



ILLINOIS DEPARTMENT OF LABOR

Pat Quinn
Governor

FD-350

Catherine M. Shannon
Director

June 16, 2010

American Brick Paving, Inc.
c/o John Biebrach, President
825 Seegers Road
Des Plaines, IL 60016

RE: **NOTICE OF SECOND VIOLATION**
Certified Mail Receipt No.: 7009 2820 0002 6181 3005
Public Body: Illinois State Toll Highway Authority
Project: IL Tollway Contract #1-07-5227, I-94 Northbound, RT. 176
IDOL Case No.: 2010-PW-WJ11-0557

Dear Sir or Madam:

This letter is formal notice of the determination by the Illinois Department of Labor (IDOL) that the above named contractor or subcontractor has violated the Illinois Prevailing Wage Act (820 ILCS 130/1 et seq. ("Act)). This letter constitutes a Notice of Second Violation and is issued by IDOL pursuant to Section 11a of the Act, and the Prevailing Wage Hearing Procedures, 56 Ill. Adm. Code 100 (copies enclosed).

The Department has determined that the above named contractor or subcontractor violated Section 3 of the Act by failing to pay the prevailing rate of wages in Lake County to its workers performing work on the above referenced project. The Department has determined that the total amount of wages by which the workers were underpaid was \$648.23. The amount represents the difference between the actual wages paid and the amount required under the Act. The assessed 20% statutory penalty amounted to \$324.11. The total amount assessed against the contractor or subcontractor on this project was \$972.34. The Department has not yet received payment and therefore, this case has been turned over to the Attorney General's office for collection and requires the issuance of a Second Notice of Violation.

Because the Illinois Department of Labor has determined that the above named contractor or subcontractor has violated the provisions of the Illinois Prevailing Wage Act on two (2) separate occasions within five (5) years of the Notice of 1st Violation, the contractor or subcontractor is now subject to summary debarment for a period of four (4) years, during which time the contractor or subcontractor shall not be awarded any contracts for public works. The debarment will begin from the date of publication in the Illinois Register. The above named contractor or subcontractor has ten (10) working days after receipt of this NOTICE OF SECOND VIOLATION to request a hearing by the Illinois Department of Labor on the alleged violations. Failure to respond within that time period shall result in automatic and immediate debarment.

Sincerely,
Catherine M. Shannon
Catherine Shannon
Director

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