

MARC M. PEKAY

LAW OFFICES OF
MARC M. PEKAY
30 NORTH LASALLE STREET
SUITE 2426
CHICAGO, ILLINOIS 60602

(312) 606-0980
FAX (312) 606-0983



April 14, 2009

VIA FACSIMILE (312) 855-0865 and
U.S. MAIL

Todd C. Lyster, Esq.
Todd C. Lyster and Associates
221 N. LaSalle St., Ste. 2700
Chicago, IL 60601

Re: Central Laborers' v. Champion Environmental Services, Inc.
Case No. 04 C 5177

Dear Mr. Lyster:

On November 19, 2008, Champion Environmental and the Central Laborers' Trust Funds entered into a Settlement Agreement before Magistrate Judge Cox. Pursuant to the Settlement Agreement, Champion Environmental was given time to make installment payments. Champion agreed to pay \$300,000 and the first payment of \$150,000 was due on March 31, 2009.


Your client has failed to make this payment.

Pursuant to the Settlement Agreement, failure to pay requires me giving a fourteen (14) day notice to cure any default. As stated in the document, failure to secure the default will mean the entire balance would be due.

When we were before Magistrate Judge Cox, your client agreed that he would be personally liable for this obligation.

Therefore, this letter shall serve as a demand for payment within fourteen (14) days. Failure to pay \$150,000 within that time, will leave me no alternative but to seek a judgment against Champion Environmental and Dominick Gorniak, individually, in the amount of \$300,000. It is in your client's best interest to pay the money that was agreed to be paid.

Very truly yours,


Marc M. Pekay

MMP/jf

cc: Roger Shoup, Central Laborers' Pension, Welfare & Annuity Funds

MMP

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FACSIMILE TRANSMISSION

TO: Todd Lyster, Esq @ Todd Lyster & Associates
cc: Roger Sharp @ Central Laborers'

FAX NUMBER: _____ DATE: 4-14-09

FROM: Marc M. Pekay TIME: 10⁵⁵ A.m.

NUMBER OF PAGES (INCLUDING COVER SHEET): 2

SUBJECT/MEMO: Re: Central Laborers' v.
Champion Environmental Services
CASE NO 04CS177

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Last Transaction

Date	Time	Type	Station ID	Duration	Pages	Result
Apr 14	11:02a	Fax Sent	8550865	0:49	2	OK