



90246

ILLINOIS DEPARTMENT OF LABOR

George H. Ryan  
Governor

William A. Rolando  
Director

August 6, 2002

El Centauro Company, Inc.  
Mr. Jesus and Maria Rodriguez, Owner  
4716 S. Winchester  
Chicago, Illinois 60609

RE: NOTICE OF FIRST VIOLATION  
Public Body: Phillips High School  
Project: Painting  
IDOL Case No.: 02-PW-WJ01-0005

Dear Sir or Madam:

This letter is formal notice of the determination by the Illinois Department of Labor (IDOL) that the above named addressee's have violated the Illinois Prevailing Wage Act (820 ILCS 130/1 et. seq.) (Act). This letter constitutes a Notice of First Violation and is issued by IDOL pursuant to Section 11a of the Act, and the Prevailing Wage Hearing Procedures, 56 Ill. Adm. Code 100.

The Department has determined that the above named addressees have violated the Act in regard to the above referenced project by the following conduct:

The above named addressees have violated Section 3 of the Act by failing to pay the prevailing rate of the wages of Cook County to its workers. The Department has determined that the total amount of wages by which workers were underpaid was \$8,808.65. This amount represents the difference between actual wages paid and the amount required under the Act. The assessed 20% statutory penalty amounts to \$1,761.73. The total amount assessed against the contractor on this project was \$10,570.38.

The above named addressee's have violated Section 5 of the Act by failing to allow the Department access to an accurate record showing the name and occupation of the workers employed on this project and/or by failing to keep an accurate records showing the actual hourly wage paid to each of such persons.

If the Department determines that the above named addressees have committed a second violation of the Act within two (2) years of the date of a Notice of First Violation, they will be subject to a summary debarment for a period of two (2) years, during which time they will unable to perform work on any public works project. Upon issuance of Notice of Second Violation, the above named addressees they have the right to request a hearing to contest the violations underlying the Notices of First and Second Violations, pursuant to Section 11a of the Act and the Prevailing Wage Hearing Procedures. A hearing is NOT available solely upon Notice of First Violation.

Sincerely,  
  
William A. Rolando  
Director

STATE OF ILLINOIS BUILDING  
160 NORTH LA SALLE - SUITE C-1300  
CHICAGO, ILLINOIS 60601-3150  
(312) 793-2800  
Fax: (312) 793-5257

ONE WEST OLD STATE CAPITOL PLAZA, ROOM 300  
SPRINGFIELD, ILLINOIS 62701  
(217) 782-6208  
Fax: (217) 782-0596

2308 WEST MAIN STREET - SUITE 115  
MARION, ILLINOIS 62959  
(618) 993-7090  
Fax: (618) 993-7258

