

520 Francis Street, Suite 200C
St. Joseph, Missouri 64501
816-233-9300 | info@gga.llc
www.goldbergarchitects.com



April 29, 2024

Mike Shea AIA

Introba, Inc.
6 South Old Orchard Avenue
St. Louis, MO 63119

Re: Emerging Media Issues
Re: Woodbury County LEC Project

Mike,

This is a painful letter to write considering the cordial collaboration we have enjoyed over the years, but recent events at Woodbury County leave us with little choice. We respectfully request that Introba, formerly Ross & Baruzzini, make a statement acknowledging its primary role in the engineering issues associated with completing the project's mechanical system.

GGA will not continue to take the blame for your firm's slow and incomplete response to the engineering issues that have arisen pursuant to ASI-010. Similarly, there were issues with regards to the fire dampers that needed attention and resolution (since resolved). These current engineering matters under ASI-010 have dragged on for months without adequate response as the community of Woodbury County struggles with the delayed opening of their Justice project.

Adding further urgency, local media outlets have recently gained access to project correspondence and have created a narrative describing how the Contractor and the Architect have together delayed completion of this project, using the smoke dampers as one of the four primary causes of delay. While we dispute that any delay in completion of the project was due to the fire damper issue due to the many other issues created by HCI causing overlapping and concurrent delays, the mere fact that the fire damper issue was mentioned is a matter that GGA is not responsible for. We are deeply dismayed that you continue to let our professional reputation suffer due to your firm's engineering errors.

Amidst all these engineering difficulties, GGA's own aggregate architectural Change Orders total 0.4% or less than one-half of a percent. Based on prior projects and a relationship that was built on those projects, GGA brought Introba to the project, expecting similar results. That has not happened, particularly as it relates to the above-related issues. And, while you may dispute the delays, they are being publicized at present by the media as being the responsibility of GGA, at least in part. The mounting media coverage of Woodbury County's construction difficulties represents a very real threat to our small firm and our livelihood.

Again, I am imploring you and Introba to prepare and issue a public statement to clarify its primary role in the smoke-damper issue, while reassuring GGA and the LEC Authority that it will redouble its efforts to assist in resolving all of the mechanical engineering issues that have arisen during the course of this project.

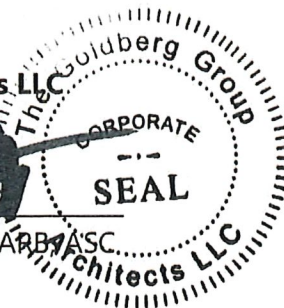
Finally, we have tried to absorb the additional time and expense associated with addressing Introba's work to the satisfaction of the project owners and representatives. The level of this time and expense should not have been needed, but GGA cannot continue to absorb costs, expenses or other damages, due to Introba's acts, errors and omissions. We will calculate our time spent on these issues, beginning on November 21, 2023, and subtract what we can from Introba's fee balance. To date this figure surpasses \$200,000, and we still do not have a completed project. Accordingly, please note GGA reserves all rights at law and in equity to pursue full indemnification from Introba arising from Introba's acts, errors and omissions in this matter.

I am personally frustrated as to why Introba continues to drag their feet. This did not need to happen. In the end, it will be Introba that must bear the responsibility to answer to any of the claims that are made against GGA arising from any of Introba's engineering services, to the extent the Authority can prove those claims. It would seem that Introba would do all it can to reduce, if not eliminate, that risk. This needs your immediate attention.

Your understanding and renewed assistance in this matter is appreciated.

Sincerely,
Goldberg Group Architects LLC


Lawrence Goldberg AIA, NCARB, ASC
Founding Principal



cc.: Rob Johnson, Atty
Kathryn Breard Platt/The Hartford
Sydney Goldberg/GGA
Kevin Rost/GGA
File