

**STATE OF ILLINOIS
OFFICE OF THE CHIEF PROCUREMENT OFFICER
DEPARTMENT OF TRANSPORTATION**

IN THE MATTER OF:)	
)	
Mason’s Landscaping and Construction Services, Inc.)	2014-S-001
)	
Respondent(s))	

FINAL DETERMINATION OF SUSPENSION

I have carefully reviewed the Hearing Officer Recommendation in the above matter. In addition, I have reviewed the Administration Hearing record and past suspension precedent of this Office. I agree with the Hearing Officer’s “Conclusion of Law” as follows:

1. Mason’s did not perform a Commercially Useful Function (CUF) on IDOT Project 76E06.
2. Mason’s made material false statements, representations, omissions, claims or reports in the submittal of the DBE Participation Statement by failing to perform a Commercially Useful Function on Project 76E06 after certifying that it would do so.
3. Mason’s falsely certifying that it would perform a CUF on the DBE Participation documents constitutes the making of a material false statement in connection with any rules or procurement procedures of the Department.
4. Mason’s therefore committed “acts or omissions that indicate that the contractor or subcontractor lacks integrity and honesty in the conduct of business or the performance of contracts.” 44 Ill. Admin. Code 6.520.

I have carefully considered what suspension term would be commensurate with the seriousness of the above actions. As a result of this review, I have made the following final determination.

I hereby adopt the findings of fact and the conclusions of law made by the Hearing Officer which find the Department met its burden of proving that Mason’s Landscaping and Construction, Inc. engaged in “acts or omissions that indicate that the contractor or subcontractor lacks integrity and honesty in the conduct of business or the performance of contracts.” 44 Ill. ADMIN. CODE 6.520.

Accordingly Mason's is hereby SUSPENDED from participating on any contracts awarded by or requiring approval or concurrence of the Illinois Department of Transportation for a period of 18 months. Pursuant to 44 Ill. ADMIN. CODE 6.690(c), the Interim Suspension term will be deducted from the 18 month suspension period.

This Final Determination is issued and served this 18th day of May, 2015 at Springfield, Illinois.

Bill Grunloh, Chief Procurement Officer
2300 S. Dirksen Parkway, Room 200
Springfield, Illinois 62764
Tel: 217-558-5434

CERTIFICATION OF SERVICE

I hereby certify that I served a copy of the foregoing FINAL DETERMINATION OF SUSPENSION on the following:

William Mason
Mason's Landscaping and
Construction Services, Inc.
1716 Tudor Avenue
East St. Louis, IL 62207

William Barnes
Chief Counsel
Illinois Department of Transportation
2300 S. Dirksen Parkway, Room 313
Springfield, IL 62764

Eric Vickers
Vice President Governmental Relations
Mason's Landscaping and
Construction Services, Inc.
1716 Tudor Avenue
East St. Louis, Illinois 62207

By sending a copy thereof via United States Postal Service Certified Mail to William Mason and Eric Vickers at the address listed above, and to William Barnes via personal delivery, on the 18th of May, 2015.

Bill Grunloh
Chief Procurement Officer

May 18, 2015