

**COLORADO DEPARTMENT OF TRANSPORTATION  
CONTRACTOR SELECTION OF LITIGATION OR ARBITRATION**

Project No.:

Project Code (SA#):

Date:

Location:

Contractor:

Complete Address:

**INSTRUCTIONS:** This Form 1378 shall be completed and signed by an officer of the Contractor's organization with authority to commit the Contractor to the selection of either de novo litigation or merit binding arbitration selected herein. This form shall be submitted by the Contractor to the Engineer at or prior to the preconstruction conference.

I hereby certify that if the Contractor, listed above, disagrees with the Chief Engineer's decision on a claim submitted to CDOT, the Contractor will attempt to finally resolve the claim by initiating only one of the following **[Mark only one]**:

**De Novo Litigation**

**Merit Binding Arbitration**

I also certify that I am an officer of the Contractor's organization with authority to commit the Contractor to the selection made above.

Signature of Contractor's representative:

Name of Contractor's representative (print):

Title of Contractor's representative: