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Doc#: 0733855001 Fee: \$32.50
Eugene "Gene" Moore RHSP Fee: \$10.00
Cook County Recorder of Deeds
Date: 12/04/2007 10:27 AM Pg: 1 of 5

Property of Cook County Clerk's Office

LIS PENDENS NOTICE AND CLAIM

STATE OF ILLINOIS)
)
COUNTY OF COOK)
) SS.

The undersigned Claimant, Edmund J. Lopinski, Jr., of 917 E. Main St., Cary, IL. 60013 of McHenry County, Illinois (the "Claimant"), hereby files a notice of litigation and claim against Roland K. Kaeser, legal owner of the property commonly known as 1412 West Thomas Street, Arlington Heights, IL. 60004 County of Cook (the "Owners"), and states as follows:

- 1. Owner now holds title to that certain real property in the County of Cook, State of Illinois (the "Property"), to wit:

LEGAL DESCRIPTION

LOT THREE (3) IN LYNWOOD SUBDIVISION, UNIT NO. TWO (2) BEING A SUBDIVISION IN THE EAST HALF (1/2) OF THE WEST HALF (1/2) OF THE NORTHWEST QUARTER (1/4) OF SECTION 19 AND IN THE WEST HALF (1/2) OF THE EAST HALF (1/2) OF THE NORTHWEST QUARTER (1/4) OF SECTION 19, ALL IN TOWNSHIP 42 NORTH, RANGE 11 EAST OF THE THIRD PRINCIPAL MERIDIAN, IN COOK COUNTY, ILLINOIS.

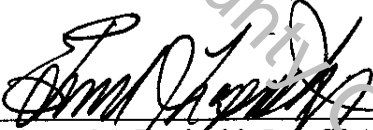
The Property is commonly known as 1412 West Thomas Street, Arlington Heights, IL. 60004, County of Cook, Permanent Real Estate Index Number 03-19-107-003.

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2. For the period of October 31, 2005 through April 15, 2007 and beyond, owner has taken substantial funds from Enterprise Investment Corporation (Enterprise), a company owned by owner and claimant and from a Limited Partnership of which Enterprise is the General Partner. These funds were used for the purchase and improvement of the property described herein. Claimant is aware that owner took at least \$174,426.51 from the accounts of Enterprise and the Limited Partnership through April 15, 2007 (Schedule Attached).
4. Claimant, other stockholders, and investors have an ownership interest in these and any other funds taken from the accounts of Enterprise and the Limited Partnership and files this Notice and Claim as protection of said interest.
6. Claimant has filed litigation against owner, claiming substantial diversion of funds from the accounts of Enterprise and the Limited Partnership. This litigation is on record in the Circuit Court of Cook County, Illinois, County Department, Chancery Division, Case # 07 CH 32453.
7. Claimant now claims a lien on the above-described Property plus improvements made thereon, and against the Owner and all persons interested therein for amounts diverted from the accounts of Enterprise and the Limited Partnership plus interest, as well as court costs and attorney fees.

BY:



Edmund J. Lopinski, Jr., CLAIMANT
Personally and on behalf of the other
Enterprise Stockholders and Investors

Prepared by:

Edmund J. Lopinski, Jr.
917 East Main Street
Cary, IL. 60013

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Enterprise Investment Corporation Transactions by Account As of April 30, 2007

10:01 AM
11/28/07
Accrual Basis

Type	Date	Num	Name	Memo	Class	Cir	Split	Amount	Balance
Owner's/Officer's Accounts									
Kaesser, R									
Arlington Heights									
Check	10/31/2005	EFT	Arlington Heights Pr...	Copy of Plan...	Construc...			23.49	0.00
Check	11/16/2005	109	Roland Kaesser	Arlington Hei...	Other Pa...			39,952.80	0.00
General Journal	12/31/2005	95	Chris Yaeger	Paid to Chris...	Other Pa...			3,300.00	0.00
Check	1/1/2006	1187	Arlington Heights Pr...	Monthly Pay...	Other Pa...			2,312.91	23.49
Check	1/14/2006	1206	Arlington Heights Pr...	Architectural...	Other Pa...			3,700.00	39,976.29
Check	1/19/2006	1212	Arlington Heights Pr...	Initial Payme...	Other Pa...			3,700.00	43,276.29
Check	2/1/2006	1263	Arlington Heights Pr...	Monthly Pay...	Other Pa...			2,312.91	45,589.20
Check	3/1/2006	1342	Arlington Heights Pr...	Monthly Pay...	Other Pa...			2,312.91	49,289.20
Check	4/10/2006	1432	Arlington Heights Pr...	Monthly Pay...	Other Pa...			2,312.91	51,249.20
Check	5/9/2006	1481	Arlington Heights Pr...	Monthly Pay...	Other Pa...			2,312.91	53,562.11
Check	5/15/2006	1527	Arlington Heights Pr...	1412 W. Tho...	Mortgag...			2,312.91	55,875.02
Check	5/22/2006	1550	Chris Yaeger	Payment on...	Construc...			2,312.91	58,187.93
Check	6/10/2006	1611	Arlington Heights Pr...	Monthly Pay...	Other Pa...			2,000.00	60,500.84
Check	6/13/2006	1648	Arlington Heights Pr...	Arlington hei...	Other Pa...			5,328.99	65,829.83
Check	6/13/2006	1649	Arlington Heights Pr...	Construction...	Construc...			2,000.00	67,829.83
Check	6/22/2006	1672	Arlington Heights Pr...	Arlington Hei...	Construc...			2,312.91	70,142.74
Check	6/27/2006	1678	Arlington Heights Pr...	Various Pr...	Construc...			2,312.91	70,142.74
Check	6/27/2006	EFT	Arlington Heights Pr...	Live Tracs an...	Construc...			48.76	70,191.50
Check	7/5/2006	1688	Arlington Heights Pr...	4544 F. X. C...	Construc...			1,127.28	71,318.78
Check	7/7/2006	1709	Arlington Heights Pr...	Surveying of...	Construc...			210.00	71,528.78
Check	7/7/2006	1713	Arlington Heights Pr...	Erker Com...	Construc...			750.00	72,278.78
Check	7/10/2006	1744	Arlington Heights Pr...	Monthly Pay...	Other Pa...			250.00	72,278.78
Check	7/24/2006	1780	Arlington Heights Pr...	Per Invoice	Construc...			114.64	72,393.42
Check	8/8/2006	1817	Arlington Heights Pr...	Monthly Pay...	Other Pa...			1,615.40	74,008.82
Check	8/18/2006	1865	Arlington Heights Pr...	1412 W Tho...	Construc...			690.00	74,698.82
Check	9/9/2006	1907	Arlington Heights Pr...	Monthly Pay...	Other Pa...			6,000.00	80,698.82
Check	10/7/2006	1984	Arlington Heights Pr...	Monthly Pay...	Other Pa...			2,312.91	83,011.73
Check	10/23/2006	1020	Arlington Heights Pr...	Monthly Pay...	Other Pa...			5,957.48	88,969.21
Check	11/6/2006	1046	Arlington Heights Pr...	Permit	Construc...			2,312.91	91,282.12
Check	11/10/2006	1072	Arlington Heights Pr...	Demolition S...	Construc...			750.00	92,032.12
Check	11/21/2006	1118	Arlington Heights Pr...	Architect Fee	Construc...			2,312.91	94,345.03
Check	11/30/2006	ef	Arlington Heights Pr...	Payment at R...	Construc...			750.00	95,095.03
Check	12/1/2006	1142	Arlington Heights Pr...	Arlington Hei...	Other Pa...			2,312.91	97,407.94
Check	12/5/2006	1157	Arlington Heights Pr...	Porta Potty R...	Construc...			4,365.00	101,772.94
Check	12/11/2006	1191	Arlington Heights Pr...	Final Payme...	Construc...			14,367.33	116,140.27
Check	1/25/2007	1360	Chris Yaeger	1412 Thoma...	Construc...			2,312.91	118,453.18
Check	2/21/2007	1495	Arlington Heights Pr...		Construc...			671.29	119,124.47
								48,684.26	167,808.73
								260.00	168,068.73
								431.03	168,499.76
								100.00	168,599.76
								3,000.00	171,599.76
								498.75	172,098.51

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**Enterprise Investment Corporation
Transactions by Account
As of April 30, 2007**

10:01 AM
11/28/07
Accrual Basis

Type	Date	Num	Name	Memo	Class	Clr	Split	Amount	Balance
Check	3/10/2007	1553	Ed Freuteg	Monthly Fee	Construc...		LaSalle Bank	2,000.00	174,098.51
Check	4/15/2007	1819	Arlington Heights Pr...		Construc...		LaSalle Bank	328.00	174,426.51
Total Arlington Heights								174,426.51	174,426.51
Total Kaiser, R								174,426.51	174,426.51
Total Owner's/Officer's Accounts								174,426.51	174,426.51
TOTAL								174,426.51	174,426.51

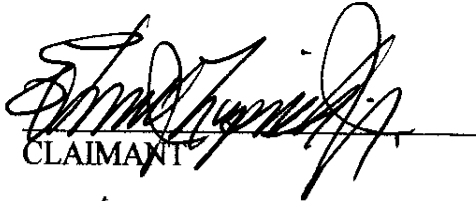
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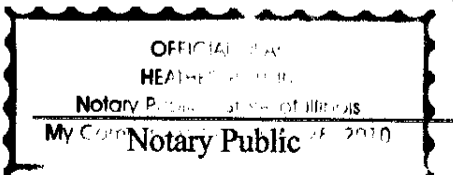
STATE OF ILLINOIS)
)
COUNTY OF _____) SS.

CERTIFICATION

The Affiant, Edmund J. Lopinski, Jr., being first duly sworn, on oath deposes and says he is one of the "Claimants") described herein; that the Affiant has read the foregoing Notice and Claim for Lien and knows the contents thereof; and that statements therein contained are true to the best of Affiant's knowledge.

BY: 
CLAIMANT

Subscribed and Sworn to Before me this _____

BY: 
Notary Public

Nov 28th 2007

[SEAL]

Property of Cook County Clerk's Office