

John T. Brady & Co., Inc.,
92 North Ave.,
New Rochelle, N.Y. 10802

Attention: Mr. Stanley Stevens
Treasurer

Re: Contract 7/6/70
Sculpture
HO-60 Change Order 1-68
Dept. Public Works Project
New Psychiatric Addition
Metropolitan Hospital

Dear Sirs:

Reference is made to your letter of June 7, 1972 wherein you enclosed a copy of a letter from the Dept. of Public Works registering an objection to our name on the Sculpture, created by Mr. John Rhoden for the above project.

We originally accepted the fabrication of this Sculpture from Mr. John Rhoden to be built as close to the model, and under his direction and supervision. After the Sculpture was completed and verbally approved by Mr. Rhoden with his and our names inscribed, it was arranged by the Dept. of Public Works that the John T. Brady & Co., Inc., take over and give us a contract for them to purchase the Sculpture, including Stainless Steel Brackets, and the installation of the unit.

We understand Mr. John Rhoden has asked the Dept. of Public Works on many occasions to inspect this Sculpture, but get no response to the requests.

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Our contract with you dated June 30, 1970, specifically stated Sculpture to be inspected before erection at our plant, Bronx, N.Y., by anybody having jurisdiction. Our invoice to you dated 3/17/72 (#25716) just before erection, also stated that you make inspection before installation. The writer spoke to Mr. Porcelli by phone and asked about this inspection; the answer was it would not be necessary.

There is no question that negligence existed somewhere between the Dept. of Public Works and the John T. Brady & Co. regarding final inspection, as far as our contract with you; we must hold you responsible, as any objections could have been easily solved and corrected on the ground, and not 3-4 stories in the air.

We do not plan any further expense on our part, as our contract with you does not forbid us the privilege of inscribing our name, as all responsible manufacturers have that right, and do so. Our only regret is that ^{our} the letters are too small and not (3") high as claimed by the Dept. of Public Works. We believe it would probably never ^{be} noticed by any of the viewers.

As far as a suggestion of the problem, you can get someone to do the following: Assemble a quantity of the same rust from the surface and mix same with a clear epoxy and apply over just the area of the letters involved. This will last indefinitely. Do not under any circumstances grind the area, as it would ruin the Sculpture.

We will await your comments.

Yours, etc.

P.S. Please advise us who we can hold responsible for storage charges of this Sculpture from the time same was complete until installation time (a period of 2 years).