	DEPEX014
TA-0189	12/10/10	Dickinson E-mail to Swartzmiller, Keith, Maletz & Predovich re SFC "Believe It or Not"	DEPEX041
TA-0190	12/12/10	Letter from Dept. of Commerce responding to Matias 12/13/10 letter	DEPEX016
TA-0191	12/13/10	Email from Matias to Predovich re Additional Fee Request	DEPEX015
TA-0192	12/14/10	Email from Grinch to Grinch re SFC 06-00-12 Reappropriations Bill - Sub HB 462	DEPEXH240_00001
TA-0193	12/15/10	Pre-Construction Kick-Off Meeting	LL002679
TA-0194	12/15/10	Email from Predovich to Grinch re Plans Approval Reviews	SHP025344
TA-0195	12/15/10	Bovis Pre-Construction Meeting Presentation	DEPEXH259_000001
TA-0196	12/17/10	RFI 066	LEND014355
TA-0197	12/17/10	Email from Keith to Grinch re Deaf and Blind Estimate	DEPEX200
TA-0198	12/23/10	Email from Schaller to Keith re Specs	LL011573

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0199	12/23/10	Ohio Dept. of Commerce Letter responding to 12/13/10 letter	TA002384
TA-0200	12/23/10	Email from Schoen to Predovich re OSDB Dorm project, construction set, misc.	SHP022486
TA-0201	12/27/10	Email between Swartzmiller and Kirlangitis re PMC Review of Dorms (only) Estimate (First Bid Attempt)	DEPEX201
TA-0202	12/29/10	Email from Rice to Keith re New Drawings	DEPEX202
TA-0203	12/29/10	Contractor Schedule Information Submission Sheet	DEPEXH269_00000
TA-0204	01/04/11	Email exchange between Schoen and Predovich re OSDB Dorm project, construction set, misc.	SHP005043
TA-0205	01/04/11	Letter from Lend Lease to SHP re list of RFIs overdue	DEPEX019
TA-0206	01/04/11	Email from Vaughn Industries re OSDB Category A Submittal milestone	DEPEX042
TA-0207	01/05/11	Email from Joe Noser to Josh Predovich re OSDB Dorm CA	SHP001339
TA-0208	01/05/11	Email from Joe Rice/Bovis to Matias re OSDB Dorm Truss Shops	SHP022413
TA-0209	01/05/11	Emails between Keith, Kirlangitis & Rice re OSDB dorm truss shops	LL022814-0000111
TA-0210	01/05/11	Email from Joe Noser to Josh Predovich re OSDB Dorm CA	DEPEX020
TA-0211	01/06/11	TA letter to Lend Lease re PR35 Additional Weather Days, On-Going Delays to Finishes	TA001467
TA-0212	01/06/11	Email from Keith to Swartzmiller re For meeting with Andrew; issues with SHP	DEPEX157
TA-0213	01/11/11	Ohio Dept. of Commerce Addendum #1 to Partial Plan Approval	OSFC-GRINCH010092
TA-0214	01/11/11	Email between Matias and Predovich re OSDB Matrix of CA responsibility and DIC permit comments	SHP005850
TA-0215	01/13/11	Schedule	DEPEXH268_00001
TA-0216	01/17/11	Email from Predovich to Grinch re Partial Plan Approval and Final permit fees - Academic Buildings	OSFC-GRINCH010090
TA-0217	01/18/11	Matias Letter to Dept. of Commerce re response to 12/23/10 letter w/attachments	BER007035
TA-0218	01/18/11	Letter from Matias to Jindal re response to 12/23/2010 letter	DEPEX017
TA-0219	01/19/11	Email from Kuhn/Berardi to Matias re updated life safety plans	BER007867
TA-0220	01/19/11	Email re OSD/OSSB - Life Safety Sheets	DEPEX018
TA-0221	01/21/11	Email between Predovich and Keith re OSDB Dorm CA - bearing plan dimension bust	SHP022236

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0222	01/24/11	Email exchange between Predovich and Matias re OSDB Dorm CA Meetings, Information	SHP008377
TA-0223	01/24/11	Email from Predovich to Matias	SHP022232
TA-0224	01/24/11	Email between Noser and Predovich re OSSB Dorm: LVL Callout	SHP022225
TA-0225	01/24/11	Email from Joe Noser to Josh Predovich re Dorm LVL Callout	DEPEX021
TA-0226	01/25/11	Email from Josh Predovich to Clay Keith; Jim Smith, Jr. re OSDB Dorm CA foundation dimensions	SHP006245
TA-0227	01/25/11	Email from Wilhelm to Keith re PR#37	SHP000323
TA-0228	01/25/11	Email from Josh Predovich to Clay Keith; Joe Rice re OSDB Dorm CA - Bearing plan dimension bust + other issues	SHP006250
TA-0229	01/25/11	Email between Keith and Predovich re OSDB OSD ES Sheets A101 versus A103 in Bid and Construction sets	SHP022186
TA-0230	01/25/11	Email between Keith and Walter/TP re Late Submittals	OSFC-GRINCH005117
TA-0231	01/25/11	Email exchange between Keith; Predovich & Rice re ES Sheets A01 vs. A103 in bid and construction sets	DEPEX129
TA-0232	01/26/11	Email from Keith to Predovich FW Shelley Metz email re OSDB Dorm CA foundation dimensions	SHP003306
TA-0233	01/26/11	Email from Kirlangitis to LeMar with request to delete file	LL022814-0001224
TA-0234	01/26/11	Email from Keith to Predovich re FW OSDB Dorm CA foundation dimensions - DUP	DEPEX022
TA-0235	01/26/11	Email from Joe Noser to Jim Smith & Josh Predovich OSDB Dorm CA foundations dimensions	DEPEX130
TA-0236	01/29/11	Email from Kirlangitis to Keith re are u working too?	LL022814-0001766
TA-0237	01/31/11	Email exchange between Joe Noser and Josh Predovich re OSDB Dorm CA cadd files	SHP001315
TA-0238	02/02/11	Issues Brought up in notices:	TRANS058366
TA-0239	02/03/11	Letter from Columbus/Central Ohio Building and Construction Trades Council re Public Records Request for union	OSFC-GRINCH006343
TA-0240	02/03/11	Letter from Grinch to Swartzmiller FW Invoice #36	OSFC-GRINCH013119
TA-0241	02/07/11	Lend Lease PowerPoint Presentation	LEND006245
TA-0242	02/07/11	Email between Keith, Maletz and Swartzmiller re OSDB Cost Reducing Pricing	DEPEX158

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0243	02/14/11	Email exchange between Noser and Predovich re OSBD Dorms - RFI 82 and 83	SHP001291
TA-0244	02/15/11	Email from Predovich to Keith re Finishes	LL016264
TA-0245	02/15/11	Email exchange between Clay Keith and Josh Predovich re FW: OSD/OSSB-Finishes	DEPEX032
TA-0246	02/16/11	Email from Clay Keith to Karin Kirlangitis re request to direct correspondence through Josh Predovich	SHP003284
TA-0247	02/17/11	TA Notice to Keith re Revised Drawings	OSFC-GRINCH012488
TA-0248	02/21/11	Email from Josh Predovich to Joe Noser re OSDB Dorm CA Rough Carpentry submittal	DEPEX023
TA-0249	02/23/11	Email from Wilhelm to Keith re OSD&B Notice; Drawings revised	TA002478
TA-0250	02/23/11	TA Notice to Keith re Revised Drawings	LL038552
TA-0251	02/23/11	Email from Keith to Predovich re OSDB Dorms outstanding RFI issues	SHP021761
TA-0252	02/23/11	Email from Keith to Wilhelm re OSD&B Notice; Drawings revised	OSFC-GRINCH012486
TA-0253	02/24/11	Attachment: OSFC Resolution 11-16	OSFC-JW000012
TA-0254	02/24/11	Email from OSFC Re Dorms Contracts Start-up - TransAmerica Response - Notice	DEPEX024
TA-0255	02/25/11	Email exchange between Grinch; Keith & Erickson re Rescinding Model Bidder Criteria - Question - If Still Prev. Wage	OSFC-JW000010
TA-0256	02/28/11	Letter from SHP responding to TransAmerica's 02/23/11 letter	TA002407
TA-0257	02/28/11	Letter from Predovich to Matias re SHP request for amendment to contract	DEPEX025
TA-0258	02/28/11	Email from Keith to Predovich re outstanding issues for OSDB	DEPEX044
TA-0259	03/01/11	Email exchange between Keith and Predovich re Roof truss shop drawings DUP	SHP003254
TA-0260	03/01/11	Email exchange between Keith and Predovich re Roof truss shop drawings	SHP003249
TA-0261	03/01/11	Email from Keith to Kirlangtis re FW Roof Truss drawings	LL010559
TA-0262	03/01/11	Email from Rice to Kirlangitis re TP Fire Protection	LL022814-0002619
TA-0263	03/01/11	Email from Wilhelm re Drawing delay notification response	TA002402
TA-0264	03/01/11	Letter from Keith to Wilhelm re Revised Drawings for OSDB Residential Dorms	DEPEX026
TA-0265	03/04/11	Email from Keith to Predovich re OSDB Meeting Prep	LL022814-0002308
TA-0266	03/06/11	Letter from Predovich to Keith re OSDB Dorm CA-Rejection of defective work DUP	DEPEX118

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0267	03/07/11	Letter from Lend Lease to SHP re list of RFIs overdue	LL000992
TA-0268	03/08/11	Email from Wilhelm re Bid Set Drawings	TA002408
TA-0269	03/09/11	Proposal Request No. 004 from Predovich	LEND015596
TA-0270	03/10/11	RFI 106	LEND016379
TA-0271	03/10/11	OSDB Executive Partnering Session	DEPEX027
TA-0272	03/14/11	RFI 109	LEND016385
TA-0273	03/14/11	Emails between Jindal and Predovich re OSDB Dorm response letter #2 from Berardi	DEPEX028
TA-0274	03/15/11	Email exchange between Kuhn and Predovich re OSSB Elementary-Middle School Roof Framing Plan	BER000461
TA-0275	03/16/11	Email exchange between Predovich and Noser re OSDB Dorm CA OSD dorm 5 construction set foundation plan sheet S102 correction	SHP007082
TA-0276	03/16/11	Email from Keith to Swartzmiller FW Lend Lease E-mail re SHP concerns	LL022814-0002264
TA-0277	03/16/11	Email from Keith to Predovich & Keith re OSD Fire Lane at Dorms	OSFC-GRINCH012939
TA-0278	03/18/11	Email from Karin Kirlangitis to Josh Predovich re OSDB Residential - Building Permits	DEPEX029
TA-0279	03/21/11	SHP Meeting Minutes	OSFC-GRINCH013384
TA-0280	03/21/11	Lend Lease Weekly Progress Meeting Minutes 006	DEPEX046
TA-0281	03/22/11	Email between Smith and Wilhelm re High School Staking	SHP003935
TA-0282	03/22/11	Email from Smith to Kirlangitis & Predovich re RFI 109, Clarifications Needed	LL022814-0002814
TA-0283	03/22/11	Email from Predovich to Smith re OSB High School Staking; in agreement with response to TransAmerica	SHP008706
TA-0284	03/24/11	Email from Sudhir Jindal to Josh Predovich re Residential Electrical Permit	SHP000839
TA-0285	03/24/11	Email from Sands Decker to Wilhelm re OSBD Truss Drawings; attached	TA002485
TA-0286	03/25/11	Email from Kirlangitis to LeMar re D&B 03-24-11 CM Monthly Invoices - Reimbursables	LL022814-0002188
TA-0287	03/25/11	Dept. of Commerce Response Letter to Ohio School for Deaf; Matias Letter	DEPEX030
TA-0288	03/28/11	Email from Zannoni to Keith & Swartzmiller re March 10, 2011 Partnering Meeting Notes	OSFC-GRINCH000196
TA-0289	03/28/11	Email from Maletz to Predovich FW Email chain re Outstanding issues for OSDB - KEY 69a	DEPEX031
TA-0290	03/28/11	Email from Josh Predovich to Clay Keith re Outstanding issues	DEPEX131

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0291	03/29/11	Email from Joe Noser to Josh Predovich re Dorm CA plumbing shops with revisions	SHP001186
TA-0292	03/29/11	Proposal Request 001 from Predovich	LEND015612
TA-0293	03/30/11	Email from Predovich to Matias re OSDB Dorm CA	SHP021040
TA-0294	03/31/11	Emails between Keith and Kirlangitis re OSDB Dorm CA PR#3 - add ridge vent	LL022814-0002533
TA-0295	04/04/11	Email from Clay Keith to Josh Wilhem re OSB Elementary Bldg. 1	SHP003199
TA-0296	04/04/11	Email from Josh Predovich to Josh Wilhelm re OSD&B Layout, Meeting	SHP007292
TA-0297	04/04/11	Email from Josh Wilhelm to Clayton Keith re PR1 dimensions, attaching notes re dimensions	SHP000587
TA-0298	04/04/11	Email from Wilhelm re Layout Meeting	TA002465
TA-0299	04/04/11	Email from Keith to Predovich forwarding Wilhem e-mail re Elem Bldg 1	LL022814-0002895
TA-0300	04/04/11	RFI 126	LEND016433
TA-0301	04/04/11	RFI 125; Closed	LEND016446
TA-0302	04/04/11	Emails between Clay Keith and Josh Wilhelm re OSB Elementary Bldg. 1	SHP020866
TA-0303	04/04/11	Email from Clay Keith to Josh Predovich FW Outstanding Issues for OSDB	DEPEX047
TA-0304	04/04/11	Email from Josh Wilhelm to Clay Keith and Jim Smith re Firestopping Submittals; Proposed Revised List	DEPEX048
TA-0305	04/04/11	Email from Wilhelm re OSB Elementary Building	DEPEX132
TA-0306	04/05/11	Email from Swartzmiller to Keith and Kirlangitis FW: Thriving on Chaos - 6 Page Review of Tom Peters' Legendary Book	LL022814-0003315
TA-0307	04/06/11	Email from Keith to Smith re CMU Grouting	DEPEX207
TA-0308	04/07/11	Email from Josh Wilhelm to Clay Keith, Jim Smith, Jr., Karin Kirlangitis and Josh Predovich re Firestopping Submittals; Proposed Revised List	SHP000583
TA-0309	04/07/11	Email from Wilhelm to Don Ball re Dimension Meeting	TA002387
TA-0310	04/07/11	Email from Kirlangitis to Predovich re Design Review Meeting Minutes	LL022814-0003168
TA-0311	04/07/11	RFI 130	LEND016437
TA-0312	04/08/11	Lend Lease letter to OSFC re Failure to Pay Applicable Fee Pursuant to Terms of CM Agreement	DEPEX159
TA-0313	04/11/11	RFI 134	LEND014507
TA-0314	04/11/11	RFI 135	LEND014520
TA-0315	04/15/11	Emails between Madison Dowlen and Josh Predovich re construction drawings	SHP001720
TA-0316	04/15/11	Transmittal from Predovich to Jindal re Updated Truss Shop Drawings	SHP010571

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0317	04/15/11	Email from Wilhelm to Keith re OSD&B Construction Set	LL022814-0002892
TA-0318	04/15/11	Email from Clay Keith to Josh Predovich re Construction Set of Drawings	DEPEX049
TA-0319	04/15/11	Email from Wilhelm to Keith re OSD&B Construction Set	DEPEX050
TA-0320	04/15/11	Email from Madison Dowlen to Josh Predovich and Clayton Keith re construction set of drawings - KEY 84A	DEPEX089
TA-0321	04/19/11	Schedule	DEPEXH272_00001
TA-0322	04/20/11	Email from Dynamix to Josh Predovich re OSDB CA Dorm Life Safety Plans per permit response #2 to DIC	DEPEX090
TA-0323	04/22/11	Prolog RFI 030	LEND014276
TA-0324	04/22/11	Prolog RFI 030	DEPEX147
TA-0325	04/22/11	Prolog Printout - RFI 010	DEPEX150
TA-0326	04/25/11	Weekly Progress Meeting Minutes 011	DEPEX051
TA-0327	04/26/11	Email from Wilhelm to Keith re Casework - Impacted Schedule Items	LL034316
TA-0328	04/26/11	Email from Josh Wilhelm to Clay Keith and Karin Kirlangitis re Firestopping Submittals; Proposed Revised List	DEPEX091
TA-0329	04/27/11	Memo from Predovich to Jindal attaching Sprinkler Piping Shop Drawings	DEPEX097
TA-0330	04/28/11	Proposal Request 10	DEPEX151
TA-0331	05/02/11	Weekly Progress Meeting Minutes 012	DEPEX052
TA-0332	05/05/11	Email from Maletz to Swartzmiller, Keith, & Predovich re D&B Cost "Road Map"	LL007766
TA-0333	05/06/11	Email from Wilhelm to Keith & Kirlangitis re OSD&B Construction Drawings	TA002490
TA-0334	05/06/11	Email from Clay Keith to Josh Predovich re OSD&B construction drawings	DEPEX053
TA-0335	05/08/11	Email exchange between Predovich and Keith re Construction Drawings	DEPEX092
TA-0336	05/09/11	Emails between Joel Walter and Clayton Keith re Residential RFI #132	SHPO00759
TA-0337	05/09/11	Email from Predovich to Matias re OSDB Dorm CA-ES construction set review-final	SHPO08356
TA-0338	05/09/11	Email from Keith to Jutte and Hamler re electrical notification	DEPEX054
TA-0339	05/09/11	Email from Keith to Jutte and Hamler re OSDB Electrical Notification	DEPEX133
TA-0340	05/10/11	Email from Predovich to Keith, Kirlangitis and Smith re OSDB Dorm CA HS plans with additional dimensions	SHPO20063
TA-0341	05/10/11	Email from Dynamix to Josh Predovich re OSDB dorms - conforming documents	DEPEX093
TA-0342	05/10/11	Email exchange between Predovich and Wilhelm re Construction Drawings	DEPEX094

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0343	05/16/11	Email from Josh Wilhelm re OSD&B Delay Notice	SHP000564
TA-0344	05/17/11	Email from Josh Predovich to Sudhir Jindal re OSDB Dorm CA - truss shops-eng stamped shts w-CD text	SHP006855
TA-0345	05/17/11	Emails between Josh Wilhelm and Josh Predovich re RFI 132r1, HS Blind #5 Dimensions	SHP000556
TA-0346	05/17/11	Proposal Request 12	DEPEXH152_000001
TA-0347	05/17/11	Email from Wilhelm to Kirlangitis & Smith re Blind HS Dimensions	DEPEX095
TA-0348	05/18/11	Email from Swartzmiller to Maletz re Shoemaker - June Golf Event	LL017126
TA-0349	05/19/11	Morley Email to Wald re Dorms Dimension Revisions	TA002457
TA-0350	05/19/11	Email from P.R. Casey to Francis Pompey re sidewalks	OSFC-HICKMAN000230
TA-0351	05/19/11	Email between Jindal and Predovich re Truss drawings	DEPEX096
TA-0352	05/23/11	Email from Keith to Dowlen re OSDB Questions	DEPEX056
TA-0353	05/24/11	Email from Predovich to Smith re Dorm CA drawing release	OSFC-JS001820
TA-0354	05/24/11	Email from Wilhelm to Keith re Panel layout drawings	DEPEX134
TA-0355	05/25/11	Letter from Predovich to Jindal attaching List of Special Inspections	ODC000263
TA-0356	05/25/11	Email from Smith to Keith; Predovich re OSDB framing	SHP003901
TA-0357	05/25/11	Email from Dowlen to Schaller, Johnson, Keith, Kirlangitis, Maletz and Predovich FW Controlling Board Request for Operating Transfer from OSDB/OSSB to OSFC for School Facilities Project	DEPEX208
TA-0358	05/25/11	Email from Dowlen to Hager re OSDB - SHP Draft AE Amendment	DEPEX127
TA-0359	05/25/11	Email between Keith, Predovich & Smith re OSDB Framing	DEPEX135
TA-0360	05/26/11	Email between Pompey (Dept of Educ COO) and Hickman re Controlling Board Request for Operating Transfer from OSD/OSSB to OSFC for School Facilities Project	OSFC-HICKMAN000235
TA-0361	05/31/11	OSD/OSSB Dorm Temporary Tech/FA package scope discussion	LL002318
TA-0362	06/01/11	Email from Clay Keith to Josh Predovich re Insulation - Old Discussion	SHP003023
TA-0363	06/01/11	Email from Clay Keith to Josh Predovich & Karin Kirlangitis re OSDB RFIs for today	SHP003030
TA-0364	06/01/11	Email from Kirlangitis to Predovich re OSDB Residential Coordination Drawing Files	SHP004147
TA-0365	06/02/11	Email from Rolando Matias to Josh Predovich re OSDB construction sets	DEPEX098
TA-0366	06/03/11	Email from Keith attaching OSDB Team Meetings	OSFC-JSR013415
TA-0367	06/03/11	Attachment: OSDB Team Meetings	OSFC-JSR013416

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0368	06/06/11	Emails between Rolando Matias & Josh Predovich re OSDB construction sets	DEPEX100
TA-0369	06/07/11	Email from Smith to Wilhelm, Morley & Ball re Building #1 Framing (STOP WORK)	SHP003897
TA-0370	06/08/11	Prolog Print-out re R00201	TA002708
TA-0371	06/09/11	Email from Berardi Partners to Josh Predovich re meeting schedule	SHP005529
TA-0372	06/10/11	Email from Karin Kirlangitis to Josh Predovich re PR Smoke Walls	SHP004128
TA-0373	06/10/11	Email from Predovich to Rolando Matias re construction sets - reminder request	SHP008342
TA-0374	06/10/11	Email from Keith to Predovich FW Wilhelm e-mail re OSDB Panel layout drawings	LL014437
TA-0375	06/10/11	Email from Berardi Partners to Josh Predovich re construction set	DEPEX101
TA-0376	06/11/11	Email from Dowlen to Snyder Hickman & Berenzansky re Blind/Deaf Schools Project Budget	OSFC-HICKMAN000233
TA-0377	06/13/11	Email from Clay Keith to Scott Schaller, etc. re Dorm Update #11	DEPEX136
TA-0378	06/14/11	Email from Karin Kirlangitis to Clay Keith, Josh Predovich, Jim Smith, Jr. re OSD Hardware Submittal - TA's concern	SHP004123
TA-0379	06/15/11	Email between Dowlen and Grinch re Maintenance Plans, Lack of	OSFC-GRINCH008233
TA-0380	06/15/11	Email from Brad Miller to Bill Koniewich re PM position	TRANS056103
TA-0381	06/16/11	Email from Mike Couvreur to Josh Predovich re OSDB DIC permit	SHP004473
TA-0382	06/17/11	Email from Berardi Partners to Josh Predovich re OSDB Dorm CA no meeting	SHP005526
TA-0383	06/20/11	Email exchange between Predovich and Jindal discussing sprinkler and truss shop drawings	ODC000253
TA-0384	06/23/11	Email from Berardi Partners to Josh Predovich re OSD OSSB High School revisions - dimensional changes	SHP005525
TA-0385	06/23/11	First Amendment to Agreement No. 3 For Professional Design Services (Construction Manager Involved) between OSFC and SHP	OSFC-GRINCH010730
TA-0386	06/23/11	OSFC Meeting Minutes	DEPEX209
TA-0387	06/24/11	Email from Berardi Partners to Josh Predovich re OSD OSSB High School revisions	DEPEX102
TA-0388	06/27/11	Email exchange between Predovich and Jindal re re Truss or Sprinkler shop drawing submissions	ODC000241
TA-0389	06/28/11	RFI 170	LEND014580
TA-0390	07/01/11	Email between Swartzmiller and Keith re 4th Parade and Rob Grinch	DEPEX160

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0391	07/03/11	Email exchange between Predovich and Sudhir Jindal re Truss or Sprinkler shop drawing submissions	SHP000808
TA-0392	07/07/11	Email from Clay Keith to Josh Predovich re PR 16 Kitchen island and pantry dims	DEPEX057
TA-0393	07/08/11	Email from Clay Keith to Josh Predovich re Dynamix	SHP002971
TA-0394	07/08/11	Email from Jim Smith, Jr. to Josh Wilhelm; Clay Keith re Dynamix	DEPEX058
TA-0395	07/08/11	Email from Clay Keith to Scott Schaller, etc. re OSDB Dorm Update #13	DEPEX137
TA-0396	07/11/11	Email from Clay Keith to Josh Wilhelm & Josh Predovich re Revised 2-week look-ahead	SHP002962
TA-0397	07/12/11	Email from Josh Predovich to Sudhir Jindal re DIC Projects and additional Sprinkler Designer information	SHP006801
TA-0398	07/12/11	Email exchange between Keith and Zetts re Ohio School for Dead and Blind- Daily Reports	DEPEX059
TA-0399	07/12/11	Email from Predovich to Jindal re Additional Sprinkler Designer Information	DEPEX103
TA-0400	07/13/11	RFI 184 re OSD ES Office/Service Area Dimension Clarification	LEND016580
TA-0401	07/14/11	Email from Keith to Johnny Mac re Deaf and Blind rough in	OSFC-JK000728
TA-0402	07/14/11	Redacted emails from Keith to Dowlen; forwarding email exchange with Kasai re delay	OSFC-JK000087
TA-0403	07/14/11	Email from Keith to Predovich; cc Smith re OSDB Outstanding Issues	DEPEX161
TA-0404	07/18/11	Email from Josh Predovich to Sudhir Jindal re DIC Projects and additional Sprinkler Designer information	SHP006799
TA-0405	07/18/11	Proposal Request No. 18 Revised	LEND015473
TA-0406	07/18/11	Proposal Request No. 018 from Predovich re pricing revisions to fire separation walls	DEPEXH264_000001
TA-0407	07/18/11	Affidavit of Clay Keith in Jutte Electric Bankruptcy	DEPEX060
TA-0408	07/18/11	Email from Maletz to Dowlen re OSDB Drawing and Specifications Notice	DEPEX104
TA-0409	07/18/11	Email between Maletz and Swartzmiller re OSDB Drawing and Specifications Notice	DEPEX162
TA-0410	07/19/11	Email from Josh Predovich to Sudhir Jindal re Additional Sprinkler Designer Information	DEPEX105
TA-0411	07/20/11	Email from Clay Keith to Josh Wilhelm, Mike Kraner & Chad Cole re PR16 Reflected Ceiling Changes	SHP002933

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0412	07/21/11	Email from Mike Kraner to Clay Keith, Josh Wilhelm and Chad Cole re Reflected Ceiling Changes	SHP000736
TA-0413	07/22/11	Email from Clay Keith to Josh Predovich re Outstanding issues	SHP002924
TA-0414	07/22/11	Email between Pompey and Dowlen re Controlling Board Requests for State Schools for Deaf and Blind	OSFC-HICKMAN000237
TA-0415	07/22/11	Email from Clay Keith to Josh Predovich re PR 18 Questions	SHP002923
TA-0416	07/24/11	Memo from Predovich to Ohio Dept. of Commerce forwarding approved set of of Sprinkler Piping Shop Drawings	SHP010756
TA-0417	07/24/11	Letter from Predovich to Jindal attaching revised Life Safety Plans	DEPEX106
TA-0418	07/25/11	Email between Dowlen, Schaller, Johnson & Marcom re Dorm Construction Schedule	DEPEX211
TA-0419	07/25/11	Email from Gerard Marcom to Josh Predovich and Clay Keith re dorm move in	DEPEX061
TA-0420	07/27/11	Email from Clay Keith to Josh Predovich re OSDB inspections	DEPEX062
TA-0421	07/28/11	Email from Smith to Predovich FW TA - Items Needed list	DEPEX212
TA-0422	07/28/11	OSFC Meeting Minutes	DEPEX213
TA-0423	07/29/11	Email between Swartzmiller and Keith re Jutte Electric	DEPEX163
TA-0424	08/01/11	Email from Smith to Keith re Jutte final framing walk through and punch list	OSFC-JK000759
TA-0425	08/03/11	Email from Keith to Jutte FW SHP response re floor boxes	OSFC-JK000173
TA-0426	08/03/11	Email exchange between Jindal and Predovich re OSDB Dorm fire partition details	ODC000191
TA-0427	08/03/11	Email between Smith, Keith and Wilhelm re OSSB Draft Stopping Locations As discussed on site	LL033416
TA-0428	08/03/11	Email from Predovich to Jindal FW OSDB Dorm File Partition Details	ODC000193
TA-0429	08/03/11	Attachment - Construction Set - Updated Life Safety Plans	ODC000195
TA-0430	08/03/11	Email from Smith to Miller, Wilhelm & Kraner re Chase Walls at Bathrooms	SHP003866
TA-0431	08/03/11	Letter from Lend Lease to Jutte Electric re Termination for Cause - Five Day Notification	DEPEX063
TA-0432	08/04/11	Email from Clay Keith to Josh Predovich re FW Direction - Ceiling Framing	DEPEX138
TA-0433	08/08/11	Email from Clay Keith to Josh Predovich re PR21 termination of PVC roof at OSSB dorms - Revised per 8/1/ meeting	SHP002885
TA-0434	08/09/11	Updated Life Safety Plans from PR 18	TA002452
TA-0435	08/12/11	Site Inspection Sign-Off Log	LL042826

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0436	08/12/11	Certificate of Partial Plan Approval; attaching Site Inspection Sign-Off Log	LL043027
TA-0437	08/12/11	Email from Josh Wilhelm to Keith; Smith; Kirlangitis & Predovich re PR 18, Initial Questions	SHP000488
TA-0438	08/12/11	Email from Predovich to Jindal in response to conference call	ODC000188
TA-0439	08/12/11	Email from Grinch to Drerup (OSFC) FW email to Lutz re Cost of Residential Facilities	OSFC-GRINCH009551
TA-0440	08/12/11	Email from Grinch to Drerup (OSFC) FW email to Lutz re Cost of Residential Facilities	OSFC-GRINCH009534
TA-0441	08/12/11	Email from Grinch to Lutz re Cost of Residential Facilities	DEPEX203
TA-0442	08/12/11	Email from Josh Predovich to Dave Schoen re OSDB Dorm CA - above ceiling rough-in for wiring	DEPEX108
TA-0443	08/18/11	Email from Josh Predovich to Sudhir Jindal re next set of plans	SHP000794
TA-0444	08/18/11	Email exchange between Jindal and Predovich	SHP018044
TA-0445	08/18/11	Email from Smith to Morley re Dorms, BLL	TRANS116718
TA-0446	08/18/11	Email from Wilhelm re OSDB Status; fire caulk	DEPEX139
TA-0447	08/18/11	Email from Steve Morley to Jim Smith re Dorms, BLL	DEPEX140
TA-0448	08/23/11	Dept. of Commerce Correction Letter No. 2	SHP010484
TA-0449	08/23/11	Addendum No. 1 to Partial Plan Approval	SHP010481
TA-0450	08/23/11	Email from Wilhelm re firecaulking items	TA002422
TA-0451	08/23/11	Certificate of Partial Plan Approval No. 1	DEPEX109
TA-0452	08/23/11	Email from Wilhelm to Smith re firecaulking items at OSSB #5	DEPEX141
TA-0453	08/24/11	SHP Memo to Building Code Compliance re termination of permit applications on dorm projects	SHP010397
TA-0454	08/24/11	Email from Josh Predovich to Jim Smith, Jr.; Clay Keith re OSDB Dorm CA drawing release on ALL dorms	DEPEX143
TA-0455	08/25/11	Lend Lease Residential Dorms Superintendant Coordination Meeting Minutes	LL004785
TA-0456	08/26/11	Email from Keith to Ray Zetts re site visit	OSFC-JK000664
TA-0457	08/26/11	Email from Keith to Swartzmiller, Smith & Kirlangitis re Jutte August Pay Application	OSFC-JK000104
TA-0458	08/30/11	Email from Josh Wilhelm to Clayton Keith and Bill Koniewich re Status follow up	SHP000450

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0459	08/30/11	Email from Chad Cole (Vaughn) to Predovich re light and ceiling conflicts at HS's	SHP000110
TA-0460	08/30/11	Transmittal from Predovich to Jindal re OSDB Dorm CA H plan updates-OSD HS	ODC000127
TA-0461	08/30/11	Keith email to Wilhelm and Koniewich re OSDB Status Follow Up	SHP017788
TA-0462	08/30/11	Letter from Predovich to Jindal re revised mechanical plans for fire dampers	LEND011848
TA-0463	08/30/11	Email from Keith to Berezansky; Slagle & Dowlen re LendLease Contract Notification; request for corrected drawings	DEPEX064
TA-0464	08/30/11	Letter from Predovich to Jindal re OSDB Dorm CA H plan updates-OSSB ES	DEPEX111
TA-0465	08/31/11	Email from Keith to Kasai re Jutte Update	SHP017747
TA-0466	09/01/11	Email from Josh Predovich to Clay Keith re Add Termination Bar - Masonry	SHP007468
TA-0467	09/01/11	Email from Chad Cole to Predovich re RO181 - grills in hall	SHP000106
TA-0468	09/02/11	Email from Wilhelm to Keith and Smith re OSDB Status Follow up	TA002448
TA-0469	09/02/11	Letter from Lend Lease to Jutte Electric re Notice of Reinstitution of Supplementation	OSFC-JK000584
TA-0470	09/02/11	Letter from Lend Lease to Jutte Electric re Notice of Reinstitution of Supplementation	DEPEX065
TA-0471	09/07/11	Email from Chad Cole to Keith and Smith re Discussions from meeting	SHP000105
TA-0472	09/07/11	Email from Miller to Smith re Insulation & high ceiling GWB	DEPEX145
TA-0473	09/08/11	Email from Keith to Johnny Mac re Jutte work	OSFC-JK000574
TA-0474	09/08/11	Email from Wilhelm to Bill & Brad Koniewich re Notice Draft	TA002446
TA-0475	09/09/11	Email from Keith to Steven Berezansky; Robert Slagle and Madison Dowden re LendLease Contract Notification	SHP002807
TA-0476	09/12/11	Email from Josh Predovich to Sudhir Jindal re 201020765; resubmission for ceiling fire dampers	SHP006766
TA-0477	09/16/11	Email from Kraner; TP to Smith re TA activity dates needed	LL003380
TA-0478	09/16/11	Handwritten Notes	LL003384
TA-0479	09/16/11	Smith email to Predovich re Site issues	DEPEX146
TA-0480	09/21/11	Email from Clay Keith to Josh Predovich re RFI 20 sketch and directions	SHP002769
TA-0481	09/21/11	Email from Keith to Dickinson re 09/15/11 Core Team Minutes	OSFC-JK000157
TA-0482	09/22/11	Email exchange between Jindal and Predovich re approval of smoke/fire dampers as revision	ODC000163

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0483	09/22/11	Email exchange between Jindal and Predovich re approval of smoke/fire dampers as revision	DEPEX112
TA-0484	09/26/11	Third Amendment to Agreement for Construction Management Services between OSFC and Bovis Lend Lease	OSFC007084
TA-0485	09/28/11	D&B Academic Bid TCW 09.23.11.xls	LL008063
TA-0486	09/30/11	Proposal Request 028 from Predovich	LEND015415
TA-0487	10/03/11	Email exchange between Keith and York re D&B Dorm manpower	OSFC-JK000714
TA-0488	10/04/11	Email from Chad Cole to Karin Kirlangtis re Range hood locations	SHP000104
TA-0489	10/04/11	Predovich email to Ballentine re OSDB Dorm CA change order for mortise locksets at storefront doors	SHP017172
TA-0490	10/06/11	Email between Keith and Zetts re Jutte - KEY 181A	OSFC-JK000767
TA-0491	10/06/11	Email exchange between Zetts and Keith re Jutte	OSFC-JK000765
TA-0492	10/07/11	TransAmerica Letter to Bovis re Recovery Plan - Overview	TA001460
TA-0493	10/07/11	Attachment - Days Requested Per Pricing Requests	TA001463
TA-0494	10/07/11	TransAmerica Letter to Bovis re Notice of Delay, All Buildings	DEPEX068
TA-0495	10/11/11	Email from Josh Predovich to Clay Keith re approved revisions for CPAs	SHP006134
TA-0496	10/11/11	SHP Memo to Lend Lease re TransAmerica Proposal Request 17	SHP010438
TA-0497	10/11/11	Email from Josh Predovich to Keith Clayton re 96 Hour Notification	DEPEX113
TA-0498	10/12/11	Email from Wilhelm to Keith, Smith & Predovich re punchlist items	TA002424
TA-0499	10/12/11	Email from Keith to Wilhelm and Miller re D&B As built updates	OSFC-JS000077
TA-0500	10/12/11	Email from Bill Koniewich to Keith, Wilhelm, and Miller re D&B As built updates - requesting a meeting	TRANS118072
TA-0501	10/13/11	Email exchange between Keith, Pattillo and York re Recovery	OSFC-JK001073
TA-0502	10/14/11	Email from Hickman to Stagle FW Savors email re prevailing wage issues	OSFC-HICKMAN000173
TA-0503	10/18/11	Email from Clay Keith to Josh Predovich re fire dampers	LL010461
TA-0504	10/19/11	Email from Clay Keith to Josh Predovich FW Fire dampers	SHP002662
TA-0505	10/19/11	Email from Cole; Vaughn Industries to Smith re Sleeve Mock Up	SHP000100
TA-0506	10/20/11	Email from Josh Predovich to Larry Ballentine re OSDB Dorm CA-issue with storefront doors/mortise locks	DEPEX114
TA-0507	10/21/11	SHI Memo forwarding revised set of Sprinkler Piping Shop Drawings	DEPEX115
TA-0508	10/28/11	Jutte Electric Change Order 682	OSFC-JK000202
TA-0509	10/28/11	TA Change Order 22	LEND015165

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0510	10/31/11	Email from Josh Predovich to Sudhir Jindal re OSDB Sprinkler Revision Approval	SHP006748
TA-0511	11/01/11	Email from Josh Predovich to Clay Keith re OSSB and OSD Fire Inspections	SHP007410
TA-0512	11/01/11	Email from Clay Keith to Josh Predovich re fire inspections	SHP002619
TA-0513	11/02/11	Email from Predovich to Dowlen, Keith, Schaller, Maletz, Swartzmiller, Marcom & Johnson re OSDB Academic Re-bid Plan Approval from DIC	DEPEX214
TA-0514	11/04/11	Emails between Joel Walter and Josh Predovich re Dorm CA sprinkler shop revisions - Designers Certification Expired	SHP000745
TA-0515	11/04/11	Emails from Josh Predovich to Key Blue Print requesting documents to be printed	SHP000779
TA-0516	11/04/11	Email from Jindal to Predovich re Revised Plans for Sprinkler System	ODC000066
TA-0517	11/04/11	Attachment: Revised Plans for Sprinkler System	ODC000066.1
TA-0518	11/09/11	Email exchange between Keith and Clayton re Jutte Pay Applications	OSFC-JK000776
TA-0519	11/10/11	Bid Tabulations	OSFC-GRINCH005095
TA-0520	11/10/11	Email from Dowlen to Grinch re OSDB Preliminary Bid Results	DEPEX204
TA-0521	11/15/11	Email from Keith to Dowlen re D&B TransAmerica roofing issues	DEPEX215
TA-0522	11/16/11	Email from Joel Walter; TP Mechanical re Recovery Schedule	TA002438
TA-0523	11/17/11	Email from Josh Predovich to Clay Keith; Jim Smith, Jr. re OSDB Drawings and Field dims	SHP006157
TA-0524	11/17/11	Lend Lease Core & Executive Core Team Meeting (one page with Notes)	LEND006072
TA-0525	11/17/11	Email from Josh Predovich to Clay Keith re Dorms Change Order 027R-007	DEPEX116
TA-0526	11/18/11	Email from Cole; Vaughn Industries to Smith, etc. re Soffitt framing	SHP000084
TA-0527	11/21/11	Email from Chad Cole to Derrick Fredritz and Clayton Keith re soffit framing	SHP000072
TA-0528	11/23/11	Lend Lease Residential Dorms Supplemental Coordination Meeting Minutes	LL004552
TA-0529	11/28/11	Email from Jindal to Predovich re change to truss type T-6	ODC000056
TA-0530	11/29/11	Email from Keith to Wilhelm and Koniewich re Lien Notice	OSFC-JK000134
TA-0531	11/30/11	TP Mechanical Time and Material Field Work Order	LEND015710
TA-0532	12/05/11	Email from Corcoran to Wilhelm, Schwartz, Walter, etc.	SHP001834
TA-0533	12/05/11	PR Request for Recovery Schedule	LEND004294
TA-0534	12/06/11	Letter from Keith to Wilhelm re 5 Day Notification	DEPEX071
TA-0535	12/08/11	Proposal Request No 036 from Predovich	LEND015360
TA-0536	12/09/11	Email from Josh Wilhelm to Keith & Smith re Storm Permit	SHP000376
TA-0537	12/09/11	Email from Jim Smith, Jr. to Josh Wilhelm and Brad Miller re Storm Sewer	SHP003668

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0538	01/06/12	Email from Wilhelm to Keith re Additional Weather Days, On-going Delays to Finishes	TRANS003165
TA-0539	01/10/12	Email from Dowlen to Brown; Kirk re OSDB Contractor Pay Apps - December 2011	DEPEX216
TA-0540	01/13/12	Letter from Keith to Wilhelm re Follow Up to 12/06/11 Notification of Non-Conformance / Notice of Liquidated Damages / 5 Day Notification	LL038610
TA-0541	01/17/12	Response letter from Keith to Wilhelm re TransAmerica's Proposed Delays and Request for Compensation	LL038654
TA-0542	01/17/12	Email from Keith to Predovich FW Anne Meyers email re Southwest Marine & General/Jutte Electric - close-out	OSFC-JK000509
TA-0543	01/17/12	Proposal Request 037 from Predovich requesting to submit an itemized proposal for changes to Contract Sum and Time	LEND015353
TA-0544	01/18/12	Letter from OSFC to Altman Co. re review and evaluation of Altman's general trades bid	DEPEX072
TA-0545	01/27/12	Email from Predovich to Keith, Smith, Kirlangitis, etc. re OSDB Acad CA-DIC requirements in advance of Feb. 2 Pre-Construction Meeting FW resumes for Fenstermaker, Hiss & Collins	SHP006205
TA-0546	01/31/12	Email exchange between Clayton and Wilhelm, etc. re Reminder, OSDB Manufacturers Preferred Testing	LL044706
TA-0547	02/01/12	Email from Bob Hiss (PSI) to Predovich re OSDB Acad CA-DIC requirements in advance of Feb. 2 Pre-Construction Meeting FW resumes for Fenstermaker, Hiss & Collins	SHP014752
TA-0548	02/06/12	Letter from Mannington to Spectra Contract Flooring re concrete moisture testing was conflicted	LL038698
TA-0549	02/06/12	LL Pre-Construction Kick-Off Meeting Introduction and Meeting Agenda	OSFC004950
TA-0550	02/07/12	Email from Clay Keith to Alan Starr re TransAmerica Pay Application 10	SHP002216
TA-0551	02/07/12	TA letter re Notice/Delays and Request for Extension of Time NOTE: date typo - should be 2012	LL044709
TA-0552	02/09/12	Lend Lease Transmittal FW Response to TA Notice/Delays and Request for Extension of Time (with attachments)	LEND015208
TA-0553	02/09/12	Response Letter from Keith to Wilhelm re Response to TA Notice/Delays and Request for Extension of Time (w/o attachments)	LL038673

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0554	02/16/12	Letter from Bill Koniewich to Madison Dowlen re Unprofessional Conduct at School for the Blind and Deaf	DEPEX074
TA-0555	02/17/12	Email exchange between Wilhelm and Predovich re RFI 311 Baffles	SHP000311
TA-0556	02/19/12	TP Change Order	LL047308
TA-0557	02/19/12	TP Change Order	LL046796
TA-0558	02/21/12	Email exchange between Keith and Jutte re proposed recovery schedule; issues to be resolved	OSFC-JK000667
TA-0559	02/21/12	Email from Keith to Zetts; York; Jutte & Meyers re outstanding issues to be resolved	OSFC-JK001217
TA-0560	02/21/12	Email exchange between Keith and Jutte re proposed recovery schedule; issues to be resolved	DEPEX073
TA-0561	02/22/12	Email from Wilhelm to Keith re Recovery Schedule 4, TA Input	TRANS003162
TA-0562	02/27/12	Email from Hickman to McClure re Deaf and Blind School Status	OSFC-HICKMAN000198
TA-0563	02/27/12	Email from Josh Predovich to Jim Smith, Jr.; Clay Keith re OSDB dorm CA walls out of plumb	DEPEX117
TA-0564	02/29/12	Email from Keith to Wilhelm; Schwartz re Door Hardware Changes and notice of delay install	SHP000289
TA-0565	03/06/12	Email from Wilhelm to Kraner re FDC Chase; electrical access panel opening location	SHP000278
TA-0566	03/06/12	Letter from Lend Lease to TransAmerica re Recovery Schedule 4	TA002505
TA-0567	03/06/12	Predovich Letter to Keith re OSDB Rejection of Defective Work	SHP010459
TA-0568	03/06/12	Letter from Lend Lease to TransAmerica Responding to 02/16/2012 "Unprofessional Conduct" letter	DEPEX075
TA-0569	03/08/12	TP Mechanical Time and Material Field Work Order	LEND015696
TA-0570	03/08/12	TransAmerica Certified Claim Letter for Delays and Differing Site Conditions	DEPEX001
TA-0571	03/12/12	Proposal Request 037 from Predovich	LEND015350
TA-0572	03/12/12	Email between Wilhelm and Keith re OSDB Dorm CA Rejection of Defective Work (framing)	DEPEX119
TA-0573	03/13/12	Email exchange between Keith and Brown, LeMar and Dowlen re Payroll Corrections - Sammie Walker	OSFC-JK001015
TA-0574	03/13/12	Email exchange between Dowlen and Kasai Re: School for the Blind and School for the Deaf: Dorm Project	OSFC002105
TA-0575	03/15/12	Email exchange between Brown and Evans re Prevailing Wage Situation	OSFC-JK001058

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0576	03/16/12	TP Field Work Order	LEND015694
TA-0577	03/16/12	Email from Hickman to Berenzansky & Dowlen re Summary of Plan to share with Rep Duffey	DEPEXH242_00001
TA-0578	03/19/12	Email exchange between Lemar and Keith re Letter to Joel at TP	OSFC-JK000876
TA-0579	03/19/12	Lend Lease letter to TP Mechanical	OSFC-JK000877
TA-0580	03/19/12	TP Field Work Order	LEND015693
TA-0581	03/20/12	Email exchange between Keith and York re Electric Heaters	OSFC-JK000730
TA-0582	03/20/12	Proposal Request 041 from Predovich	LEND015346
TA-0583	03/22/12	Email exchange between Keith; Wilhelm, Kirlangitis, and Predovich re Pricing	OSFC-JK001047
TA-0584	03/22/12	Lend Lease Response to TransAmerica Certified Claim	DEPEX076
TA-0585	03/22/12	Email exchange between Keith; Wilhelm, Kirlangitis, and Predovich re Pricing	DEPEX077
TA-0586	03/23/12	Email from Wilhelm to Keith and Kirlangitis re PR40 Pricing	SHP000233
TA-0587	03/28/12	Email from Dowlen to Keith and LeMar re TransAmerica Pay Applications	OSFC-JK000585
TA-0588	03/29/12	Email from Keith to Dowlen, Brown, Kirk, Kasai & Coy re TransAmerica Pay Applications	OSFC-JK000622
TA-0589	03/29/12	Attachment: TransAmerica Pay Application Summary	OSFC-JK000623
TA-0590	04/02/12	CPS Timekeeper Totals	DEPEXH293_000001
TA-0591	04/03/12	Email from Josh Predovich to Clay Keith re RFI 316, Pricing - Additional Aluminum Hardware	SHP007345
TA-0592	04/03/12	Email exchange between Starr and Keith re TransAmerica Revised Pay Applications 10, 11 and 12	OSFC-JK001126
TA-0593	04/03/12	Attachment: Original Lend Lease Calculation	OSFC-JK001128
TA-0594	04/03/12	Email exchange between Starr and Keith re TransAmerica Revised Pay Applications 10, 11 and 12	OSFC-JK001151
TA-0595	04/03/12	TA Contractor Pay Application Summary - Revised Pay Application No. 10	OSFC-JK001152
TA-0596	04/04/12	Email from Predovich to John Dickson re OSDB Weekly Project Update	SHP025269
TA-0597	04/05/12	Email from Clay Keith to Josh Predovich re 5 year anniversary	DEPEX078
TA-0598	04/06/12	Email exchange between Keith, Starr, Koniewich, & Wilhelm & LeMar re TransAmerica Pay Application 13 issues	OSFC-JK001099
TA-0599	04/06/12	Attachment: TA Contractor Pay Application Summary thru 12/10/11	OSFC-JK001101
TA-0600	04/06/12	Attachment: TA Contractor Pay Application Summary thru 01/10/12	OSFC-JK001102

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-0601	04/06/12	Attachment: TA Contractor Pay Application Summary thru 02/10/12	OSFC-JK001103
TA-0602	04/09/12	Email between Najjar and Dowlen re OSDB Energy Grant Funding Confirmation	OSFC000593
TA-0603	04/09/12	Email from Madison Dowlen to Chovan & Lyman FW: OSDB Energy Grant Funding Confirmation	OSFC000342
TA-0604	04/09/12	Email between Dowlen and Najjar re OSDB Energy Grant Funding Confirmation	DEPEX217
TA-0605	04/17/12	Email from Josh Predovich to Clay Keith re Microwaves	SHP007336
TA-0606	04/24/12	Email from Clay Keith to John Dickinson and Josh Predovich re Interior Punchlist	DEPEX079
TA-0607	04/25/12	Email from Dowlen to Keith and Kirlangitis re D&B Total Cost worksheet	DEPEX218
TA-0608	04/27/12	TransAmerica Back-up Claim Binder	PX000173
TA-0609	05/02/12	Letter from Keith to Dowlen re Bovis Lend Lease investigation	DEPEX219
TA-0610	05/03/12	Email from Clay Keith to Josh Predovich re dorm appliances	DEPEX080
TA-0611	05/16/12	Letter from Predovich to Dowlen re Punch List Creation	DEPEX120
TA-0612	05/17/12	Email exchange between Sudhir and Predovich re OSDB Dorm Building Fire Alarm Submission	DEPEX121
TA-0613	05/24/12	TransAmerica Letter re Status of Punchlist and Outstanding Additional Issues	TA002442
TA-0614	06/01/12	TP Mechanical Change Order 027	LEND009792
TA-0615	06/01/12	Letter from Predovich to Jindal attaching Fire Shop Alarm Drawings per Addendum #2	DEPEX122
TA-0616	06/05/12	Letter from Predovich/SHP to Keith/Lend Lease re Article 8 Dispute Letter	TA002512
TA-0617	06/18/12	Letter from Koniewich to Keith, Predovich and Dowlen re residential dorm building - TZ disagrees with denial of claim	DEPEX082
TA-0618	06/21/12	Email exchange between Don McCarthy and Nancy Duffee re Public Records Request	TRANS060639
TA-0619	06/25/12	Lend Lease Letter re General Trades; Status of Dorm Punches	TA002427
TA-0620	06/25/12	Email exchange between Keith and Predovich re Fire Alarm approval	SHP004421
TA-0621	06/27/12	Email from Sudhir to Predovich forwarding Correction Letter No. 3	ODC000022
TA-0622	06/27/12	Dept. of Commerce Correction Letter No. 3	ODC000023
TA-0623	06/27/12	Correction Letter No. 3	DEPEX123
TA-0624	06/28/12	Email from Dowlen re OSDB - Request for Additional Funding	OSFC000517

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Exhibit No.	Date	Description	Bates No./Docid
TA-0625	06/28/12	Email between Dowlen and Schaller RE: OSDB - Request for Additional Funding	OSFC001012
TA-0626	06/28/12	Email between Dowlen and Schaller re OSDB Request for Additional Funding	DEPEX220
TA-0627	06/29/12	Email from David Chovan to Dowlen, etc. RE: OSDB - Request for Additional Funding	OSFC001014
TA-0628	07/06/12	Letter from Predovich to Jindal attaching Fire Shop Alarm Drawings Resubmittal per Addendum #3	DEPEX124
TA-0629	07/07/12	Blind 5 - Recovery Schedule 3 - Area 2010 Dorms	DEPEXH283_000001
TA-0630	07/10/12	Email between Keith, Predovich and Dowlen re FW OSDB Project Budget Status - Core Meeting 06-21-12	DEPEX221
TA-0631	07/12/12	McCarthy Consulting Classic Schedule Layout	TA002493
TA-0632	07/13/12	Schedule - OSDB Dorms Reflection	TA002420
TA-0633	07/16/12	Email from Jindal to Predovich re Fire Alarm Resubmittal	ODC000020
TA-0634	07/16/12	Letter from Predovich to Keith re Rejection of Defective Work - Cast Stone	TA002511
TA-0635	07/17/12	Email from Matthew Abram to Jon Balint re TransAmerica no longer responsible for Phase 2	TA002491
TA-0636	07/18/12	Letter from Reading Rock to Tony Casagrande re Rejection of Cast Stone	TA002698
TA-0637	07/18/12	Emails from Hickman to Blair FW summary of TransAmerica performance issues	OSFC-HICKMAN000181
TA-0638	07/18/12	Email from Hickman to Blair FW summary of TransAmerica performance issues	OSFC-HICKMAN000392
TA-0639	07/18/12	Ohio Dept. of Commerce Certificate of Final Plan Approval	DEPEX222
TA-0640	07/20/12	Email exchange between Predovich, Matias and Couvreur re OSDB RFIs	SHP023432
TA-0641	07/20/12	Letter from Wilhelm to Keith re OSDB Rejection of Defendative Work - Cast Stone; 96 hour resp stone sills.doc	TRANS003425
TA-0642	07/25/12	Lend Lease Response to TransAmerica 07/20/12 Letter re "OSDB Rejection of Defective Work	TA002507
TA-0643	07/25/12	Lend Lease Response to TransAmerica 07/20/12 letter re "Additional Painting and Construction Damage Repair"	TA002508
TA-0644	07/31/12	Keith email re OSDB Dorm Fire Alarm Work	SHP024126
TA-0645	07/31/12	Email from Hickman to Childs FW Dowlen email re "worries about dorm readiness"	OSFC-HICKMAN000183

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Exhibit No.	Date	Description	Bates No./Docid
TA-0646	08/10/12	Altman Work Authorization 1201-15	LEND015875
TA-0647	08/14/12	Altman Work Authorization 1201-19	LEND015870
TA-0648	08/15/12	Valley Interior Work Extra Order	LEND015860
TA-0649	08/16/12	Letter from Wilhelm to Keith, Predovich, and Dowlen re Current Status of Project Punchlist and Unresolved Issues	TA002712
TA-0650	08/16/12	Dowlen e-mail re OSDB Dorms Occupancy	SHP024054
TA-0651	08/16/12	Valley Interior Work Extra Order	LEND015859
TA-0652	08/16/12	Altman Work Authorization 1201-24	LEND015869
TA-0653	08/16/12	Certificates of Occupancy	TA-TX000001
TA-0654	08/16/12	Email from Dowlen FW Email re OSDB Dorms Occupancy	DEPEX223
TA-0655	08/16/12	Ohio Dept. of Commerce Certificate of Use and Occupancy for Ohio School for the Deaf	DEPEXH279_000001
TA-0656	08/17/12	Altman Work Authorization 1201-25	LEND015868
TA-0657	08/18/12	Altman Work Authorization 1201-6	LEND015867
TA-0658	08/20/12	Email FW: OSD will not be moving into the dorms by Monday	OSFC000204
TA-0659	08/20/12	Email from Berezansky to Dowlen re OSD will not be moving into dorms by Monday	DEPEX224
TA-0660	08/21/12	Altman Work Authorization	LEND015864
TA-0661	08/23/12	Kendrick/Mollenauer Painting T&M Record	LEND015862
TA-0662	08/29/12	Altman Work Authorization 1201-39	LEND015861
TA-0663	09/04/12	Email exchange between Clay Keith and Josh Predovich re OSD/OSSB Owner Walk-thru	OSFC000948
TA-0664	09/04/12	Email from Predovich to Keith re OSD/OSSB Owner Walk-thru	OSFC000946
TA-0665	09/04/12	Email from Hickman to Dowlen re Budget Status	DEPEX225
TA-0666	09/05/12	Lend Lease Response letter to TA re Certified Claim for Delays and Differing Site Conditions	DEPEX081
TA-0667	09/11/12	Email between Dickinson and Predovich re OSDB Project Update	SHP023960
TA-0668	09/12/12	Potential Remaining Project Cost Saving Opportunities	OSFC003945
TA-0669	09/12/12	Email FW: PRIVILEGED AND CONFIDENTIAL: Blind and Deaf - Budgetary Considerations	DEPEX164
TA-0670	09/18/12	TA letter to Lend Lease re Appeal to the Commission for Additional Cost and Delay Claim	TA002741
TA-0671	10/01/12	Email between Hicks and Della Bella (SHP) re OSDB Project Update	DEPEX226

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Exhibit No.	Date	Description	Bates No./Docid
TA-0672	10/01/12	TransAmerica Change Order No. 042	DEPEX084
TA-0673	10/01/12	TransAmerica Change Order No. 043	DEPEX085
TA-0674	10/03/12	Email from Keith re Dorm soap dispensers	OSFC000094
TA-0675	10/04/12	Email from Keith re Dorm Completion	OSFC000088
TA-0676	10/05/12	TransAmerica Change Order No. 049	DEPEX086
TA-0677	10/08/12	TransAmerica Change Order No. 050	DEPEX087
TA-0678	10/10/12	Letter from Koniewich to Keith, Predovich, and Dowlen re TA's Additional Cost and Delay Claim	TA002694
TA-0679	10/10/12	Robison email to Predovich re OSDB Dorm solid surface	SHP023801
TA-0680	10/16/12	Attachment Dorm Completion Checklist	OSFC000087
TA-0681	10/16/12	Email from Keith re Dorm Completion	OSFC000086
TA-0682	10/17/12	Email from Kirlangitis to Wilhelm, etc. re Substantial Completion	TRANS116962
TA-0683	10/19/12	Email exchange between Fredritz and Kirlangitis re Testing, Adjusting & Balancing for HVAC - Warranty	SHP023734
TA-0684	10/25/12	Email exchange between Dickinson and Predovich re OSDB Project Update	SHP023628
TA-0685	10/29/12	Email exchange between Smith, Keith and Grubb re OSB Residential - HVAC Air Balancing Report	SHP023594
TA-0686	10/31/12	Email Exchange between Keith; Predovich re Deaf and Blind Balancing	SHP023582
TA-0687	10/31/12	Email from Predovich to Schaller, Keith & Dowlen Re: Fire Alarm Issues at OSD	OSFC000889
TA-0688	11/05/12	Emails between Dickinson and Predovich re OSDB Project Update	SHP025175
TA-0689	11/07/12	TA letter to Lend Lease, SHP and OSFC re Supplemental Certified Claim	DEPEX002
TA-0690	11/07/12	Claim Binder	
TA-0691	11/09/12	Emails between Dickinson and Predovich re OSDB Project Update	SHP025115
TA-0692	11/09/12	Email exchange between Dickson and Predovich re Project Update	SHP025102
TA-0693	11/09/12	Email between Predovich and Dickson re Project Update	DEPEX126
TA-0694	11/12/12	Letter from Koniewich to Keith, Predovich, and Dowlen re Backcharge for cleaning labor CE#0132	TA002696
TA-0695	11/12/12	TransAmerica Change Order No. 053	DEPEX088
TA-0696	11/15/12	Email between Predovich and Dynamix Eng. re OSDB AEP Incentives	SHP025087
TA-0697	01/03/13	Email from Schaller to Grinch requesting history/timeline document	DEPEX205
TA-0698	01/23/13	Letter from Koniewich to Keith, Predovich and Madison Dowlen re Warranty Work at B1, B2, B3 and B7	TA002699

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Exhibit No.	Date	Description	Bates No./Docid
TA-0699	02/15/13	TA letter to Lend Lease, SHP and OSFC re Claim	TA002775
TA-0700	03/07/13	OFIC response letter to TA Claim	TA002715
TA-0701	03/25/13	Email from Wilhelm re Addition of roof vent chutes	TRANS099201
TA-0702	04/25/13	Email from Predovich re OSDB Dorm permit sets	SHP024786
TA-0703	05/23/13	Schenck Price Smith & King Invoice	OSFC-HICKMAN000402
TA-0704	05/23/13	TransAmerica LD Release	TRANS118211
TA-0705	05/29/13	Email between Hickman, Lutz & Dowlen re FW email from Janet Gordon; superintendent at OSD re: your advice	OSFC-HICKMAN000373
TA-0706	05/29/13	Email from Drerup to Hickman & Lutz re FW email from Janet Gordon; superintendent at OSD re: your advice	OSFC-HICKMAN000376
TA-0707	06/10/13	Email from Koehler re EW case notes	DEPEXH266_000001
TA-0708	06/20/13	Project Budget Status	LEND005846
TA-0709	06/20/13	OSD/OSSB Project Budget Status	DEPEX228
TA-0710	08/06/13	Email from Dowlen to Westerman & Keith FW Keith email re: Privileged and confidential: Lend Lease contract	OSFC-HICKMAN000394
TA-0711	08/06/13	Email from Dowlen to Hickman re Blind/Deaf School Project deduct amendment	OSFC-HICKMAN000232
TA-0712	10/08/13	Letter from Koniewich to Kirlangitis re Close Out Requirement	TRANS116923
TA-0713	11/20/13	Amendment (No 4) to the Agreement for Construction Management Services between OSFC and Lend Lease	OSFC-CC0000005
TA-0714	00/00/2014	Handwritten Notes	LL003381
TA-0715	00/00/2014	Blind #1 Detailed Completion Tasks and Responsibility	TA002777
TA-0716	00/00/2014	Project List with Due Dates and days late	LL004134
TA-0717	01/10/14	Letter from SHP to Westerman re AE Design Service Damages Summary	DEPEX229
TA-0718	01/17/14	Letter from Clay Keith to Matt Westerman responding to AG's request for issues incurred attributable to TransAmerica and resulted in Additional Cost to Lend Lease	DEPEX083
TA-0719	02/17/14	Letter from Wilhelm to Lend Lease, SHP, OSFC re Warranty Roofing Work at B2, B6	TRANS116952
TA-0720	02/18/14	Emails between Hickman and Dowlen re OSDB Dorm Roof Leak Issue	OSFC-HICKMAN000328
TA-0721	02/18/14	Emails between Hickman and Dowlen re OSDB Dorm Roof Leak Issue	OSFC-HICKMAN000331
TA-0722	02/19/14	Letter from Craig Paynter/Taft to Glen Stephens re scheduling efforts	DEPEXH267_00001
TA-0723	03/24/14	Memo from Puckett, Mazzoli & Corbett re OSD/OSB Third State Report	OSFC-GRINCH009689

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Exhibit No.	Date	Description	Bates No./Docid
TA-0724	04/14/14	G. Stephens Letter to Paynter regarding expert reports	DEPEX246_000001
TA-0725	04/17/14	Architects Plus Claim for Damages	DEPEX247_000001
TA-0726	06/02/14	CPS Invoices to OSFC	DEPEXH292_000001
TA-0727	06/11/14	AIArchitect This Week Article: Architect's Responsibilities: Services and Standard of Care	DEPEXH265_000001
TA-0728	06/18/14	ORC 153.01 Architect must submit accurate plans, estimates, bills of materials, and details to scale	DEPEXH261_000001
TA-0729	06/27/14	Email from Tim Calvey to Don Gregory re As built Longest Path, attached	DEPEXH291_000001
TA-0730	07/10/14	TransAmerica Mediation Presentation	PX000007
TA-0731	07/11/14	OSFC/OFCC and Lend Lease Settlement Agreement and Release	PX000001
TA-0732	07/18/14	CRS Quote	TA-TX000013
TA-0733	10/02/14	OSFC Responses to TA's First Request for Interrogatories	DEPEXH287_000001
TA-0734	12/23/14	Letter from Wilhelm to Keith, Predovich and Dowlen re Ice Damming/Roofing the OSDB Dorm Buildings	TA-TX000047
TA-0735	01/15/15	Letter from Kasai to Madigan re Public Records Response for 11-11-2014	TA-PRR000000
TA-0736	01/15/15	Public Records Response re May Consulting	TA-PRR000001
TA-0737	04/14/15	Kegler Brown - TransAmerica Ledger Sheet - Bills	TRANS118212
TA-0738	04/14/15	Kegler Brown - TransAmerica Ledger Sheet - Payments	TRANS118213
TA-0739		L10_Plan Sheet	LL014439
TA-0740		L10_Plan Sheet	LL014498
TA-0741		Takeoff notes relating to TA's drywall package	TRANS116925
TA-0742		Lend Lease Summary of Cost v. Implementation Plan and Breakdown of cases/projects	OSFC-HICKMAN000399
TA-0743		Lend Lease Detailed Cost Summary Breakdown relating to Jutte	OSFC-HICKMAN000401
TA-0744		Reynoldsburg City School Bid Tabulations	OSFC-GRINCH009399
TA-0745		Bid Tabulations	OSFC-GRINCH009522
TA-0746		Trans America Change Order Log	LEND009651
TA-0747		Partition Plan - Response to RFI 048	LEND015522
TA-0748		OSD-OSSB - TransAmerica Contractor Evaluation by Dowlen	DEPEX230
TA-0749		Amended House Bill 497	DEPEXH243_00001
TA-0750		TransAmerica Contractor Evaluation	DEPEX003
TA-0751		Clay Keith Bio	DEPEX033

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Exhibit No.	Date	Description	Bates No./Docid
TA-0752		SHP Plans - Construction Set - OSD Elementary School/Middle School Student Housing Bldg. 1 & 2; LL Copy with Mark-Ups	DEPEX099
TA-0753		SHP Plans - OSD Elementary School/Middle School Student Housing Bldg. 1 & 2; Construction Set -A00, LS101 & A001,002, A002a (5 pages)	DEPEX110
TA-0754		Photo	DEPEX142
TA-0755		OFCC Organization Chart of Proposed Team	DEPEX165
TA-0756		Patrick Pattillo Resume	LEND013254
TA-0757		Status of building document and bid strategies	LEND002482
TA-0758		Diagram showing Relationship of FOS to FO Foundation Block	DEPEXH260_000001
TA-0759		Frederick G. (Rick) Koehler, Jr.; Architects Plus Resume/CV	DEPEXH263_000001
TA-0760		Schedule	DEPEXH270_00000
TA-0761		Schedule	DEPEXH271_00001
TA-0762		Schedule	DEPEXH273_00001
TA-0763		Schedule	DEPEXH275_00001
TA-0764		Ohio School for Deaf & Blind Dorms - Approved Baseline Schedule	DEPEXH284_000001
TA-0765		Patrick Pattillo CV - Project Engineer/Scheduler	DEPEXH285_000001
TA-0766		Ohio School for Deaf & Blind Dorms - Approved Baseline (Recovery) Schedule	DEPEXH286_000001
TA-0767		Ohio School for Deaf & Blind Dorms - Approved Baseline Schedule	DEPEXH288_000001
TA-0768		Ohio School for Deaf & Blind Dorms - Approved Baseline (Recovery) Schedule	DEPEXH289_000001
		Kegler Brown - TransAmerica Ledger Sheet - Bills	
		Kegler Brown - TransAmerica Ledger Sheet - Payments	
		Blind High School Building 5 Binder	
		Blind High School Building 6 Binders	
		Deaf Binder	
		Unnamed Carpenter Work Binder	
	04/05/12	OSSB Dorms Punchlist	
TA-900		Plans	
TA-901		July 2010 DIC Stamped Approved Deaf Elementary Plans	
TA-902		Bid Deaf Elementary Plans	

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Exhibit No.	Date	Description	Bates No./Docid
TA-903		August 2011 DIC Stamped Approved Deaf Elementary Plans	
TA-904		July 2012 DIC Stamped Approved Deaf Elementary Plans	
TA-905		July 2010 DIC Stamped Approved Deaf High School Plans	
TA-906		Bid Deaf High School Plans	
TA-907		August 2011 DIC Stamped Approved Deaf High School Plans	
TA-908		July 2012 DIC Stamped Approved Deaf High School Plans	
TA-909		July 2010 DIC Stamped Approved Blind Elementary Plans	
TA-910		Blind Bid Elementary Plans	
TA-911		August 2011 DIC Stamped Approved Blind Elementary Plans	
TA-912		July 2012 DIC Stamped Approved Blind Elementary Plans	
TA-913		July 2010 DIC Stamped Approved Blind High School Plans	
TA-914		Blind Bid High School Plans	
TA-915		August 2011 DIC Stamped Approved Blind High School Plans	
TA-916		July 2012 DIC Stamped Approved Blind High School Plans	
TA-917		Deaf LL Trailer Posted Set Obtained June 2012	
TA-918		Blind LL Trailer Posted Set Obtained June 2012	
TA-919		Deaf As-Built Set	
TA-920		Blind As-Built Set	
TA-921		Deaf Record Set	
TA-922		Blind Record Set	
TA-1000		Project Pictures	
TA-1100		Project Schedules	
TA-1200		Expert Reports	

TRANSAMERICA TRIAL EXHIBIT LIST

Exhibit No.	Date	Description	Bates No./Docid
TA-1201		Don McCarthy January 17, 2014 Report	
TA-1202		Don McCarthy October 24, 2014 Supplemental Report	
TA-1203		Lee Martin January 17, 2014 Report	
TA-1204		Jim Luckino October 20, 2014 Report	
TA-1300		Industry Literature	
TA-1301		Ohio School Design Manual	
TA-1302		NCARB Rules of Conduct	
TA-1303		AIA Code of Ethics	
TA-1304		Pettee 2012 Constructability Reviews	
TA-1305		Project Management Practice Standard for Work Breakdown Structures (2nd Edition)	
TA-1306		AACE 29R-03 - Forensic Schedule Analysis	
TA-1307		AACEI 49R-06 Identifying Critical Path	
TA-1309		Calvey Jutte Electric February 16, 2012 Schedule Analysis	
TA-1310		Calvey Jutte Damage Report December 14, 2012	
TA-1307		National Roofing Contractors Association Hark Manual	
TA-1309		Portions of Ohio Basic Building Code	
TA-1310		CPS/Andy Englehart Prior Presentations	
TA-1400		Animations	
TA-1401		Project Orientation	
TA-1402		Typical Dorm Construction Sequence	
TA-1403		OSB As Planned	
TA-1404		OSB As-Built	
TA-1405		OSB As-Planned / As-Built Combo	
TA-1406		OSD As-Planned	
TA-1407		OSD As-Built	
TA-1408		OSD As-Planned / As-Built	
TA-1409		Wood/Steel Difference Standards	
TA-1410		Change In Sequence and Extended Duration	
TA-1411		Project Ariel Picture	