

UNITED STATES BANKRUPTCY COURT Northern District of Texas (Dallas Division)

PROOF OF CLAIM

Name of Debtor: MARINO Building Systems Corp / American Panel Tec

Case Number: 09-37016

NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of the case. A request for payment of an administrative expense may be filed pursuant to 11 U.S.C. § 503.

Name of Creditor (the person or other entity to whom the debtor owes money or property): ERICKSON CONSTRUCTION LLC

Check this box to indicate that this claim amends a previously filed claim.

Name and address where notices should be sent:

John MARINO CHRM
American Panel Tec, P.O. B 70
1640 New MARKET Ave, South Plainfield N.J. 07080
Telephone number: T 732-968-0555 F 732-968-4777

Court Claim Number: (If known)

Filed on:

Name and address where payment should be sent (if different from above):

Same as above

RECEIVED

JAN 05 2010

Telephone number:

BMC GROUP

Check this box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars.

Check this box if you are the debtor or trustee in this case.

1. Amount of Claim as of Date Case Filed: \$ 58,121.72

If all or part of your claim is secured, complete item 4 below; however, if all of your claim is unsecured, do not complete item 4.

If all or part of your claim is entitled to priority, complete item 5.

Check this box if claim includes interest or other charges in addition to the principal amount of claim. Attach itemized statement of interest or charges.

5. Amount of Claim Entitled to Priority under 11 U.S.C. §507(a). If any portion of your claim falls in one of the following categories, check the box and state the amount.

Specify the priority of the claim.

Domestic support obligations under 11 U.S.C. §507(a)(1)(A) or (a)(1)(B).

Wages, salaries, or commissions (up to \$10,950*) earned within 180 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier - 11 U.S.C. §507 (a)(4).

Contributions to an employee benefit plan - 11 U.S.C. §507 (a)(5).

Up to \$2,425* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use - 11 U.S.C. §507 (a)(7).

Taxes or penalties owed to governmental units - 11 U.S.C. §507 (a)(8).

Other - Specify applicable paragraph of 11 U.S.C. §507 (a)().

Amount entitled to priority:

\$

*Amounts are subject to adjustment on 4/1/10 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.

2. Basis for Claim: 52,968.72 (See instruction #2 on reverse side.)

3. Last four digits of any number by which creditor identifies debtor:

3a. Debtor may have scheduled account as: (See instruction #3a on reverse side.)

4. Secured Claim (See instruction #4 on reverse side.)

Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested information.

Nature of property or right of setoff: Real Estate Motor Vehicle Other Describe:

Value of Property: \$ Annual Interest Rate %

Amount of arrearage and other charges as of time case filed included in secured claim,

if any: \$ Basis for perfection:

Amount of Secured Claim: \$ Amount Unsecured: \$

6. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim.

7. Documents: Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. You may also attach a summary. Attach redacted copies of documents providing evidence of perfection of a security interest. You may also attach a summary. (See instruction 7 and definition of "redacted" on reverse side.)

DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING.

If the documents are not available, please explain:

Date: 31/12/09

Signature: The person filing this claim must sign it. Sign and print name and title, if any, of the creditor or other person authorized to file this claim and state address and telephone number if different from the notice address above. Attach copy of power of attorney, if any.

John A. MARINO Chrm

FOR COURT USE ONLY

Erickson Ret. Comm. LLC



00272

American Panel Tec

PO Box 178
1640 New Market Ave. Bldg 1A
South Plainfield, NJ 07080

Maris 2.5

Statement

DATE

12/31/2009

TO:

ERICKSON CONSTRUCTION
Maris Grove
115 Brinton Lake Road
Glen Mills, Pa 19342

AMOUNT DUE

AMOUNT ENC.

\$10,959.45

DATE	TRANSACTION	AMOUNT	BALANCE
12/31/2004	Balance forward		0.00
	28076 Maris Grove RB 2.5-		
10/20/2008	INV #92006. Due 11/19/2008.	42,156.00	42,156.00
11/04/2008	INV #92019. Due 12/04/2008.	461,944.00	504,100.00
11/24/2008	PMT #68066.	-42,156.00	461,944.00
12/29/2008	PMT #68939.	-443,374.00	18,570.00
01/23/2009	INV #92054. Due 02/22/2009.	6,750.00	25,320.00
02/24/2009	PMT #70209.	-11,700.00	13,620.00
02/27/2009	PMT #70425.	-13,620.00	0.00
04/25/2009	INV #92091. Due 05/25/2009.	2,250.00	2,250.00
05/25/2009	INV #92112. Due 06/24/2009.	2,250.00	4,500.00
06/25/2009	INV #92115. Due 07/25/2009.	2,250.00	6,750.00
06/25/2009	CREDMEM #92116.	-1,597.00	5,153.00
07/29/2009	PMT #72305.	-4,500.00	653.00
07/31/2009	INV #92145. Due 08/30/2009.	2,250.00	2,903.00
08/27/2009	INV #92146. Due 09/26/2009.	2,250.00	5,153.00
09/11/2009	PMT #72607.	-2,250.00	2,903.00
09/25/2009	INV #92148. Due 10/25/2009. <i>Storage</i>	2,250.00	<i>Bal</i> 5,153.00 <i>10/19</i>
10/25/2009	INV #92171. Due 11/24/2009.	2,250.00	7,403.00
11/30/2009	INV #92181. Due 12/30/2009.	2,250.00	9,653.00
12/18/2009	INV #92182. Due 01/17/2010.	2,250.00	11,903.00
12/28/2009	PMT	-943.55	10,959.45

CURRENT	1-30 DAYS PAST DUE	31-60 DAYS PAST DUE	61-90 DAYS PAST DUE	OVER 90 DAYS PAST DUE	AMOUNT DUE
2,250.00	2,250.00	1,306.45	2,250.00	2,903.00	\$10,959.45

American Panel Tec

PO Box 178
 1640 New Market Ave. Bldg 1A
 South Plainfield, NJ 07080

Statement

DATE

12/31/2009

TO:

ERICKSON CONSTRUCTION
 Ann's Choice
 701 Johnsville Blvd.
 Warminster, Pa. 18974

AMOUNT DUE

AMOUNT ENC.

\$32,072.56

DATE	TRANSACTION	AMOUNT	BALANCE
12/31/2005	Balance forward		0.00
06/20/2008	28012 Ann's Choice RB 4.1- INV #91940. Due 07/20/2008.	57,960.00	57,960.00
12/29/2008	PMT #69034.	-25,887.44	32,072.56

CURRENT	1-30 DAYS PAST DUE	31-60 DAYS PAST DUE	61-90 DAYS PAST DUE	OVER 90 DAYS PAST DUE	AMOUNT DUE
0.00	0.00	0.00	0.00	32,072.56	\$32,072.56

American Panel Tec

PO Box 178
 1640 New Market Ave. Bldg 1A
 South Plainfield, NJ 07080

Statement

DATE

12/31/2009

TO:

ERICKSON CONSTRUCTION
 Ann's Choice
 701 Johnsville Blvd.
 Warminster, Pa. 18974

AMOUNT DUE

AMOUNT ENC.

\$20,896.16

DATE	TRANSACTION	AMOUNT	BALANCE
12/31/2005	Balance forward		0.00
06/20/2008	28013 Ann's Choice RB 4.2- INV #91941. Due 07/20/2008.	54,880.00	54,880.00
12/29/2008	PMT #69017.	-33,983.84	20,896.16

CURRENT	1-30 DAYS PAST DUE	31-60 DAYS PAST DUE	61-90 DAYS PAST DUE	OVER 90 DAYS PAST DUE	AMOUNT DUE
0.00	0.00	0.00	0.00	20,896.16	\$20,896.16