Case 8:08-bk-13151-RK Doc 75-13 Filed 12/06/10 Entered 12/06/10 18:09:40 Desc Exhibit Page 1 of 13

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G COMPANIES CONSTRUCTION, INC.

1105 QUAIL STREET NEWPORT BEACH, CA 92660 Phone: (949)-955-3832

Phone: (949) 955-3832 Fax: (949) 752-7108

CONDITIONAL WAIVER AND RELEASE UPON PROGRESS PAYMENT

(California Civil Code §3252 (d)(1))

Upon receipt by the undersigned of a check from G COMPANIES CONSTRUCTION, INC.
(Maker of Check)
in the sum of \$ 190,383.21
payable to CAPITAL DRYWALL
[Payee or Payees of Check]
and when the check has been properly endorsed and has been paid by the bank upon which it is drawn, this document shall become effective to release any mechanic's lien, stop notice, or bond right the undersigned has on the job of MURRIETA VILLAGE WALK L.P. located at 24415 VILLAGE WALK PLACE, MURRIETA,CA 92562 (Owner) to the following extent. This release covers a progress payment for labor, services, equipment, or material furnished to GCOMPANIES COMPANIES, INC. through 1-11-08 only and does not cover any retentions (Vour Customer)
retained before or after the release date; extras furnished before the release date for which payment has not been received; extras or items furnished after the release date. Rights based upon work performed or times furnished under a written change order which has been fully executed by the parties prior to the release date are covered by this release unless specifically reserved by the claimant in this release. This release of any mechanics lien, stop notice, or bond right shall not otherwise affect the contract rights, including rights between parties to the contract based upon a rescission, abandonment, or breach of the contract, or the right of the undersigned to recover compensation for furnished labor, services, equipment, or material covered by this release if that furnished labor, services, equipment, or material was not compensated by the progress payment. Before any recipient of this document release on it, said party should verify evidence of payment to the undersigned.
Dated: 1-11-08 CAPITAL DRYWALL (Name)
FRANK SCARDINO, PRESIDENT

** ALL LABOR USED ON THE ABOVE REFERENCED PROJECT HAS BEEN PAID THROUGH COMPANY PAYROLL.

NOTE: CIVIL CODE SECTION 3262 (d)(1) PROVIDES: Where claimant is required to execute a waiver and release in exchange for, or in order to induce the payment of, a progress payment and the claimant is not, in fact, paid in exchange for the waiver and release or a single payee check or joint payee check is given in exchange for the waiver and release, the waiver and release shall follow substantially the form set forth above.

USE REVERSE SIDE AS RELEASE FOR INDIVIDUALS PERFORMING LABOR FOR WAGES (for a unconditional waiver and release upon progress payment use Wolcotts Form 32622 or 32622D)

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Case 8:08-bk-13150-RK Claim 46-1 Part 3 Filed 11/10/08 Desc 3 of 4 Page 7 of 37

THE UNDERSIGNED HAVE PERFORMED LABOR FOR WAGES ON THE PROJECT DESCRIBED ON FACE OF FORM AND HAVE BEEN PAID IN FULL TO DATE

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Case 8:08-bk-13151-RK Doc 75-13 Filed 12/06/10 Entered 12/06/10 18:09:40 Desc Page 3 of 13 Exhibit

Case 8:08-bk-13150-RK Claim 46-1 Part 3 Filed 11/10/08 Desc 3 of 4 Page 8 of 37

INVOICE

CAPITAL DRYWALL 1341 W. ARROW HIGHWAY

SAN DIMAS, CA 91773 (909) 599-6729

INVOICE

JOB NAME:

VILLAGE WALK

INVOICE NUMBER:

INVOICE DATE: 01/25/08 CUSTOMER NUMBER: 193746

63865

OUR INFO:

JOB NUMBER:

PROCESSOR #:5937DEY0J48506

REF # : 6425938 -- 63876

G COMPANIES CONSTRUCTION, INC

PO BOX 2990

YOUR REF: 00000173

COMPANY:

00401

NEWPORT BEACH

CA 92658

Description

Quanity Unit Price

Total

PLEASE SEE ATTACHED PAYMENT SCHEDULE

PO# 173-M453

1,666.00

NET INVOICE

1,666.00

MATERIALS OUT OF OWNED STOCK UNLESS OTHERWISE NOTED ABOVE

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Case 8:08-bk-13150-RK Claim 46-1 Part 3 Filed 11/10/08 Desc 3 of 4 Page 9 of 37



APPROVAL SIGNATURE:

APPROVAL DATE:

Capital Drywall, LP

License No. 869751

1341 W. Arrow Highway, San Dimas, CA 91773 • (909) 599-6729 • FAX (909) 599-5052 NO.575450 **MODELS** JOB WORK ORDER **PRODUCTION** AWP # _____ PREP EXTRA PO# 173-M45: **CONSUMER AFFAIRS** JOB# 4114 221 CLAIM# ____ DEMERGENCY **CUSTOMER SERVICE** DEVELOPER NAME:_____ PROJECT NAME: ____ PROJECT LOCATION:_ #DESCRIPTION OF WORK # 120 STATE # DATE # PHOURS I 20

BACKCHARGE			
SUBCONTRACTOR			AMOUNT
REASON FOR BACKCHARGE			
BACKCHARGE NOTIFIED TO .			DATE
EMPLOYEE NAME:	Car 12.0	D PAINT D DRYWALL	TOTAL HOURS T
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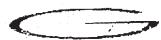
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Case 8:08-bk-13151-RK Doc 75-13 Filed 12/06/10 Entered 12/06/10 18:09:40 Desc Exhibit Page 5 of 13

Case 8:08-bk-13150-RK Claim 46-1 Part 3 Filed 11/10/08 Desc 3 of 4 Page 10 of 37 P.øi,

JAN-04-2008 05:00

344



PURCHASE ORDER REQUEST FORM
PROJECT: 453 POISSUED TO: Callifal diffusily REDUESTED BY: Stell CONTACT NAME: ROA LARE
REDUESTED BY: Steve CONTACT NAME: ROA (are
DATE REQUESTED: 12-19-07 CONTACT PHONE:
BID (4)
301, 307, 311, 313, 312, 315, 317, 316, 2), 208,
Tal 112 DAVIS II ADDING due to 16 (Placement
in the wrong locations - Helix 60 MIS
306, 102, 106, Drywall repairs due 2 cut wires
BY the framer - 14 hrs
PO AMOUNT: 1,666.00
14 MS 686- 7 CHARGE 12-20-07
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Case 8:08-bk-13151-RK Doc 75-13 Filed 12/06/10 Entered 12/06/10 18:09:40 Desc Exhibit Page 6 of 13

Case 8:08-bk-13150-RK Claim 46-1 Part 3 Filed 11/10/08 Desc 3 of 4 Page 11 of 37

G COMPANIES CONSTRUCTION, INC.

1105 QUAIL STREET NEWPORT BEACH, CA 92660 Phone (949) 955-3832 Fax: (949) 752-7108

CONDITIONAL WAIVER AND RELEASE UPON FINAL PAYMENT (Catifornia Civil Code §3262 (d)(3))

Upon rece	ipt by the undersigned of	f a check from <u>G COMPANIES CON</u> (Maker of Check)	ISTRUCTION, INC.	
in the sum of \$	1666.00			
		(Amount of Check)	: * *	
payable to CAPITA	AL DRYWALL	(Payee or Payees of Check)		
				Alada :
and when the chec	k has been properly end	lorsed and has been paid by the ba	nk upon which it is drawn,	uns
document shall be	come effective to release	e any mechanic's lien, stop notice, c	or bond right the undersign	ned has
	DITTO MILL ACT MAIN	L.P. located at 24415 VILLAGE WA	IKPLACE MURRIETA.	CA 92562
	(owner)	(and the second		
This relea	se covers the final payme	ent to the undersigned for all labor,	services, equipment or ma	aterial
furnished on the jo	b, except for disputed cl	aims for additional work in the amou	unt of <u>\$ -0-</u>	
		s on it, the party should verify evide		iersigned.
Dated: 01-25-08		CAPITAL DE	RYWALL	
Daled. Of LO OF			(Neme)	
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		EDANK SCA	ROINO PRESIDENT	.* .

** ALL LABOR USED ON THE ABOVE REFERENCED PROJECT HAS BEEN PAID THROUGH COMPANY PAYROLL.

NOTE: CIVIL CODE SECTION 3262 (d)(3) PROVIDES: Where claimant is required to execute a waiver and release in exchange for, or in order to induce the payment of, a final payment and the claimant is not, in fact, paid in exchange for the waiver and release or a single payee check or joint payee check is given in exchange for the waiver and release, the waiver and release shall follow substantially the form set forth above.

USE REVERSE SIDE AS RELEASE FOR INDIVIDUALS PERFORMING LABOR FOR WAGES (for a unconditional waiver and release upon progress payment use Wolcotts Form 32624 or 32624D)

Case 8:08-bk-13151-RK Doc 75-13 Filed 12/06/10 Entered 12/06/10 18:09:40 Desc Exhibit Page 7 of 13

THE UNDERSIGNED HAVE PERFORMED LABOR FOR WAGES ON THE PROJECT DESCRIBED ON FACE OF FORM AND HAVE BEEN PAID IN FULL TO DATE

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Case 8:08-bk-13150-RK Claim 46-1 Part 3 Filed 11/10/08 Desc 3 of 4 Page 13 of 37

CAPITAL DRYWALL 1341 W. ARROW HIGHWAY SAN DIMAS, CA 91773 (909) 599-6729

INVOICE

INVOICE

JOB NAME:

INVOICE NUMBER:

63266

VILLAGE WALK

OUR INFO:

INVOICE DATE: 01/11/08 CUSTOMER NUMBER: 193746 JOB NUMBER: 411474

PROCESSOR #:5156DEY0J48506

REF # : 6425160 -- 63269

BILL TO:

G COMPANIES CONSTRUCTION, INC

PO BOX 2990

YOUR REF:

NEWPORT BEACH

CA 92658

COMPANY:

00401

Description

Quanity Unit Price

PLEASE SEE ATTACHED PAYMENT SCHEDULE

RETENTION HELD PRODUCTION AND

314,524.00

CHANGE ORDERS 2-9

NET INVOICE

314,524.00

MATERIALS OUT OF OWNED STOCK UNLESS OTHERWISE NOTED ABOVE Case 8:08-bk-13151-RK Doc 75-13 Filed 12/06/10 Entered 12/06/10 18:09:40 Desc Exhibit Page 9 of 13

G Companies Construction, Inc.

1105 Quail Street Newport Beach, CA 92660 (949) 955-3832

RETENTION

SUBCONTRACTOR INVOICE

			Date:	1	January 11, 2008]
Subcontractor's Name	CAPITAL DRYWAI	LL, INC.	Invoice	No.	63266]
Remittance Address	1341 WEST ARRO		Phone	No.	(909) 599-6729]
	SAN DIMAS, CA	71773	Fox No	.	(909) 599-5052]
The following notice c	overs work comple	eled through calendar	month ended	1	1/11/2008]
Job Name	VILLAGE WAY/MURRIE	TA 453	Contra	cl	M453-1001]
Job Address	24415 VILLAGE WALK	PLACE, MURRIETA, CA 92562				
Original Contract	Amount	(Reference Payment Sc			\$ 2.845.492.00]
2. Change Order #1		(Reference Payment Sc	thedule Column D)	+	\$ 299.748.00	1
3. Revised Contract				= [\$ 3,145,240.00	j 1
4. 100% % Comple		(Reference Payment Sc			\$ 3,145,240.00]
	% Retention	(Reference Payment Sc	chedule Column M)	-[\$ 314,524.00	,
6. Total Contract Billi	•			== 	\$ 2,830,716.00	} 1
7. Amount Previously		(Total Completed to Do	ale - Current Refentior	1 (10%	\$ 3,145,240.00	} 1
8. RETENTION Amour	nt Due This Paymer	11			\$ 314,524.00	
			Title	•		
By: (Original Signature	- Blue Ink ONLY)				Scardino	-
Manager for sign or fore	S - PIGE ILIK CHAFT)	-		Preside	ent .	
DO NOT WRITE BELOW			P M /SUPT			
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DO NOT WRITE BELOW	THIS LINE	Job #		D.O.C.	ACCT	
Vendor #	THIS LINE Acct #		APP P.M.	D.O.C.	ACCT APP ACCT	
Vendor #	THIS LINE Acct #		APP P.M.	D.O.C.	ACCT APP ACCT	
Vendor #	THIS LINE Acct #		P.M. Date	D.O.C.	ACCT APP ACCT Date	
Vendor # Insurance	Acct #		P.M. Date	D.O.C. APP D.O.C. Date	ACCT APP ACCT Date	
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Case 8:08-bk-13151-RK Doc 75-13 Filed 12/06/10 Entered 12/06/10 18:09:40 Desc Exhibit Page 10 of 13

Case 8:08-bk-13150-RK Claim 46-1 Part 3 Filed 11/10/08 Desc 3 of 4 Page 15

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Case 8:08-bk-13151-RK Doc 75-13 Filed 12/06/10 Entered 12/06/10 18:09:40 Desc Exhibit Page 11 of 13

Case 8:08-bk-13150-RK Claim 46-1 Part 3 Filed 11/10/08 Desc 3 of 4 Page 16 of 37

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G COMPANIES CONSTRUCTION, INC.

1105 QUAIL STREET NEWPORT BEACH, CA 92660 Phone: (949) 955-3832 Fax: (949) 752-7108

CONDITIONAL WAIVER AND RELEASE UPON FINAL PAYMENT (California Civil Code §3262 (d)(3))

Upon receipt by the undersigned of a check from **G COMPANIES CONSTRUCTION**, INC. (Maker of Check) 314,524.00 in the sum of \$ __ (Amount of Check) payable to CAPITAL DRYWALL (Payee or Payees of Check) and when the check has been properly endorsed and has been paid by the bank upon which it is drawn, this document shall become effective to release any mechanic's lien, stop notice, or bond right the undersigned has on the job of MURRIETA VILLAGE WALK L.P. located at 24415 VILLAGE WALK PLACE, MURRIETA, CA 92562 This release covers the final payment to the undersigned for all labor, services, equipment or material furnished on the job, except for disputed claims for additional work in the amount of \$ -0-Before any recipient of this document relies on it, the party should verify evidence of payment to the undersigned. CAPITAL DRYWAL Dated: 1-11-08 (Title) FRANK SCARDINO, PRESIDENT

** ALL LABOR USED ON THE ABOVE REFERENCED PROJECT HAS BEEN PAID THROUGH COMPANY PAYROLL.

NOTE: CIVIL CODE SECTION 3262 (d)(3) PROVIDES: Where claimant is required to execute a waiver and release in exchange for, or in order to induce the payment of, a final payment and the claimant is not, in fact, paid in exchange for the waiver and release or a single payee check or joint payee check is given in exchange for the waiver and release, the waiver and release shall follow substantially the form set forth above.

USE REVERSE SIDE AS RELEASE FOR INDIVIDUALS PERFORMING LABOR FOR WAGES (for a unconditional waiver and release upon progress payment use Wolcotts Form 32624 or 32624D)