



ILLINOIS DEPARTMENT OF LABOR

Pat Quinn  
Governor

Catherine M. Shannon  
Director

April 7, 2009

ATM Brickpaving & Concrete  
c/o Angelo Pesce  
7619 N. Oriole Avenue  
Niles, IL 60714

RE: **NOTICE OF FIRST VIOLATION**  
Certified Mail Receipt No.: 7006 2150 0004 5093 9142  
Public Body: City of Elgin  
Project: Reconstruction & installation of brick sidewalks  
IDOL Case No.: 2009-PW-AP09-0254

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 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 contractor or subcontractor has violated the Act in regard to the above referenced project by failing to cooperate and provide records relative to the Department's investigation pursuant to Section 6 and Section 10 of the Act. This matter has been turned over to the Attorney General's office for enforcement of the subpoena and requires issuance of a First Notice of Violation.

If the Department determines that the above named contractor or subcontractor has committed a second violation of the Act within five (5) years of the date of a Notice of First Violation, the contractor or subcontractor will be subject to a summary debarment for a period of four (4) years, during which time they shall not be awarded any contracts for public works. Upon issuance of a Notice of Second Violation, the above named contractor or subcontractor they has 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,

Catherine Shannon  
Director

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