



**Public Building Commission of Chicago  
Contractor Payment Information**

**Project: South Shore High School**

**Contract Number: 1473**

**General Contractor: Sollitt/Brown & Momen Joint Venture**

**Payment Application: #6**

**Amount Paid: \$2,448,071.00**

**Date of Payment to General Contractor: 8/20/09**

The posting of all or any portion of a contractor's payment application on the PBC's website is done solely for the purpose of providing information to subcontractors with respect to the amount the contractor has requested as payment for its subcontractors on the posted portion of the payment application. The posting of this information is provided for in the PBC's Standard Terms and Conditions For Construction Contracts Section 16.09 entitled, Prompt Payment To Subcontractors. The PBC makes no representations or warranties with respect to any of the information provided by contractors on the contractors' payment applications. If you are a subcontractor, and have any questions regarding the information on a posted payment application, you should contact the general contractor.



PUBLIC BUILDING COMMISSION OF CHICAGO

EXHIBIT A

STATE OF ILLINOIS )  
 )ss  
 COUNTY OF DU PAGE)

PBC Project 1473  
 GSCC Project C08060  
 Pay Appl. # 6  
 Period To: 05/31/09

CONTRACTOR'S SWORN STATEMENT AND AFFIDAVIT FOR PARTIAL PAYMENT

The affiant, being first duly sworn on oath, deposes and says that he/she is PROJECT CONTROLLER of SOLLITT/BROWN MOMEN JOINT VENTURE an ILLINOIS corporation, and duly authorized to make this Affidavit on behalf of said corporation, and individually, that he/she is well acquainted with the facts herein set forth and that said corporation is the Contractor with the PUBLIC BUILDING COMMISSION OF CHICAGO, Owner, under Contract No. 1473 dated the 9th day of September, 2008, for or (describe nature of work)

GENERAL CONSTRUCTION

FOR (Designate Project and Location)  
 SOUTH SHORE REPLACEMENT HIGH SCHOOL  
 Chicago, Illinois

that the following statements are made for the purpose of procuring a partial payment of: TWO MILLION FOUR HUNDRED FORTY EIGHT THOUSAND SEVENTY ONE AND NO/100THS

\$2,448,071.00

under the terms of said contract, that the work for which payment is requested has been completed, free and clear of any and all claims, liens, charges, and expenses of any kind or nature whatsoever, and in full compliance with the contract documents and the requirements of said Owner under them. That for the purpose of said contract, the following persons have been contracted with, and have furnished or prepared materials, equipment, supplies, and services for, and having done labor on said improvements. That the respective amounts set forth opposite their names is the full amount of money due and to become due to each of them respectively. That this statement is a full, true, and complete statement of all such persons and of the full amount now due and the amount heretofore paid to each of them for such labor, materials, equipment, supplies, and services, furnished or prepared by each of them to or on account of said work as stated:

NAME AND ADDRESS		TYPE OF WORK	TOTAL CONTRACT (INCLUDE C.O.'s)	TOTAL WORK COMPLETE	LESS RETENTION (INCLUDE CURRENT)	LESS NET PREVIOUSLY PAID	NET DUE THIS PERIOD	BALANCE TO BECOME DUE
GEORGE SOLLITT CONSTRUCTION 790 N. CENTRAL WOOD DALE, IL 60191	1	GENERAL CONDITIONS	4,743,218.00	1,355,205.00	135,521.00	1,059,991.00	159,693.00	3,523,534.00
GEORGE SOLLITT CONSTRUCTION	2	INSURANCE	1,071,240.00	1,071,240.00	107,124.00	964,116.00	0.00	107,124.00
GEORGE SOLLITT CONSTRUCTION	3	PERFORMANCE BOND	714,160.00	714,160.00	71,416.00	642,744.00	0.00	71,416.00
GEORGE SOLLITT CONSTRUCTION	4	MOBILIZATION	177,000.00	177,000.00	17,700.00	159,300.00	0.00	17,700.00
GEORGE SOLLITT CONSTRUCTION	5	DEMOBILIZATION	10,000.00	0.00	0.00	0.00	0.00	10,000.00
GEORGE SOLLITT CONSTRUCTION	6	COMMISSION FIELD OFFICE	35,000.00	35,000.00	3,500.00	31,500.00	0.00	3,500.00
GEORGE SOLLITT CONSTRUCTION	7	LEED CONSULTANT	24,600.00	0.00	0.00	0.00	0.00	24,600.00
GEORGE SOLLITT CONSTRUCTION	33	CARPENTRY	276,260.00	0.00	0.00	0.00	0.00	276,260.00
GEORGE SOLLITT CONSTRUCTION	8	ALLOWANCE 1: SITE SECURITY	400,000.00	45,312.00	4,531.00	30,413.00	10,368.00	359,219.00
GEORGE SOLLITT CONSTRUCTION	9	ALLOWANCE 2: SITE WORK ALLOWANCE	500,000.00	0.00	0.00	0.00	0.00	500,000.00
GEORGE SOLLITT CONSTRUCTION	10	ALLOWANCE 3: CCTV EQUIPMENT	400,000.00	0.00	0.00	0.00	0.00	400,000.00
GEORGE SOLLITT CONSTRUCTION	11	ALLOWANCE 2: ELECTRICAL SWITCH	225,000.00	0.00	0.00	0.00	0.00	225,000.00
GEORGE SOLLITT CONSTRUCTION	12	COMMISSION'S CONTINGENCY ALLOWANCE	1,300,000.00	0.00	0.00	0.00	0.00	1,300,000.00
GEORGE SOLLITT CONSTRUCTION	13	CAST IN PLACE CONCRETE FOUNDATIONS	2,487,017.00	653,000.00	65,300.00	478,800.00	108,900.00	1,899,317.00
GEORGE SOLLITT CONSTRUCTION		INSTALL SHEETING	0.00	0.00	0.00	515,880.00	(515,880.00)	0.00
GEORGE SOLLITT CONSTRUCTION		INSTALL H-PILES	1,565,561.00	1,565,561.00	156,556.00	176,724.00	1,232,281.00	156,556.00
<b>GSCC'S SUBCONTRACTORS:</b>								
ACCESS SPECIALTIES 367 ROHLWING ROAD, SUITE ADDISON, IL 60101	83	WHEELCHAIR LIFTS	13,395.00	3,305.00	331.00	2,974.00	0.00	10,421.00
ACORN 2035S. RACINE CHICAGO, IL 60608	64	FOLDING SECURITY GATE	14,964.00	0.00	0.00	0.00	0.00	14,964.00
THOMAS P. ADAMSON & ASSOCIATES 921 W. VAN BUREN ST., SUITE 110 NORTH CHICAGO, IL 60607	87	PLUMBING	3,217,400.00	377,250.00	37,725.00	289,125.00	50,400.00	2,877,875.00
AIR FLOW ARCHITECTURAL 7330 N. TEUTONIA AVENUE MILWAUKEE, WI 53209	69	PROJECTION SCREENS	12,150.00	0.00	0.00	0.00	0.00	12,150.00
ALLIANCE FIRE PROTECTION, INC. 998 FOREST EDGE DRIVE VERNON HILLS, IL 60061	64	FIRE SUPPRESSION	690,000.00	25,685.00	2,569.00	23,116.00	0.00	666,884.00
ALLIANCE SPECIALTY TRADES 1318 MARQUETTE DR., UNIT 8 ROMEDEVILLE, IL 60448	28	CONCRETE TOPPING	395,000.00	0.00	0.00	0.00	0.00	395,000.00

NAME AND ADDRESS		TYPE OF WORK	TOTAL CONTRACT (INCLUDE C.O.'s)	TOTAL WORK COMPLETE	LESS RETENTION (INCLUDE CURRENT)	LESS NET PREVIOUSLY PAID	NET DUE THIS PERIOD	BALANCE TO BECOME DUE
AMERICAN BUILDING SERVICES, LLC 953 SETON COURT WHEELING, IL 60090	47 48	OVERHEAD AUTO DOOR & OPERATORS	30,000.00	0.00	0.00	0.00	0.00	30,000.00
BOSWELL BUILDING CONTRACTORS, INC. 461 EAST DEERPATH ROAD WOOD DALE, IL 60191	38	COMPOSITE MTL. PANEL METAL ERECTORS	416,000.00	0.00	0.00	0.00	0.00	416,000.00
BUILDERS CHICAGO CORP. 11921 SMITH DRIVE HUNTLEY, IL 60142	85	OVERHEAD DOORS	91,000.00	0.00	0.00	0.00	0.00	91,000.00
CARROLL SEATING 2105 LUNT AVENUE ELK GROVE VILLAGE, IL 60007	77	TELESCOPING STANDS	352,000.00	0.00	0.00	0.00	0.00	352,000.00
C&H BUILDING 1714 S. WOLF ROAD WHEELING, IL 60090-6517	62	FLAGPOLES	11,000.00	0.00	0.00	0.00	0.00	11,000.00
CHARLES E. SHOMO & ASSOCIATES 8746 E. PRAIRIE ROAD SKOKIE, IL 60076	75	WOOD LABORATORY CASE	325,000.00	0.00	0.00	0.00	0.00	325,000.00
CHICAGO SPOTLIGHT 1668 W. CARROLL STREET CHICAGO, IL 60612	67	STAGE CURTAINS	235,000.00	0.00	0.00	0.00	0.00	235,000.00
THE CLEVELAND MARBLE MOSAIC CO. 985 LIVELY BLVD. ELK GROVE VILLAGE, IL 60007	29	DIMENSION STONE CLAD	548,000.00	0.00	0.00	0.00	0.00	548,000.00
CONSTRUCTION SPECIALTIES 29W039 MAIN STREET WARRENVILLE, IL 60555-3416	76	FOOT GRILLES	82,500.00	0.00	0.00	0.00	0.00	82,500.00
DIVERSIFIED FALL PROTECTION, LTD 15752 INDUSTRIAL PARKWAY CLEVELAND, OH 44135	66	FALL PROTECTION	35,900.00	0.00	0.00	0.00	0.00	35,900.00
EARTH, INC. 810 N. ARLINGTON HEIGHTS ROAD, SUITE 1 ITASCA, IL 60143	17	EARTHWORK	1,584,770.00	125,000.00	12,500.00	90,000.00	22,500.00	1,472,270.00
FLO-TECH MECHANICAL SYSTEMS 1304 NATIONAL AVENUE ADDISON, IL 60101	61	HVAC	8,150,000.00	302,275.00	30,228.00	253,304.00	18,743.00	7,877,953.00
G & L ASSOCIATES 3166 DES PLANCES AVE., SUITE 125 DES PLAINES, IL 60018	37	PREFORMED MTL WALL PANELS	687,000.00	0.00	0.00	0.00	0.00	687,000.00
GERDAU AMERISTEEL 2595 TRIPP ROAD BELVIDERE, IL 61008	14	REBAR MATERIAL	470,000.00	97,248.00	9,725.00	53,316.00	34,207.00	382,477.00
EDWARD GILLEN 218 W. BECHER STREET MILWAUKEE, WI 53207	18	POOL EARTH RETENTION	375,000.00	222,500.00	22,250.00	18,450.00	181,800.00	174,750.00
GREAT LAKES WEST 24475 RED ARROW HIGHWAY MATTAWAN, MI 49071	72	FOOD SERVICE EQUIPMENT	361,000.00	68,293.00	6,830.00	0.00	61,463.00	299,537.00
IN-PRO S 80 W18766 APOLLO DRIVE MUSKEGO, WI 53150	32	EXPANSION JOINT	7,700.00	0.00	0.00	0.00	0.00	7,700.00
JUST-RITE ACOUSTICS 1501 ESTES AVENUE ELK GROVE VILLAGE, IL 60007	51 56	ACOUSTICAL CEILINGS & WALL PANELS	633,000.00	0.00	0.00	0.00	0.00	633,000.00
KONE, INC ONE KONE COURT MOLINE, IL 61265	82	ELEVATORS	252,000.00	0.00	0.00	0.00	0.00	252,000.00
LARSON EQUIPMENT 403 SOUTH VERMONT STREET PALATINE, IL 60067	79	LOCKERS	433,750.00	0.00	0.00	0.00	0.00	433,750.00
LYONS & PINNER ELECTRICAL 650 E. ELM AVENUE LA GRANGE, IL 60525	88	ELECTRICAL	7,290,000.00	146,000.00	14,600.00	95,400.00	36,000.00	7,158,600.00
M-D BUILDING MATERIAL (ABS COMPANY) 953 SETON COURT WHEELING, IL 60090-5793	45 80	INTERIOR FLUSH WOOD SOUND CONTROL DOORS	78,355.00	0.00	0.00	0.00	0.00	78,355.00
METROPOLITAN TERRAZZO, LLC 645 LUNT AVENUE ELK GROVE VILLAGE, IL 60007	50	TERRAZZO	1,415,000.00	0.00	0.00	0.00	0.00	1,415,000.00

NAME AND ADDRESS		TYPE OF WORK	TOTAL CONTRACT (INCLUDE C.O.'s)	TOTAL WORK COMPLETE	LESS RETENTION (INCLUDE CURRENT)	LESS NET PREVIOUSLY PAID	NET DUE THIS PERIOD	BALANCE TO BECOME DUE
PHOENIX POOLS, LTD. 1173 TOWER ROAD SCHAUMBURG, IL 60173	81	SWIMMING POOLS	745,000.00	16,345.00	1,635.00	14,710.00	0.00	730,290.00
PRESTIGE DISTRIBUTION, INC. 3388A COMMERCIAL AVENUE NORTHBROOK, IL 60062	60 65	TOILET COMPARTMENTS TOILET ACCESSORIES	70,922.00 54,158.00	0.00 0.00	0.00 0.00	0.00 0.00	0.00 0.00	70,922.00 54,158.00
REFLECTION WINDOW COMPANY, LLC 2525 N. ELSTON AVENUE CHICAGO, IL 60647	46	ALUMINUM WINDOWS	2,280,000.00	120,880.00	12,088.00	86,130.00	22,662.00	2,171,208.00
REVCON CONSTRUCTION COMPANY 500 INDUSTRIAL LANE PRAIRIE VIEW, IL 60069	19	DRILLED PIERS	224,000.00	224,000.00	22,400.00	201,600.00	0.00	22,400.00
SAGER SEALANT CORP. 708 E. ELM AVENUE LA GRANGE, IL 60525-6835	44	JOINT SEALERS	87,434.00	0.00	0.00	0.00	0.00	87,434.00
STEEL SALES & SERVICES 17500 S. PAXTON AVENUE LANSING, IL 60438	30	STRUCTURAL STEEL	6,070,000.00	1,169,588.00	116,957.00	954,238.00	98,393.00	5,017,369.00
STEVENS INDUSTRIES, INC. 6345 BRIGHTIN STREET DOWNERS GROVE, IL 60516	34	MODULAR CASEWORK	255,000.00	0.00	0.00	0.00	0.00	255,000.00
STREICH CORP. 8230 86TH COURT JUSTICE, IL 60458	35	BITUMINOUS DAMPROOFING & WATERPROOF	307,400.00	0.00	0.00	0.00	0.00	307,400.00
THATCHER ENGINEERING 7100 INDUSTRIAL HIGHWAY GARY, IN 46406		INSTALL SHEETING	598,200.00	598,200.00	59,820.00	0.00	538,380.00	59,820.00
TOLBERT'S ROOFING & CONSTRUCTION 13622 S. PULASKIE ROAD ROBBINS, IL 60472	39	MODIFIED BIT SHT ROOF	1,150,000.00	0.00	0.00	0.00	0.00	1,150,000.00
II IN ONE REBAR, INC. 4344 WEST 45 <sup>th</sup> STREET CHICAGO, IL 60632	15	REBAR SETTING	689,848.00	99,617.00	9,981.00	74,266.00	15,390.00	600,192.00
UNIQUE CASEWORK INSTALLATIONS, INC. 3936 W. 16TH STREET CHICAGO, IL 60623	78	ALUMINUM PLANK SEATING	7,700.00	0.00	0.00	0.00	0.00	7,700.00
<b>GSCC SUBS NOT LET:</b>								
SITE FURNISHINGS	16		1,500.00	0.00	0.00	0.00	0.00	1,500.00
ASPHALT PAVEMENT PATCHING	20		13,118.00	0.00	0.00	0.00	0.00	13,118.00
SITE CONCRETE WORK	21		184,106.00	0.00	0.00	0.00	0.00	184,106.00
ARCH. PRECAST CONC.	22		226,953.00	0.00	0.00	0.00	0.00	226,953.00
UNIT PAVERS	23		79,879.00	0.00	0.00	0.00	0.00	79,879.00
BICYCLE RACKS	24		12,023.00	0.00	0.00	0.00	0.00	12,023.00
LANDSCAPING	25		169,925.00	0.00	0.00	0.00	0.00	169,925.00
TREE GRATES-LANDSCAPING	26		4,859.00	0.00	0.00	0.00	0.00	4,859.00
GREEN ROOF MODULE	27		438,576.00	0.00	0.00	0.00	0.00	438,576.00
METAL COLUMN COVERS	31		78,570.00	0.00	0.00	0.00	0.00	78,570.00
SPRAYED-ON THERMAL INSULATION	36		50,149.00	0.00	0.00	0.00	0.00	50,149.00
TRAFFIC COATINGS	40		14,560.00	0.00	0.00	0.00	0.00	14,560.00
SMOKE VENTS	41		24,986.00	0.00	0.00	0.00	0.00	24,986.00
SPRAYED FIRE RESIST.	42		122,705.00	0.00	0.00	0.00	0.00	122,705.00
SPRAYED INTUMESCENT	43		80,025.00	0.00	0.00	0.00	0.00	80,025.00
TILE	49		277,779.00	0.00	0.00	0.00	0.00	277,779.00
WOOD GYMNASIUM FLOOR	52		149,622.00	0.00	0.00	0.00	0.00	149,622.00
WOOD STAGE FLOOR	53		33,465.00	0.00	0.00	0.00	0.00	33,465.00
RESINOUS FLOORING	54		97,407.00	0.00	0.00	0.00	0.00	97,407.00
SOUND ISOLATION PAD	55		65,475.00	0.00	0.00	0.00	0.00	65,475.00
PAINTING	57		248,999.00	0.00	0.00	0.00	0.00	248,999.00
GRAFFITI RESISTANT	58		48,500.00	0.00	0.00	0.00	0.00	48,500.00
VISUAL DISPLAY UNITS	59		37,193.00	0.00	0.00	0.00	0.00	37,193.00
FIRE EXTINGUISHERS	63		3,719.00	0.00	0.00	0.00	0.00	3,719.00
ORCHESTRA ENCLOSURE	68		60,140.00	0.00	0.00	0.00	0.00	60,140.00
DOCK LEVELERS	70		10,253.00	0.00	0.00	0.00	0.00	10,253.00
WASTE COMPACTORS	71		27,759.00	0.00	0.00	0.00	0.00	27,759.00
AQUATIC SCOREBOARD	73		24,425.00	0.00	0.00	0.00	0.00	24,425.00
GYMNASIUM EQUIPMENT	74		55,458.00	0.00	0.00	0.00	0.00	55,458.00
CEMENT PLASTER	86		279,000.00	0.00	0.00	0.00	0.00	279,000.00
<b>GEORGE SOLLITT TOTAL</b>			<b>57,598,700.00</b>	<b>9,212,664.00</b>	<b>921,267.00</b>	<b>6,216,097.00</b>	<b>2,075,300.00</b>	<b>49,305,303.00</b>

NAME AND ADDRESS		TYPE OF WORK	TOTAL CONTRACT (INCLUDE C.O.'S)	TOTAL WORK COMPLETE	LESS RETENTION (INCLUDE CURRENT)	LESS NET PREVIOUSLY PAID	NET DUE THIS PERIOD	BALANCE TO BECOME DUE
BROWN & MOMEN	1	GENERAL CONDITIONS	812,862.00	232,189.00	23,219.00	174,142.00	34,828.00	603,692.00
823 E. DREXEL SQUARE	2	INSURANCE	181,397.00	181,397.00	18,140.00	163,257.00	0.00	18,140.00
CHICAGO, IL 60615	3	PERFORMANCE BOND	138,547.00	138,547.00	13,855.00	124,692.00	0.00	13,855.00
	4	CLEANUP LABOR	45,000.00	0.00	0.00	0.00	0.00	45,000.00
	5	CARPENTRY LABOR	65,000.00	0.00	0.00	0.00	0.00	65,000.00
	6	CONCRETE MATERIAL	613,463.00	60,717.00	6,072.00	43,375.00	11,270.00	558,818.00
	7	CONCRETE LABOR	185,959.00	0.00	0.00	0.00	0.00	185,959.00
<b>BROWN &amp; MOMEN SUBCONTRACTORS:</b>								
ATMI DYNACORE, LLC	9	PRECAST H.C.	1,521,500.00	470,972.00	47,097.00	97,202.00	326,673.00	1,097,625.00
551 S. INDEPENDENCE BLVD.								
LOCKPORT, IL 60441								
BILLS SHADE & BLINDS	13	WINDOW TREATMENT	26,627.00	0.00	0.00	0.00	0.00	26,627.00
765 E.69TH PLACE								
CHICAGO, IL 60637								
IMPERIUM, LLC	10	GYPSUM BOARD	1,275,000.00	0.00	0.00	0.00	0.00	1,275,000.00
6815 S. YALE AVENUE								
CHICAGO, IL 60621								
MASTERSHIP CONSTRUCTION COMPANY	8	MASONRY	8,501,000.00	70,000.00	7,000.00	63,000.00	0.00	8,438,000.00
1815 INDUSTRIAL DRIVE								
LIBERTYVILLE, IL 60048								
M-D BUILDING MATERIAL (ABS COMPANY)	8	HOLLOW METAL DOORS/FRAMES & HARDWARE	422,045.00	0.00	0.00	0.00	0.00	422,045.00
953 SETON COURT								
WHEELING, IL 60090-5793								
NORTHWEST IND.	14	EXTERIOR SIGNS	18,000.00	0.00	0.00	0.00	0.00	18,000.00
4333 INDIANAPOLIS BOULEVARD								
EAST CHICAGO, IL 46312								
PITTMAN PLUMBING & SEWAGE CONTRACTRS, INC	16	SITE STORM	336,000.00	0.00	0.00	0.00	0.00	336,000.00
8449 S. CHICAGO AVENUE								
CHICAGO, IL 60617								
SCOTT INTERIORS	11	FLOORING-RESILIENT, RUBBER & CARPET	141,000.00	0.00	0.00	0.00	0.00	141,000.00
1336 TROON STREET								
FLOSSMOOR, IL 60422								
		<b>BROWN &amp; MOMEN SUB TOTAL</b>	<b>14,283,200.00</b>	<b>1,153,822.00</b>	<b>115,383.00</b>	<b>665,688.00</b>	<b>372,771.00</b>	<b>13,244,761.00</b>
		<b>TOTAL CONTRACT</b>	<b>71,879,900.00</b>	<b>10,366,486.00</b>	<b>1,036,650.00</b>	<b>6,881,765.00</b>	<b>2,448,071.00</b>	<b>62,550,064.00</b>

PUBLIC BUILDING COMMISSION OF CHICAGO

EXHIBIT A

CONTRACTOR'S SWORN STATEMENT AND AFFIDAVIT FOR PARTIAL PAYMENT

AMOUNT OF ORIGINAL CONTRACT	\$71,416,000.00	TOTAL AMOUNT REQUESTED	\$10,366,486.00
EXTRAS TO CONTRACT	\$463,900.00	LESS 10% RETAINED	\$1,036,650.00
TOTAL CONTRACT AND EXTRAS	\$71,879,900.00	NET AMOUNT EARNED	\$9,329,836.00
CREDITS TO CONTRACT	\$0.00	AMOUNT OF PREVIOUS PAYMENTS	\$6,881,765.00
ADJUSTED CONTRACT PRICE	\$71,879,900.00	AMOUNT DUE THIS PAYMENT	\$2,448,071.00
		BALANCE TO COMPLETE	\$62,550,064.00

Contractor certifies that to the best of its knowledge, information and belief, the work is in accordance with the Contract Documents: that suppliers of materials, services, labor and all Subcontractors (including all significant sublevels thereof) are being currently paid, and that the amount of the payments applied for are justified. These provisions should not be construed as conferring any rights hereunder for the benefit of Subcontractors, suppliers, workers or employees, nor as enlarging or altering the application or effect of existing lien laws.

That the Waivers of Lien and submitted herewith by affiant and each of the aforesaid persons, are true, correct, and genuine: that each and every Waiver of Lien was delivered unconditionally; that there is no claim either legal or equitable to defeat the validity of any of said Waivers of Lien; that said Waivers of Lien include such Waivers of Lien from all Subcontractors, suppliers of material or other agents acting on behalf of affiant in connection with the Work or arising out of the Work; and that so far as affiant has knowledge or information, the said Waivers of Lien include all the labor and material for which a claim could be made and for which a lien could be filed.

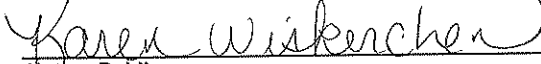
That neither the partial payment nor any part thereof has been assigned.

That said Contractor herein expressly affirms that should it at any time appear that any illegal or excess payments have been made to said Contractor by or on behalf of the PUBLIC BUILDING COMMISSION OF CHICAGO, the said Contractor will repay on demand to the PUBLIC BUILDING COMMISSION OF CHICAGO the amount or amounts so paid; and if any lien remains unsatisfied after all payments are made, the Contractor shall refund to the PUBLIC BUILDING COMMISSION OF CHICAGO all moneys that the latter may be compelled to pay in discharging such a lien including all costs and a reasonable attorney's fee.

  
 \_\_\_\_\_  
 Project Controller

Daryl Poortinga, Project Controller  
 \_\_\_\_\_  
 (Typed name of above signature)

Subscribed and sworn to before me this 5th day of June, 2009

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

My Commission expires: 05/14/13

