

June 10, 2026

Mr. John St. C. White, PE
Chief Procurement Officer
SFAA, Division of Procurement Services
1301 Main St, Suite 700
Columbia, SC 29201

RE: Cancellation of Award 4400039879

Dear Mr. White,

Per Regulation 19-445.2085 C(8), SCDOT requests cancellation of the award to Forney LLC. This is in the best interest of the state as funding for this equipment will not carry forward into the next fiscal year, and delivery of the equipment at this time is not possible due to an outstanding protest from May 6, 2026. The lead time on this equipment is more than seven (7) days. Even if a decision were reached in SCDOT's favor and sent out today, the earliest the agency could place an order would be June 23, provided no appeal was filed with the procurement review panel.

While cancellation of the award renders any decision moot, SCDOT would like to know what the ultimate decision of the CPO would be in the protest.

Please let me know if there is any other information you require.

Sincerely,

Emmett I. Kirwan

Emmett I. Kirwan, NIGP-CPP
Procurement Director

Cc: Amy Sabol
J. Darrin Player



South Carolina Business Opportunities

Published by Division of Procurement Services - Delbert H. Singleton, Jr., Division Director

Ad Category: Supplies

Ad Start Date: March 6, 2026

Title: Universal Testing Machine

Purchasing Agent/Entity: Department of Transportation

Bid/Submittal Due Date: March 18, 2026 - 2:30pm

Description:

The purpose of this solicitation is to procure one (1) Automatically Controlled Universal Testing Machine. The supplier shall furnish, deliver, install, and commission the equipment at the designated location. The machine shall be capable of performing compression and tensile testing in accordance with applicable ASTM and AASHTO standards.

Solicitation #: 5400029516

Direct Inquiries To: Amy Sabol

Buyer Phone#: 8037370834

Buyer Email: sabolac@scdot.gov

Pre-Bid Information:

CONFERENCE TYPE: Pre-Bid Conference 03/12/2026 @ 10:00 AM **LOCATION:** Microsoft Teams

Full Details / Download: <https://apps.sceis.sc.gov/SCSolicitationWeb/contractSearch.do?solicitnumber=5400029516>

South Carolina Business Opportunities • SCBO Team • 1333 Main Street, Suite 700 • Columbia, SC 29201
803-737-0600 • scbo@mmo.sc.gov • <https://scbo.sc.gov> • <https://procurement.sc.gov>



STATE OF SOUTH CAROLINA
 SCDOT PROCUREMENT OFFICE
 955 PARK STREET ROOM 101
 COLUMBIA SC 29201-3959

Intent to Award

Posting Date: April 23, 2026

Solicitation: 5400029516
Description: Universal Testing Machine
Agency: SC Department of Transportation

The State intends to award contract(s) noted below. Unless otherwise suspended or canceled, this document becomes the final Statement of Award effective **May 05, 2026**. Unless otherwise provided in the solicitation, the final statement of award serves as acceptance of your offer.

Contractor should not perform work on or incur any costs associated with the contract prior to the effective date of the contract. Contractor should not perform any work prior to the receipt of a purchase order from the using governmental unit. The State assumes no liability for any expenses incurred prior to the effective date of the contract and issuance of a purchase order.

CERTIFICATES OF INSURANCE COVERAGE TO BE FURNISHED PRIOR TO COMMENCEMENT OF SERVICES UNDER CONTRACT.

If you are aggrieved in connection with the award of the contract, you may be entitled to protest, but only as provided in Section 11-35-4210. To protest an award, you must (i) submit notice of your intent to protest within seven business days of the date the award notice is posted, and (ii) submit your actual protest within fifteen days of the date the award notice is posted. Days are calculated as provided in Section 11-35-310(13). Both protests and notices of intent to protest must be in writing and must be received by the appropriate Chief Procurement Officer within the time provided. See clause entitled "Protest-CPO". The grounds of the protest and the relief requested must be set forth with enough particularity to give notice of the issues to be decided.

PROTEST - CPO ADDRESS - MMO: Any protest must be addressed to the Chief Procurement Officer, Materials Management Office, and submitted in writing

(a) by email to: protest-mmo@mmo.sc.gov, or

(b) by post or delivery to: 1333 Main Street, Suite 700, Columbia, SC 29201.

Contract Number: 4400039879

Awarded To: FORNEY LLC (7000023595)
 1565 BROADWAY AVE
 HERMITAGE PA 16148

Total Potential Value: \$ 133,001.00

Maximum Contract Period: May 05, 2026, through June 30, 2026

Item	Description	Unit Price	Total
00001	TA-0101 \ 6" CYLINDER PLATEN ASSEMBLY	\$ 710.00	\$ 710.00
00002	TM-0095 \ PLATEN, 6.5" X 1" 10023 REV. D	\$ 370.00	\$ 370.00

00003	TA-0190 \ GRIPPER, 6-11 REBAR (LT-900)	\$ 980.00	\$ 3,920.00
00004	On-Site Operator Training	\$ 2,000.00	\$ 4,000.00
00005	Installation/Setup	\$ 9,395.00	\$ 9,395.00
00006	Freight	\$ 3,106.00	\$ 3,106.00
00007	LT-120-VFD \ LT-120 W/VFD AUTO CONSOLE	\$ 111,500.00	\$ 111,500.00

Procurement Officer
 AMY SABOL