

2492.

DISAPPROVAL—CONTRACT, STATE OF OHIO, THROUGH DIRECTOR, DEPARTMENT OF PUBLIC WORKS, FOR BOARD OF TRUSTEES, OHIO UNIVERSITY, ATHENS, OHIO, WITH THE G. W. SULLIVAN ELECTRIC COMPANY, CINCINNATI, OHIO, FOR TURBINE GENERAL UNIT.

COLUMBUS, OHIO, May 20, 1938.

HON. CARL G. WAHL, *Director, Department of Public Works, Columbus, Ohio.*

DEAR SIR: You have submitted for my approval the various papers and documents relating to a contract by and between The G. W. Sullivan Electric Company of Cincinnati, Ohio, and the Board of Trustees of Ohio University, Athens, Ohio, acting by the Department of Public Works, for a contract for a Turbine Generator Unit.

I note the Form of Proposal which contains an exception to the completion date of August 31, 1938, and also to the penalty clause (b) under Note "A".

I must disapprove this contract, inasmuch as the Form of Proposal does not state a bid within the contemplation of law.

I am returning herewith all the papers submitted in this connection, together with the specifications which you have submitted for my review.

Respectfully,

HERBERT S. DUFFY,

*Attorney General.*