



ILLINOIS DEPARTMENT OF LABOR

Rod R. Blagojevich  
Governor

Esther R. Lopez  
Acting Director

March 4, 2004

Commercial Weatherproofing, Inc.  
Guy and Anna Hanna  
12600 Robin Lane  
Brooksfield, WI 53005

490569

RE: NOTICE OF FIRST VIOLATION  
Public Body: City of St. Charles  
Project: Painting at Route 31 and 64  
IDOL Case No.: 2004-PW-LC10-0874

Dear Mr./Ms. Hanna:

This letter is formal notice of the determination by the Illinois Department of Labor (IDOL) that the above named addressees 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 addressee's have violated Section 3 of the Act by failing to pay the prevailing rate of wages of Kane County to its workers. The Department has determined that the total amount of wages by which workers were underpaid was \$1,659.38. This amount represents the difference between actual wages paid and the amount required under the Act. The assessed 20% statutory penalty amounted to \$331.88. The total amount assessed against the contractor on this project was \$1,991.26.

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 it will be unable to perform work on any public work project. Upon issuance of Notice of Second Violation, 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,

*Esther R. Lopez*  
Esther R. Lopez  
Acting Director

MICHAEL A. BILANDIC BUILDING  
160 NORTH LASALLE STREET, SUITE C-1300  
CHICAGO, ILLINOIS 60601-3150  
(312) 793-2800  
Fax: (312) 793-5257

ONE WEST OLD STATE CAPITOL PLAZA  
3<sup>RD</sup> FLOOR  
SPRINGFIELD, ILLINOIS 62701  
(217) 782-6206  
Fax: (217) 782-0596

REGIONAL OFFICE BUILDING  
2309 WEST MAIN STREET, SUITE 115  
MARION, ILLINOIS 62959  
(618) 993-7090  
Fax: (618) 993-7258