

Congress of the United States
Washington, DC 20515

December 11, 2014

The Honorable Robert McDonald
Secretary of Veterans Affairs
U.S. Department of Veterans Affairs
810 Vermont Avenue, NW
Washington, DC 20420

The Honorable Sloan Gibson
Deputy Secretary of Veterans Affairs
U.S. Department of Veterans Affairs
810 Vermont Avenue, NW
Washington, DC 20420

Bruce Grewcock
Chief Executive Officer
Kiewit Corporation
Kiewit Plaza
Omaha, NE 68131

Peter Davoren
Chief Executive Officer
Turner Construction
375 Hudson Street
New York, NY 10014

Dear Secretary McDonald, Deputy Secretary Gibson, Mr. Grewcock and Mr. Davoren:

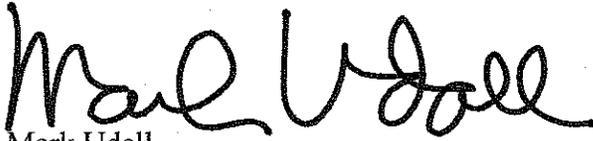
This week the Civilian Board of Contract Appeals ruled against the Department of Veterans Affairs (VA) on all counts in connection with the construction contract litigation involving the replacement VA Medical Center in Aurora, Colorado. Kiewit Turner (KT) has already responded to the ruling and announced it is stopping all work on the project.

We are deeply concerned about this situation and urge the VA and KT to immediately negotiate a path forward for this project. The veterans of the Rocky Mountain West have waited more than a decade for this hospital, and 1,400 construction workers are being sent home right before the holidays with their jobs in jeopardy as this project sits idle. The Board ruled clearly that "KT has the right to stop performance", but did not compel KT to take this action. Even though this ruling is quite clear, we are urging both parties to consider the long-term consequences of any action taken now.

Given the size, scope, and importance of this construction project to our veterans and the State of Colorado, we urge in the strongest terms possible, for immediate negotiations between the VA and KT resulting in a new contract modification to allow continued construction for 60 days. This modification should include payment provisions for KT to recoup costs already spent, guarantees for payment over the 60-day term, and a commitment for the Army Corps of Engineers to take the lead in negotiating a long term contract modification to complete construction of the hospital as quickly and efficiently as possible. Furthermore, we agree the Army Corps of Engineers should begin management responsibilities immediately for all project construction.

We have worked with the VA and KT for years on this project, and we stand ready to work with all parties to finish this medical facility. Thank you for your prompt attention to this urgent matter.

Sincerely,



Mark Udall
U.S. Senator



Michael F. Bennet
U.S. Senator



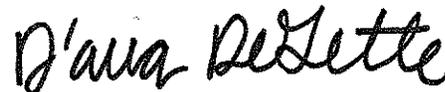
Cory Gardner
Senator Elect



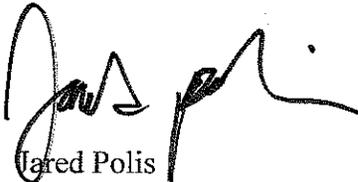
Ed Perlmutter
Member of Congress



Mike Coffman
Member of Congress



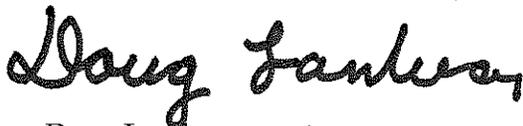
Diana DeGette
Member of Congress



Jared Polis
Member of Congress



Scott Tipton
Member of Congress



Doug Lamborn
Member of Congress