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July 16, 2025

VIA CERTIFIED MAIL AND E-MAIL (mdejewski@westalliswi.gov;
jonw@kuenyarch.com; johns@kuenyarch.com)

Melinda K. Dejewski, PE
City of West Allis
7525 W. Greenfield Avenue
West Allis, WI 53214

Jon Wallenkamp
John Schmidbauer
Kueny Architects, LLC
10505 Corporate Drive, Suite 100
Pleasant Prairie, WI 53158

RE: West Allis Department of Public Works Facility
Building 3 & 5 Notice of Claim

Dear Melinda, Jon, and John:

VJS Construction Services, Inc. ("VJS") is in receipt of the rejection statement from Kueny Architects, LLC ("Kueny") on the COR-58 attachment included in the email dated July 8, 2025, which responds to VJS's May 30, 2025 Notice of Concealed or Unknown Conditions ("Notice").

Kueny's response constitutes a rejection of VJS's Notice, and it appears that the City of West Allis believes that VJS and its subcontractor, CNC Foundations, Inc. ("CNC"), should have known the severity and impact of organic soils based on the Braun Report and soil borings provided for Building 1. Therefore, please accept this letter as a Notice of Claim pursuant to Section 15.1.3.1 of the A201-2017 General Conditions. Kueny is designated as the Initial Decision Maker in the parties' contract. VJS asks Kueny as the Initial Decision Maker to determine that the soils constitute a changed condition, entitling VJS to recover its costs identified in COR-58 and to additional time to perform.

Enclosed herewith are the following documents, which we believe are necessary for Kueny to make its decision in addition to the existing contract documents.

- 1) GeoTest Building 5 geotechnical evaluation dated May 16, 2025
- 2) May 30, 2025 Notice of Concealed or Unknown Conditions
- 3) COR-58

Please note that per Section 15.2.1 of the A201-2017, a response from Kueny is due within 30 days.

SINCERELY,



A handwritten signature in dark ink, appearing to read "Luke Nelson". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Luke Nelson
Senior Project Manager
VJS Construction Services, Inc.