



NOTICE OF RECORDING
OF JUDICIAL ORDER EXTINGUISHING
SUBCONTRACTOR'S NOTICE AND CLAIM FOR LIEN

STATE OF ILLNOIS)
COUNTY OF COOK) ss:

That on July 22, 2003, the attached Order was entered in the Circuit Court of Cook County, Illinois, County Department, Chancery Division, entitled A & A Sprinkler Company, Inc. v. Commercial Construction Service Corporation, et al., case number 02 CH 20003, consolidated with case numbers 03 CH 00958 and 02 L 1496, in favor of Defendant/Cross-Plaintiff GNI of Hoffman Estates, LLC ("GNI"), owner of the following described land (the "Property") in the County of Cook, State of Illinois:

See Legal Description attached as Exhibit A.

PIN: 02-30-100-016 Deed Doc: 0010510519


Recorded Lease Agreement Doc: 0010510524

Commonly known as: 1550-1590 Algonquin Road, Hoffman Estates, Illinois

and against Defendant/Cross-Defendant Illinois Construction Services, Inc. ("ICS") extinguishing and declaring null and void ICS' interest in the Property by virtue of its Mechanic's Lien filed in Cook County on July 19, 2002 as Document Number 0020703622.

Dated this 7th day of August, 2003

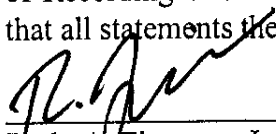
GNI of Hoffman Estates, LLC

By: 
One of Its Attorneys

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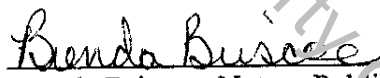
STATE OF ILLINOIS)
COUNTY OF COOK) ss:

Affiant, Rudy A. Figueroa, Jr., being first duly sworn on oath deposes and states that he is the attorney and agent of GNI of Hoffman Estates, LLC; that he has read the foregoing Notice of Recording of Judicial Order Extinguishing Subcontractor's Notice and Claim for Lien; and that all statements therein contained are true.



Rudy A. Figueroa, Jr.
Attorney and agent for
GNI of Hoffman Estates, LLC

Subscribed and sworn to before me this 7th day of August, 2003.



Brenda Briscoe, Notary Public



Prepared by: Rudy A. Figueroa, Jr.
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150 N. Wacker Drive, Suite 1550
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Cook County Clerk's Office

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IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS COUNTY DEPARTMENT, CHANCERY DIVISION

A & A SPRINKLER COMPANY, INC.,)
an Illinois corporation,)

Plaintiff,)

v.)

COMMERCIAL CONSTRUCTION SERVICE)
CORPORATION, an Illinois corporation, GNI OF)
HOFFMAN ESTATES, LLC, an Illinois)
Limited Liability Company, WALGREEN CO.,)
an Illinois corporation, HINSDALE BANK &)
TRUST, POLI CONTRACTING, INC.,)
ILLINOIS CONSTRUCTION SERVICES, INC.,)
and UNKNOWN OWNERS and UNKNOWN)
CLAIMANTS,)

Defendants.)

Case Number: 02 CH 20003

Consolidated with
Case No. 03CH 00958
Case No. 02 L 1496

Judge Cyril J. Watson

_____)
GNI OF HOFFMAN ESTATES, LLC)

Defendant/Cross-Plaintiff,)

v.)

ILLINOIS CONSTRUCTION)
SERVICES, INC., an Illinois corporation,)

Defendant/Cross-Defendant,)

ENTERED

JUL 22 2003

JUDGE WATSON - 210

ORDER

This cause coming to be heard on Defendant's, GNI of Hoffman Estates, LLC ("GNI"), Motion for Summary Judgment against Illinois Construction Services, Inc. ("ICS"), the Court being advised in the premise, and due notice having been given, the Court makes the following findings and enters the following order:

FINDINGS

1. GNI is an Illinois limited liability company organized and existing under the laws of the State of Illinois, with its principal place of business located at 3208 S. Alpine Road,

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A & A Sprinkler Company, Inc.,

No. 02 CH 20003

v.

Commercial Construction Company, et, al.

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Rockford, Illinois. GNI is, and at all relevant times was, the owner of certain real property commonly known as 1550-1590 Algonquin Road, Hoffman Estates, Illinois (the "Property").

2. ICS is an Illinois corporation engaged in the construction industry as a subcontractor having its principal place of business at 2433 Reeves Road, Joliet, Illinois, who has an interest in the Property by virtue of a Mechanic's Lien filed in Cook County on July 19, 2002 as Document Number 0020703622.

3. On March 19, 2003, GNI served ICS, by certified mail, with a written demand that suit be commenced within 30 days, by ICS, to enforce its lien or cause its answer to be filed in the captioned case, pursuant to Section 34 of the Illinois Mechanics Lien Act (the "Act").

4. ICS has not filed a complaint to foreclose its mechanics lien or filed an answer in the A&A case, as required by Section 34 of the Act.

5. On May 8, 2003, GNI filed its Cross-Claim for Declaratory Judgment against ICS to declare any interest claimed by ICS in the Property extinguished and forfeit.

6. On May 29, 2003 GNI filed a Motion for Summary Judgment against ICS, and properly served notice of that motion on ICS by both regular and certified mail.

7. The hearing on that motion was continued to July 22, 2003, and GNI properly served ICS with notice of that continuance by both regular and certified mail.

8. ICS has failed to appear at the hearing on GNI's Motion for Summary Judgment, or at any other proceedings in this case.

A & A Sprinkler Company, Inc.

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v.

No. 02 CH 20003

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Accordingly, IT IS HEREBY ORDERED,

1. Summary Judgment is entered in favor of GNI and against ICS for declaratory judgment on ICS claim under the Illinois Mechanic's Lien Act.
2. Pursuant to Section 34 of the Illinois Mechanics Act, the failure of ICS to commence suit to enforce its lien extinguishes and forfeits any such lien ICS claimed on the Property.
3. Accordingly, the Mechanics Lien filed by ICS against certain real property commonly known as 1550-1590 Algonquin Road, Hoffman Estates, Illinois, and recorded as a Document Number 0020703622 with the Cook County Recorder of Deeds is hereby declared null and void, and is extinguished.

Dated: July 22, 2003

ENTER:

ENTERED

JUL 22 2003

JUDGE WATSON, C.J.

Judge Cyril D. Watson

Chancery Division

Raymond H. Groble III
 Rudy A. Figueroa Jr.
 Daley & Mohan, P.C.
 150 N. Wacker Drive, Suite 1550
 Chicago, Illinois 60606
 312-422-9999
 Atty No. 36564

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EXHIBIT A

Legal Description of Real Estate

PARCEL 1: LOT 4 IN HUNGTINGTON PLAZA, BEING A SUBDIVISION OF PART OF THE WEST ½ OF THE NORTHWEST ¼ OF SECTION 30, TOWNSHIP 42 NORTH, RANGE 10, EAST OF THE THIRD PRINCIPAL MERIDIAN, ACCORDING TO THE PLAT OF SAID SUBDIVISION RECORDED JULY 24, 1987 AS DOCUMENT 87407887, IN COOK COUNTY, ILLINOIS.

PARCEL 2: PERPETUAL NON-EXCLUSIVE EASEMENT FOR THE BENEFIT OF PARCEL 1 AS CREATED BY THE DECLARATION OF COVENANTS, EASEMENTS, CONDITIONS AND RESTRICTIONS FOR HUNTINGTON PLAZA RECORDED MAY 5, 1987 AS DOCUMENT 8724024 (A) FOR INGRESS AND EGRESS TO ACCOMMODATE VEHICULAR AND PEDESTRIAN TRAFFIC OVER, UPON AND ACROSS SUCH DRIVEWAYS, WALKWAYS, SIDEWALKS, PATHS, LANES AND PARKING AREAS CONSTRUCTED FROM TIME TO TIME ON THE BUILDING SITES (INCLUDING LOT 3 IN HUNTINGTON PLAZA SUBDIVISION) FOR THE PASSAGE (BUT NOT THE PARKING) OF PASSENGER MOTOR VEHICLES AND BY PEDESTRIANS.

P.I.N. 02-30-100-016-0000

Common known as: 1550-1590 Algonquin Rd., Hoffman Estates, IL

Cook County Clerk's Office