



Doc#: 0733744003 Fee: \$29.00
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 12/03/2007 02:08 PM Pg: 1 of 15

Total Mechancial Service Company
c/o Berton N. Ring, P.C.
123 West Madison Street, 15th Floor
Chicago, IL 60602
(312) 781-0290

SUBCONTRACTOR'S AMENDED NOTICE AND CLAIM FOR MECHANIC'S LIEN

This recorded lien amends the previously recorded lien under document number 0732509000 by attaching exhibits 1 - 9.

To:

VIA CERTIFIED MAIL R/R

Metropolitan Development Enterprises, Inc.
c/o Steven D. Friedland, Registered Agent
322 S. Green Street, Suite 400
Chicago, IL 60607

VIA CERTIFIED MAIL R/R

Metropolitan Development Enterprises, Inc.
c/o Pawel Hardej, President
5940 West Touhy, Suite 300
Niles, IL 60714

VIA CERTIFIED MAIL R/R

Vennan Company
c/o Dennis L. Vennen, Registered Agent
3464 Old Mill Road
Highland Park, IL 60035

VIA CERTIFIED MAIL R/R

Rainbo Homes, II, L.L.C.
c/o Steven D. Friedland, Registered Agent
322 S. Green Street, Suite 400
Chicago, IL 60607

VIA CERTIFIED MAIL R/R

Rainbo Homes Finance, L.L.C.
c/o Steven D. Friedland, Registered Agent
322 S. Green Street, Suite 400
Chicago, IL 60607

VIA CERTIFIED MAIL R/R

Sapphire Development, L.L.C.
c/o Darren K. Miller, Registered Agent
1890 1st Street
Highland Park, IL 60035

VIA CERTIFIED MAIL R/R

DCL Development, LLC
c/o Steven D. Friedland, Registered Agent
322 S. Green Street, Suite 400
Chicago, IL 60607

VIA CERTIFIED MAIL R/R

Pappageorge Haymes, LTD
c/o James A. Regas, Registered Agent
111 W. Washington
Chicago, IL 60602

VIA CERTIFIED MAIL R/R

AMTRUST Bank

VIA CERTIFIED MAIL R/R

AMTRUST BANK

UNOFFICIAL COPY

c/o Joseph K. Kreisel, Vice-President
1801 E. 9th Street, Suite 200
Cleveland, OH 44114

c/o Ted Robinson
1801 E. 9th Street, Suite 200
Cleveland, OH 44114

VIA CERTIFIED MAIL R/R

5001 Oakton, LLC
c/o Steven D. Friedland, Registered Agent
322 S. Green Street, Suite 400
Chicago, IL 60607

VIA CERTIFIED MAIL R/R

Paul Hardej, Individually
7855 Gross Point Road, Suite A1
Skokie, IL 60077

VIA CERTIFIED MAIL R/R

Kinetic Lofts at Rainbo Village Condominium Association
c/o Steven D. Friedland, Registered Agent
322 S. Green Street, Suite 400
Chicago, IL 60607

VIA CERTIFIED MAIL R/R

Pawel Hardej, Individually
7855 Gross Point Road, Suite A1
Skokie, IL 60077

VIA CERTIFIED MAIL R/R

Enterprise Construction, Inc.
c/o Paul Hardej, Registered Agent
7855 Gross Point Road, Suite A1
Skokie, IL 60035

VIA CERTIFIED MAIL R/R

Andy's Heating and Air Conditioning, Inc.
c/o Andy Sandoval
2525 East 106th Street
Chicago, IL 60617

VIA CERTIFIED MAIL R/R

ASC Insulation & Fireproofing, Inc.
c/o Lourdes Castro, Treasurer/Agent
607 Church Road
Elgin, IL 60123

THE CLAIMANT, **Total Mechancial Service Company**, a subcontractor, claims a lien against the real estate, more fully described below, and against the interest of the following entities in the real estate: **Rainbo Homes II, L.L.C.**, Owner, **Sapphire Development, L.L.C.**, Owner, **DCL Development L.L.C.**, Owner, **Metropolitan Development Enterprises, Inc.**, Property Manager, **Vennan Company**, Project Managers, **Pappageorge/Haymes, Ltd**, Architect, **Rainbo Homes Finance, L.L.C.**, interested party, **AMTRUST Bank**, Mortgagee, **5001 Oakton, LLC**, interested party, **Kinetic Lofts at Rainbo Village Condominium Association**, interested party, **Paul Hardej**, interested party, **Pawel Hardej**, interested party, **Enterprise Construction, Inc.**, General Contractor, **ASC Insulation & Fireproofing, Inc.**, **Andy's Heating and Air Conditioning, Inc.** and any other person or entity claiming an interest in the real estate, more fully described below, stating as follows:

1. At all times relevant hereto and continuing to the present, **Owner** owned the following described land in the County of Cook, State of Illinois, to wit"

PARCEL: SEE EXHIBIT "A"

UNOFFICIAL COPY

P.I.N: 14-08-315-036-0000
 14-08-315-037-0000
 14-08-315-038-0000
 14-08-315-039-0000
 14-08-315-044-0000
 14-08-3 15-046-0000

The Real Property or its address is commonly known as: **4836-4850 North Clark Street, Chicago, Illinois**

2. On information and belief, said Owner contracted with **Andy's Heating and Air Conditioning, Inc.** for certain improvements to said premises.
3. Subsequent thereto, **Andy's Heating and Air Conditioning, Inc.** entered into a subcontract with Claimant to furnish and install sheet metal work & supplies, more fully described in the attached Exhibit 1-9.
4. The Claimant completed its work under its subcontract on or about **November 1, 2007**, which entailed the furnish of said materials and labor.
5. There is due, unpaid and owing to the Claimant, after allowing all credits, the principal sum of two hundred forty three thousand six dollars (**\$243,006.00**). Claimant claims a lien on the real estate and against the interest of the Owner, and other parties named above, in the real estate (including all land and improvements thereon) and on the monies or other consideration due or to become due from the Owner under said contract against said contractor, apportioned as follows:

4836-4850 North Clark Street, Chicago, IL: \$243,006.00
6. Without acknowledging that this statutory provision applies in this situation, Section 1692g(a) of the Fair Debt Collection Practices Act require that the following information be given to you:
 - a. The amount of the debt: \$243,006.00, apportioned as follows:

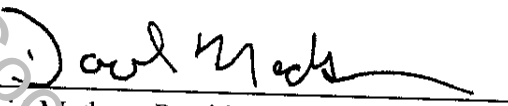
4836-4850 North Clark Street, Chicago, IL: \$243,006.00

Original Contract	\$414,000
Extra work completed September 29, 2007	\$ 3,744
Less credits:	
Paid to date	\$140,738
First Floor	\$ 34,000
 - b. The name of the creditor to whom the debt is owed: **Total Mechancial Service Company**

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- c. Unless you, within thirty (30) days after receipt of this notice, dispute the validity of the debt, or any portion thereof, the debt will be assumed to be valid.
- d. If you notify my office in writing within that thirty (30) day period that the debt, or any portion thereof, is disputed, my office will obtain verification of the debt or a copy of a judgment against you and a copy of such verification or judgment will be mailed to you.
- e. Upon your written request within the thirty-day (30) day period, my office will provide the name and address of the original credit, if different from the current creditor.

Total Mechancial Service Company

By: 
David Madsen, President

PLEASE NOTE: I AM ATTEMPTING TO COLLECT A DEBT AND ANY INFORMATION I OBTAIN WILL BE USED FOR THAT PURPOSE.

Property of Cook County Clerk's Office

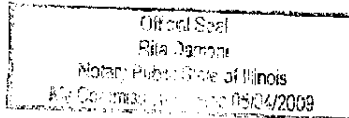
VERIFICATION

The undersigned, David Madsen, being first duly sworn, on oath deposes and states that he is an authorized representative of **Total Mechanical Service Company** that he has read the above and foregoing subcontractor's notice and claim for mechanics lien and that to the best of his knowledge and belief the statement therein are true and correct.

David Madsen
David Madsen, President

SUBSCRIBED AND SWORN to
Before me this 16th day
Of November, 2007

Rita Damani
Notary Public



My commission expires: _____

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EXHIBIT "A"

LEGAL DESCRIPTION

PARCEL 1:

LOTS 2, 3, 4, 5, 6, 7 AND 8 IN BLOCK 1 IN KEENEY'S ADDITION TO RAVENSWOOD, A SUBDIVISION OF PART OF THE SOUTHWEST $\frac{1}{4}$ OF THE SOUTHEAST $\frac{1}{4}$ OF SECTION 7 AND PART OF THE SOUTHWEST $\frac{1}{4}$ OF THE SOUTHWEST $\frac{1}{4}$ OF SECTION 8, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

PARCEL 2:

THE WEST 107 FEET OF LOT 1 IN BLOCK 1 IN KEENEY'S ADDITION TO RAVENSWOOD IN THE WEST $\frac{1}{2}$ OF THE SOUTHWEST $\frac{1}{4}$ OF SECTION 8, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

THE WEST 107 FEET OF LOT 10 IN BLOCK 1 IN INGLEDEW'S ADDITION TO RAVENSWOOD IN THE WEST $\frac{1}{2}$ OF THE SOUTHWEST $\frac{1}{4}$ OF SECTION 8, TOWNSHIP 40 NORTH, RANGE 14, EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

P.I.N. NUMBERS:

14-08-315-036

14-08-315-037

14-08-315-038

14-08-315-039

14-08-315-044

14-08-315-046

Commonly known as:

4836-50 North Clark Street
Chicago, Illinois

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12307 Province Dr.
 LEMONT, IL 60439
 630-243-7337 OFFICE- 7338 FAX
 708-906-2358

Estimate

Date	Estimate #
1/8/2007	2010

ANDY'S HEATING & AIR COND. INC.
 343 TORRENCE AVE.
 CALUMET, IL. 60409

Description	Total
RE: RAINBO VILLAGE - SCHEDULE OF VALUES FOR BUILDING "B"	
1) HOLE LAYOUT FOR EXHAUST, DRYER, AND FLUE RISERS.	9,700.00
2) FABRICATION AND INSTALLATION OF RISERS, P.V.C AND ROUND PIPE INSTALLATION -	33,500.00
3) SPIRAL AND DUCTWORK INSTALLATION - (50 / 50)	109,500.00
4) FURNACE SETTING- (50 / 50)	26,000.00
5) INSTALL REGISTERS- (50 / 50)	18,300.00
FIRST FLOOR COMMERCIAL SPACE ROUGH - (LABOR ONLY)	10,400.00

Thank you for your business.

Total

\$207,400.00

Signature _____

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TOTAL MECHANICAL SERVICE CO.

Invoice

12307 Province Dr.
 LEMONT, IL 60439
 630-243-7337 OFFICE- 7338 FAX
 708-906-2358

Date	Invoice #
12/8/2006	2117

Bill To
ANDY'S HEATING & AIR COND. INC. 343 TORRENCE AVE. CALUMET, IL. 60409

P.O. No.	Terms	Project
RAINBO/FIRST		

Quantity	Description	Rate	Amount
	RE: RAINBO VILLAGE LABOR AND MATERIAL FOR WORK TO DATE: RISER LAY-OUT, RISER INSTALLATION AND MUA UNIT DUCT. Munch supply - \$ 2740.00 Cleats - \$ 1670.00	36,320.00	36,320.00
Thank you for your business.		Total	\$36,320.00

2

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TOTAL MECHANICAL SERVICE CO.

Invoice

12307 Province Dr.
 LEMONT, IL 60439
 630-243-7337 OFFICE- 7338 FAX
 708-906-2358

Date	Invoice #
4/26/2007	2174

Bill To
ANDY'S HEATING & AIR COND. INC. 343 TORRENCE AVE. CALUMET, IL. 60409

P.O. No.	Terms	Project

Quantity	Description	Rate	Amount
	RE: RAINBO VILLAGE / MARCH AND APRIL PAYMENT		
	LABOR FOR PVC FLUES, EXHAUST ROUGH AND DUCT ROUGH FOR SECOND FLOOR 330 HOURS	24,320.00	24,320.00
	MATERIAL FOR SAME	3,650.00	3,650.00
Thank you for your business.		Total	\$27,970.00

3

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TOTAL MECHANICAL SERVICE CO.

Invoice

12307 Province Dr.
 LEMONT, IL 60439
 630-243-7337 OFFICE- 7338 FAX
 708-906-2358

Date	Invoice #
5/31/2007	2188

Bill To
ANDY'S HEATING & AIR COND. INC. 343 TORRENCE AVE. CALUMET, IL. 60409

P.O. No.	Terms	Project
RAIN/MAY	Net 30	

Quantity	Description	Rate	Amount
	RE: RAINBO VILLAGE / MAY PAYMENT		
	LABOR TO INSTALL RESIDENTIAL UNIT ROUGH INS	24,320.00	24,320.00
	320 MAN HOURS		
	MATERIAL FOR SAME	13,410.00	13,410.00
	MUNCH - 9270		
	CLEATS -		
	AIR FLOW - 4140		
	THANKS FOR YOUR BUSINESS !		
PAST DUE INVOICES SUBJECT TO A 2% SERVICE FEE PER MONTH		Total	\$37,730.00

4

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TOTAL MECHANICAL SERVICE CO.

Invoice

12307 Province Dr.
 LEMONT, IL 60439
 630-243-7337 OFFICE- 7338 FAX
 708-906-2358

Date	Invoice #
6/29/2007	2207

Bill To
ANDY'S HEATING & AIR COND. INC. 343 TORRENCE AVE. CALUMET, IL. 60409

P.O. No.	Terms	Project
rainbo/june	Net 15	

Property of Cook County Clerk's Office

Quantity	Description	Rate	Amount																																				
	RE: RAINBO - JUNE PAYMENT																																						
	LABOR TO INSTALL DUCTWORK AND SPIRAL IN BUILDING "B" AND RISERS IN BUILDING "A".	0.00																																					
	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 20%;">Schedule of values</td> <td style="width: 10%;">"B"</td> <td style="width: 10%;">"A"</td> <td style="width: 20%;"></td> <td style="width: 20%;"></td> <td style="width: 20%;"></td> </tr> <tr> <td>#1. hole layout for risers</td> <td style="text-align: center;">100</td> <td style="text-align: center;">100</td> <td style="text-align: right;">19400</td> <td></td> <td></td> </tr> <tr> <td>#2. riser fab and install</td> <td style="text-align: center;">100</td> <td style="text-align: center;">80</td> <td style="text-align: right;">64476</td> <td></td> <td></td> </tr> <tr> <td>#3. spiral & duct fab/install</td> <td style="text-align: center;">55</td> <td style="text-align: center;">0</td> <td style="text-align: right;">58950</td> <td></td> <td></td> </tr> <tr> <td>#4. furnace setting</td> <td style="text-align: center;">40</td> <td style="text-align: center;">0</td> <td style="text-align: right;">13550</td> <td></td> <td></td> </tr> <tr> <td>#5. registers</td> <td style="text-align: center;">0</td> <td style="text-align: center;">0</td> <td style="text-align: right;">0</td> <td></td> <td></td> </tr> </table>	Schedule of values	"B"	"A"				#1. hole layout for risers	100	100	19400			#2. riser fab and install	100	80	64476			#3. spiral & duct fab/install	55	0	58950			#4. furnace setting	40	0	13550			#5. registers	0	0	0			0.00	
Schedule of values	"B"	"A"																																					
#1. hole layout for risers	100	100	19400																																				
#2. riser fab and install	100	80	64476																																				
#3. spiral & duct fab/install	55	0	58950																																				
#4. furnace setting	40	0	13550																																				
#5. registers	0	0	0																																				
	total work to date: 156,376 - 10% retainage of 15,638 = 140,738 (85,327. paid to date)	55,411.00	55,411.00																																				
PAST DUE INVOICES SUBJECT TO A 2% SERVICE FEE PER MONTH		Total	\$55,411.00																																				

5

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12307 Province Dr.
 LEMONT, IL 60439
 630-243-7337 OFFICE- 7338 FAX
 708-906-2358

Invoice

Date	Invoice #
8/6/2007	2212

Bill To
ANDY'S HEATING & AIR COND. INC. 343 TORRENCE AVE. CALUMET, IL. 60409

P.O. No.	Terms	Project
rainbo/ july	Nct 15	

Description	Amount
RE: RAINBO - JULY/ AUG PAYMENT	
LABOR AND MATERIAL TO INSTALL DUCTWORK, SPIRAL, REGISTERS AND FURNACES IN BUILDINGS "A" AND "B"	
Schedule of values	
	"B" "A"
#1. hole layout for risers	100 100 19400
#2. riser fab and install	100 100 67000
#3. spiral and duct fab/ install	100 40 153300 (109,500)
#4. furnace setting	100 0 26000
#5. registers	100 0 18300
total work to date : 284,000 - 10% retainage of 28,400 = 255,600	85,327 - paid to date 55,411 - June Due 114,862 - July 1 st thru Aug.31 st
- Due	114,862.00
July Invoice	
WAIVERS FOR THE FOLLOWING:	
CLEATS - 13,050.00	
MUNCH - 11,380.00	
AIRFLOW - 5,540.00	
PHOENIX AIR - 10,366.00	

PAST DUE INVOICES SUBJECT TO A 2% SERVICE FEE PER MONTH	Total	\$114,862.00
	Payments/Credits	\$0.00
	Balance Due	\$114,862.00

6

UNOFFICIAL COPY**Invoice**

12307 Province Dr.
LEMONT, IL 60439
630-243-7337 OFFICE- 7338 FAX
708-906-2358

Date	Invoice #
10/1/2007	2237

Bill To
ANDY'S HEATING & AIR COND. INC. 343 TORRENCE AVE. CALUMET, IL. 60409

P.O. No.	Terms	Project
RAINBO/sept.	Net 15	

Description	Amount
RE: RAINBO VILLAGE / SEPTEMBER DRAW	
LABOR AND MATERIAL TO INSTALL DUCTWORK, SPIRAL, REGISTERS AND FURNACES.	44,346.00
Schedule of values	
	amount
#1 hole layout for risers	19,400.
#2 riser fab and install	67,000.
#3 spiral and duct- fab/install	202,575.
#4 furnace setting	26,000.
#5 registers	18,300.
Total work completed to date: \$ 333,275. - 10% retainage of \$33,328	140,738. paid to date. 114,863. july / aug. past due * 44,346. september due

PAST DUE INVOICES SUBJECT TO A 2% SERVICE FEE PER MONTH

Total	\$44,346.00
Payments/Credits	\$0.00
Balance Due	\$44,346.00

7

UNOFFICIAL COPY**Invoice**

12307 Province Dr.
 LEMONT, IL 60439
 630-243-7337 OFFICE- 7338 FAX
 708-906-2358

Date	Invoice #
10/31/2007	2244

Bill To
ANDY'S HEATING & AIR COND. INC. 343 TORRENCE AVE. CALUMET, IL. 60409

P.O. No.	Terms	Project
RAINBO/OCT.	Net 15	

Description	Amount
RE: RAINBO / OCTOBER DRAW	
LABOR AND MATERIAL TO INSTALL DUCTWORK, SPIRAL, REGISTERS AND FURNACES.	4,928.00
Schedule of values	
	"B" "A"
#1 hole layout for risers	100 100
#2 riser fab and install	100 100
#3 spiral and duct- fab/install	100 90
#4 furnace setting	100 0
#5 registers	100 0
Total work performed to date: \$ 338,750. - 10% retainage of 33,875.	140,738. paid to date 114,863. july/aug. due 44,346. sept. due 4,928. oct. due
PAST DUE INVOICES SUBJECT TO A 2% SERVICE FEE PER MONTH	
Total	\$4,928.00
Payments/Credits	\$0.00
Balance Due	\$4,928.00

UNOFFICIAL COPY**Invoice**

12307 Province Dr.
 LEMONT, IL 60439
 630-243-7337 OFFICE- 7338 FAX
 708-906-2358

Date	Invoice #
8/23/2007	2231

Bill To
ANDY'S HEATING & AIR COND. INC. 343 TORRENCE AVE. CALUMET, IL. 60409

Y-TRA

P.O. No.	Terms	Project
RAINBO-PANS	Net 15	

Description	Amount
RE: RAINBO DRAIN PAN INSTALL LABOR TO INSTALL (31) DRAIN PANS UNDER INSTALLED FURNACES. 48 MAN HOURS X 78.00 (LABOR COST)	3,744.00
All work is complete!	Total \$3,744.00
	Payments/Credits \$0.00
	Balance Due \$3,744.00

9