# Liquidated Damages Specified JSP-93-28

**1.0 Description.** If (description of work)\_\_\_\_\_\_\_\_\_\_ is not complete and open to traffic prior to

 (date), the Commission, the traveling public, and state and local police and governmental authorities will be damaged in various ways, including but not limited to, increased construction administration cost, potential liability, traffic and traffic flow regulation cost, traffic congestion and motorist delay, with its resulting cost to the traveling public. These damages are not reasonably capable of being computed or quantified. Therefore, the contractor will be charged with liquidated damages specified in the amount of $\_\_\_\_\_\_\_ per day for each full day that (description of work) \_\_\_\_\_\_\_\_\_\_ is not complete and open to traffic in excess of the limitation as specified elsewhere in this special provision. It shall be the responsibility of the engineer to determine the quantity of excess closure time.

**1.1** The said liquidated damages specified will be assessed regardless of whether it would otherwise be charged as liquidated damages under the Missouri Standard Specification for Highway Construction, as amended elsewhere in this contract.