



# Florida Department of Transportation

JEB BUSH  
GOVERNOR

605 Suwannee Street  
Tallahassee, Florida 32399-0450


THOMAS F. BARRY, JR.  
SECRETARY

July 9, 2001

**THIS MEMO HAS EXPIRED**

## MEMORANDUM NO. 14-01

**TO: DISTRICT CONSTRUCTION ENGINEERS  
DISTRICT MATERIALS ENGINEERS**

**FROM:**   
Greg Wanders, State Construction Engineer

**COPIES:** Tom Malerk, Ananth Prasad, ACA, FTBA

**SUBJECT: REFEREE ANALYSIS FOR ASPHALT CONTENT USING NON-  
CHLORINATED SOLVENT**

The Department has not specified the referee tolerance for Non-Chlorinated Solvent Extraction Procedure (FM 5-544). Therefore until the specification change appears in contracts (starting July, 2001), penalties for asphalt content only may be waived as determined appropriate by the Engineer.

On contracts that have been Final Accepted, the penalties may be waived only, upon request, if the Contractor has not taken a Full or Qualified Acceptance of the Department's Offer of Final Pay. In the event the Contractor has taken a Qualified Acceptance, the penalties may be waived if the Contractor took specific exception to the penalty(ies) as part of the Qualified Acceptance.

This memo should be attached as a blanket approval to all applicable referee analysis and/or waiver process without sending to the State Construction Office.

Should you have any questions, please call David Wang at (850)414-4152 (SC 994-4152) in the State Construction Office or Jim Musselman at (352)337-3150 (SC 642-3150) in the State Materials Office.

GX/pc