

**LOS ANGELES COMMUNITY COLLEGE DISTRICT  
BOARD OF TRUSTEES  
AD-HOC COMMITTEE ON PROPOSED CONTRACTOR DEBARMENT  
Educational Services Center  
Board Room – First Floor  
770 Wilshire Boulevard  
Los Angeles, California 90017  
Tuesday, January 10, 2012  
9:30 a.m.**

Committee: Tina Park, Chair; and Mona Field

Participants: Ms. Camille Goulet, General Counsel, LACCD; Mr. Thomas Hall, Interim Director, Facilities Planning and Development; Mr. Nizar Katbi, FTR International, Inc.; Mr. Armenak Kavcioglu, Raisin & Kavcioglu; Mr. David Orbach, Orbach Huff & Suarez LLP; Mr. Bradley A. Raisin, Raisin & Kavcioglu; Mr. Stewart D. Reid, Wood Smith Henning & Berman LLP; Mr. Keith E. Smith, Wood Smith Henning & Berman LLP; Ms. Lauren Teukolsky, Traber & Voorhees; and Ms. Theresa M. Traber, Traber & Voorhees.

Call to Order (9:30 a.m.)

Trustee Park called the meeting to order at 9:36 a.m.

For the record, Trustee Park noted that both Committee members were present.

Public Speakers

None.

Consideration of Recommendations on Evidentiary Objections

A document entitled “Los Angeles Community College District, FTR International, Inc., Debarment Hearing Documents for Hearing Committee, Orbach, Huff & Suarez LLP” was distributed.

Mr. David Orbach discussed his recommendations with respect to the evidentiary objections filed by FTR and the Los Angeles Community College District (LACCD).

Motion by Trustee Field, seconded by Trustee Park, to adopt the recommendations to LACCD’s objections to FTR International, Inc.’s Evidence, FTR International, Inc.’s objections to LACCD’s evidence, and FTR International, Inc.’s objections to oral testimony as presented.

*APPROVED: 2 Ayes*

Deliberation and Determination of Committee Recommendation

Motion by Trustee Field, seconded by Trustee Park, to adopt the following recommendations for debarment as presented:

Charging **Allegation** Number One

We find that the evidence presented with respect to Charging Allegation Number One **WAS** sufficient to establish that FTR submitted a false and fraudulent payment application to the District, as more fully set forth in the District’s October 17, 2011 letter, misrepresenting that work had been performed when such work had not been performed and based on that payment application, FTR was paid by the District.

Charging **Allegation** Number Two

We find that the evidence presented with respect to Charging Allegation Number Two **WAS** sufficient to establish that FTR submitted a false and fraudulent DSA FORM 6 representing that, as more fully set forth in the District's October 17, 2011 letter, that the entire DSA approved scope of its work was 100% complete when it was not **100 percent** complete.

Charging Allegation Number Three

We find that the evidence presented with respect to Charging Allegation Number Three **WAS** sufficient to establish that FTR performed substandard and defective work, as more fully set forth in the District's October 17, 2011 letter, on the Allied Health & Science Center at Los Angeles Valley College which resulted in water penetration in the building causing interior damage and disruption to the use of the building by students, staff and faculty.

*APPROVED: 2 Ayes*

Motion by Trustee Field, seconded by Trustee Park, to adopt the following recommendation for debarment as presented:

The Hearing Committee has found that sufficient evidence has been presented to demonstrate that FTR and Nizar Katbi are not responsible contractors. Therefore, it is the recommendation of the Hearing Committee that FTR and Nizar Katbi be **debarred** from bidding, contracting, subcontracting or performing any work on any District project for a period of **three** years and that FTR and Nizar Katbi be found to be non-responsible bidders on the Math & Science Complex at East Los Angeles College.

*APPROVED: 2 Ayes*

Ms. Goulet recommended to the Committee members that they should direct special counsel to the hearing Committee to prepare a draft decision reflecting the Committee's recommendation and assign one member of the Committee to review the draft decision to be presented to the full Board.

Trustee Park designated Trustee Field to review the draft language to be presented to the full Board.

**ADJOURMENT**

There being no objection, the meeting was adjourned at 10:07 a.m.