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**NOTICE OF CLAIM**  
**FOR MECHANICS LIEN**

Doc#: 0403750289  
Eugene "Gene" Moore Fee: \$19.00  
Cook County Recorder of Deeds  
Date: 02/06/2004 02:27 PM Pg: 1 of 5

**IN THE OFFICE OF RECORDER  
OF DEEDS OF COOK COUNTY,  
ILLINOIS**

BANNER PLUMBING SUPPLY COMPANY,  
INC.,

("Claimant"),

v.

STARTEK PLUMBING & SEWER, INC., 744  
NORTH CLARK STREET, LLC, ROYALLE  
CONDOMINIUM ASSOCIATION  
INDYMAC BANK FSB D/B/A  
CONSTRUCTION LENDING  
CORPORATION OF AMERICA, and NOVAK  
CONSTRUCTION COMPANY,

("Defendants").

) "NOTICE TO OWNER

)  
) Do not pay the contractor for this  
) work or material unless you have  
) received from the contractor a waiver  
) of lien or other satisfactory evidence  
) of payment to the Claimant."

) **NOTICE & CLAIM FOR LIEN**  
) **IN THE AMOUNT OF:**  
) **\$22,093.52, plus interest and**  
) **collection costs.**

Claimant, BANNER PLUMBING SUPPLY COMPANY, INC. ("BANNER"), an Illinois corporation, located at 355 Hastings Drive, Buffalo Grove, Illinois 60089, being a subcontractor for the provision of plumbing supplies, materials, and related work on the real estate described below, hereby files a Notice and Claim for Lien against said property ("LAND") and against 744 NORTH

This document was prepared by:

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Attorney No. 23385

P.I.N. NOS. 17-09-204-015-0000  
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CLARK STREET, LLC, an Illinois Limited Liability Corporation, c/o its manager METROPOLITAN DEVELOPMENT ENTERPRISES, INC., an Illinois corporation, 6600 Sears Tower, Chicago, Illinois 60606, ROYALLE CONDOMINIUM ASSOCIATION, c/o 744 North Clark Street LLC. Both 744 NORTH CLARK STREET LLC AND ROYALLE CONDOMINIUM ASSOCIATION are hereby notified individually and as agent of respective unit owners (collectively "OWNER"), all of whom claim an ownership or other interest in the LAND, and INDYMAC BANK FSB d/b/a CONSTRUCTION LENDING CORPORATION OF AMERICA, 35 North Lake Street, Pasadena, California 91101 who, claims an interest in the nature of a mortgage in the LAND, which is commonly known as 744 North Clark Street, Chicago, Illinois, the legal description of which is:

UNITS 301-305, 401-405, 501-505, 601-605, 701-705, 801-805, 901-905, 1001-1005 AND P-1 THROUGH P-40, AND THE COMMON AREAS IN ROYALLE CONDOMINIUMS, AS DELINEATED ON PLAT OF SURVEY OF ROYALLE CONDOMINIUMS, WHICH PLAT IS ATTACHED AS EXHIBIT "D" TO THE DECLARATION OF CONDOMINIUM DATED OCTOBER 2003 AND RECORDED IN THE OFFICE OF THE COOK COUNTY RECORDER NOVEMBER 5, 2003 AS DOCUMENT NUMBER 0330931116

Claimant also hereby files a Notice and Claim for Lien against NOVAK CONSTRUCTION COMPANY, an Illinois corporation, 3423 North Drake Avenue, Second Floor, Chicago, Illinois 60618 ("NOVAK"), who on information and belief was the general contractor for said project, who was authorized and/or knowingly permitted by OWNER to provide construction work on the LAND.

Claimant also hereby files a Notice and Claim for Lien against STARTEK PLUMBING & SEWER, INC., 4343 South Kilpatrick, Chicago, Illinois 60629 ("STARTEK"), who on information and belief had a contract with NOVAK for a portion of said work. On or before June 2, 2003, the OWNER of said property made a contract with NOVAK whereby NOVAK was to provide, or knowingly permitted NOVAK to provide labor, material, tools and equipment for construction for said project; on or before June 2, 2003, NOVAK and STARTEK entered into a subcontract whereby STARTEK was to perform a portion of said work; and on or about June 2, 2003, STARTEK and BANNER entered into an oral subcontract whereby BANNER was to provide plumbing supplies, and

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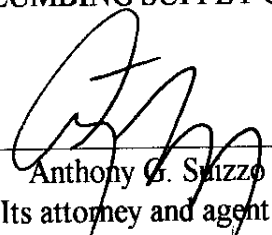
related work for said project; BANNER thereafter completed all of its obligations pursuant to said subcontract on or about November 6, 2003.

To date, despite due demand for payment, Claimant remains unpaid for said work; and there is no reasonable basis for the failure to pay BANNER.

Therefore, after all due credits, the amount left due, unpaid and owing to BANNER is \$22,093.52, for which amount, plus interest and collection costs, including reasonable attorneys' fees, BANNER claims a lien on the LAND and improvements thereon, and on any monies due or to become due to NOVAK and/or STARTEK or any other party from OWNER for said project.

BANNER PLUMBING SUPPLY COMPANY, INC.

By: \_\_\_\_\_

  
Anthony G. Suizzo  
Its attorney and agent.

ANTHONY G. SUIZZO  
LAW OFFICES OF ANTHONY G. SUIZZO  
3201 Old Glenview Road, Suite 225  
Wilmette, IL 60091-2942  
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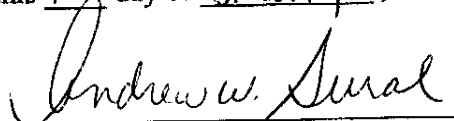
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## VERIFICATION

I, GENE HARA, on oath state that I am the duly authorized agent of BANNER PLUMBING SUPPLY COMPANY, INC., that I have read the foregoing Notice and Claim for Mechanics Lien against STARTEK PLUMBING & SEWER, INC., et al., and that the statements therein are true to the best of my information and belief.

  
\_\_\_\_\_  
GENE HARA

Subscribed and Sworn to before me  
this 7<sup>th</sup> day of JANUARY, 2003.

  
\_\_\_\_\_  
Notary Public



ANTHONY G. SUIZZO  
LAW OFFICES OF ANTHONY G. SUIZZO  
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## PROOF OF SERVICE BY MAIL

I, Anthony G. Suizzo, an attorney, certify that I served the foregoing Notice and Claim for Mechanics Lien and mailed it to: 744 North Clark Street, LLC, an Illinois Limited Liability Corporation, c/o its manager Steven D. Friedland, Registered Agent, Metropolitan Development Enterprises, Inc., 6600 Sears Tower, Chicago, Illinois 60606 (via certified mail, return receipt requested); and Royale Condominium Association, c/o 744 North Clark Street LLC, Metropolitan Development Enterprises, Inc., c/o Steven D. Freidland, Registered Agent, 6600 Sears Tower, Chicago, Illinois 60606 (via certified mail, return receipt requested); and by mailing copies to: IndyMac Bank d/b/a Construction Lending Corporation of America 35 North Lake Street, Pasadena, California 91101 (via certified mail, return receipt requested) Startek Plumbing & Sewer, Inc., 4343 South Kilpatrick, Chicago, Illinois 60629 (via regular mail); Novak Construction Company, c/o Robert A. Roth, Registered Agent, 454 West Virginia Street, Crystal Lake, Illinois 60014 (via regular mail); and deposited said mailed items at the U.S. Post Office, Village of Wilmette, Illinois with proper postage prepaid, before the hour of 5:00 p.m. on January 7, 2004.




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 ANTHONY G. SUIZZO

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