

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

PROOF OF CLAIM

Name of Debtor: Columbus Campus, LLC

Case Number: 09-37019

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): First Evergreen, Inc.

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

Name and address where notices should be sent:

20835749006962 MADIAS BROTHERS INC 12850 EVERGREEN ROAD DETROIT, MI 48223

RECEIVED JAN 19 2010 BMC GROUP

Court Claim Number: (If known)

Filed on:

Marcos M. Madias (313) 272-5330 mmadias@aol.com

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

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.

Telephone number:

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

1. Amount of Claim as of Date Case Filed: \$ 381,594.10

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).

2. Basis for Claim: services performed (See instruction #2 on reverse side.)

3. Last four digits of any number by which creditor identifies debtor: 3375 (Fed. ID #)

3a. Debtor may have scheduled account as: Braun Construction Group or MADIAS or FIRST EVERGREEN.

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: X 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: \$ 381,594.10 Amount Unsecured: \$

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.

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:

FOR COURT USE ONLY

Date: 1-8-10

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.

Marcos M. Madias First Evergreen, Inc. its President Marcos M. Madias Madias Brothers, Inc. its C.E.O.

[Handwritten Signature]

Erickson Ret. Comm. LLC



00529

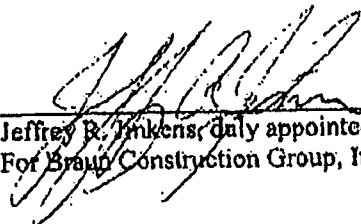
AFFIDAVIT FOR MECHANIC'S LIEN
(§1311.06 O.R.C.)



200906290091014
REV: 4 24 05 1203003897
06/20/2008 4:21PM BXLUPER/PARAM
Robert G. Montgomery
Franklin County Recorder

State of Ohio
County of Franklin, ss.

The undersigned, Jeffrey R. Jinkens, being first duly sworn, says that he is the duly appointed agent and attorney for Braun Construction Group, Inc., whose address is 39395 W. 12 Mile Rd., Suite 100, Farmington Hills, MI 48331, and that Braun Construction Group, Inc. furnished certain labor and materials in furtherance of improvements located on or removed to the land hereinafter described, in pursuance of a certain contract with Columbus Campus, LLC whose address is 701 Maiden Choice Lane, Catonsville, MD 21228. The first of said labor and materials were furnished on May 15, 2008. The last of the labor and materials were furnished on May 11, 2009, and there is justly and truly due Braun Construction Group, Inc. therefor from Columbus Campus, LLC, over and above all legal setoffs, the sum of ~~100,000.00~~ interest for which amount Braun Construction Group, Inc. claims a lien upon the land and improvements of which Columbus Campus, LLC is the owner and which premises are commonly known as 4500 Hickory Chase Way, Hilliard, OH 43026 and are further described in Exhibit A attached hereto and incorporated by reference herein.



Jeffrey R. Jinkens, duly appointed attorney and agent
For Braun Construction Group, Inc.

Sworn to before me and subscribed in my presence this 29th day of June, 2009.

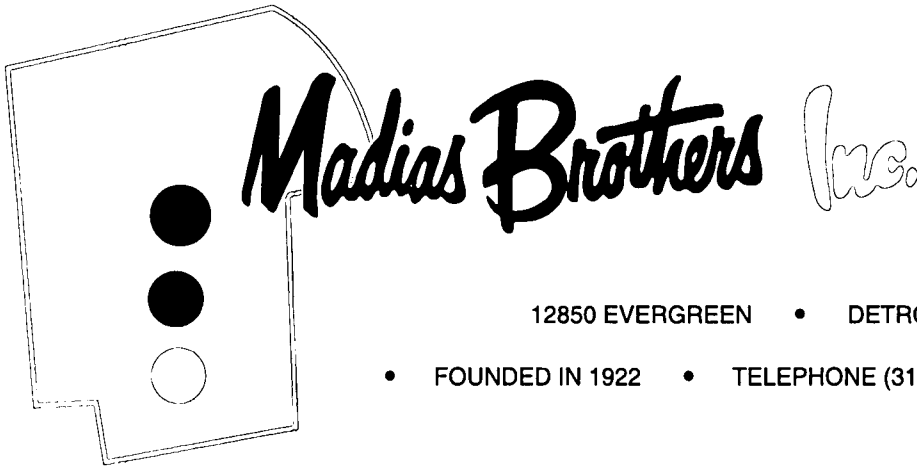


TERRY SOMA
Notary Public, State of Ohio
My Commission Expires March 6, 2013



Notary Public

This instrument prepared by: Jeffrey R. Jinkens, Esq., Luper Neidenthal & Logan, A Legal Professional Association, 50 West Broad Street, Suite 1200, Columbus, Ohio 43215, (614) 221-7663.



12850 EVERGREEN • DETROIT, MICHIGAN 48223-3491

• FOUNDED IN 1922 • TELEPHONE (313) 272-5330 • FAX (313) 272-5345

First Evergreen, Inc. (CREDITOR) was a subcontractor to the Braun Construction Group on the Hickory Chase Retirement Community Project in Hilliard, Ohio owned by Columbus Campus, LLC. (DEBTOR).

First Evergreen, Inc. provided painting and wallcovering services in the amount of \$381,594.10. (See attached summary).

Claim is secured by Lien's filed by the Braun Group. (See attached liens).

Madias Brothers, Inc. is the parent corporation of First Evergreen, Inc.

First Evergreen, Inc.

12850 EVERGREEN DETROIT, MICHIGAN 48223-3491
(313) 272-5330

RE: Case #09-37019
Hickory Chase Retirement Community
Columbus Campus, LLC

SUMMARY LIST

1. Subcontract Agreement #28-002-017.

Contract Amount:	\$ 342,500.00
Change Order #1	<u>4,675.00</u>
Revised Contract Amount:	\$ 347,175.00

Completed and Stored To Date:

Invoice #001	\$ 56,294.00
Invoice #002	103,194.00
Invoice #003	69,204.00
Retainage:	<u>12,036.00</u>

2. Subcontract Agreement #28-001-019.

Contract Amount:	\$ 164,000.00
Change Order #1	1,850.00
Change Order #2	(12,760.00)
Change Order #3	380.00
Change Order #4	<u>150.00</u>
Revised Contract Amount:	\$ 153,620.00

Completed and Stored To Date:

Invoice #001	\$ 42,674.00
Invoice #002	56,712.00
Invoice #003	34,437.00
Retainage:	<u>7,043.00</u>

TOTAL DUE:	\$ 381,594.00
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Paul Rzepecki <Paul@madiasbrothers.com>

(no subject)

Steve Braun <sbraun@brauncg.com>
To: Paul Rzepecki <Paul@madiasbrothers.com>

Wed, Jan 6, 2010 at 11:11 AM

Paul,

There are five Mechanic's Liens filed, one for each of our contact's with the Owner. The recorded lien Numbers are #20090629094010 for \$1,728,296.76, #200906290094011 for \$2,894,608.85, First Evergreen Inc. Value is \$140,866.10, #200906290094012 for \$4,471,917.59, First Evergreen Inc. value is \$240,728.00, #200906290094013 for \$32,659.54 and #200906290094013 for \$50,748.55.

Attached are the copies of the Liens.

Steven L. Braun

President

Braun Construction Group

39395 W. 12 Mile Road, Suite 100

Farmington Hills, MI 48331

248-848-0567 phone

248-848-1039 fax

586-703-1043 mobile

www.brauncg.com

Please consider the environment before printing.

Confidential: This electronic message and all contents contain information from the Braun Construction Group and related companies which may be privileged, confidential or otherwise protected from disclosure. The information is intended to be for the addressee only. If you are not the addressee, any disclosure, copy, distribution or use of the contents of this message is prohibited. If you have received this electronic message in error, please notify us immediately (248-848-0567) and destroy the original message and all copies.

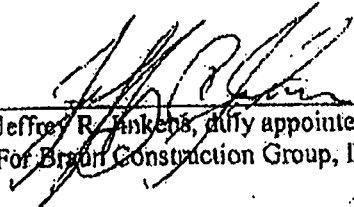
AFFIDAVIT FOR MECHANIC'S LIEN
(§1311.06 O.R.C.)



200906290091010
Pg: 4 44:00 T200906290091010
08/28/2009 4:17PM GALUPER/PARAM
Robert G. Montgomery
Franklin County Recorder

State of Ohio
County of Franklin, ss.

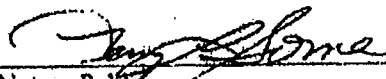
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Jeffrey R. Jinkens, duly appointed attorney and agent
For Braun Construction Group, Inc.

Sworn to before me and subscribed in my presence this 29th day of June, 2009.



TERRY BOMA
Notary Public, State of Ohio
My Commission Expires March 8, 2015


Notary Public

This instrument prepared by: Jeffrey R. Jinkens, Esq., Luper Neidenthal & Logan, A Legal Professional Association, 50 West Broad Street, Suite 1200, Columbus, Ohio 43215, (614) 221-7663.


AFFIDAVIT FOR MECHANIC'S LIEN
(\$1311.06 O.R.C.)



2009 JUN 29 10:03:01
06/29/2009 4:18PM BXLUPER/PARAM
Robert C. Montgomery
Franklin County Recorder

State of Ohio
County of Franklin, ss.

The undersigned, Jeffrey R. Jinkens, being first duly sworn, says that he is the duly appointed agent and attorney for Braun Construction Group, Inc., whose address is 39395 W. 12 Mile Rd., Suite 100, Farmington Hills, MI 48331, and that Braun Construction Group, Inc. furnished certain labor and materials in furtherance of improvements located on or removed to the land hereinafter described, in pursuance of a certain contract with Columbus Campus, LLC whose address is 701 Maiden Choice Lane, Catonsville, MD 21228. The first of said labor and materials were furnished on April 15, 2008. The last of the labor and materials were furnished on May 11, 2009, and there is justly and truly due Braun Construction Group, Inc. therefor from Columbus Campus, LLC, over and above all legal setoffs, the sum of \$2,802,600.00 plus interest for which amount Braun Construction Group, Inc. claims a lien upon the land and improvements of which Columbus Campus, LLC is the owner and which premises are commonly known as 4500 Hickory Chase Way, Hilliard, OH 43026 and are further described in Exhibit A attached hereto and incorporated by reference herein.



Jeffrey R. Jinkens, duly appointed attorney and agent
For Braun Construction Group, Inc.



came to before me and subscribed in my presence this 29th day of June, 2009.

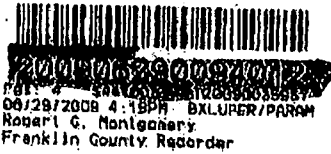
TERRY GOMA
Notary Public, State of Ohio
My Commission Expires March 6, 2013



Notary Public

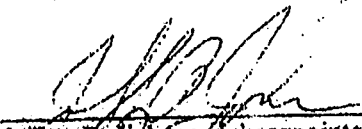
This instrument prepared by: Jeffrey R. Jinkens, Esq., Luper Neidenthal & Logan, A Legal Professional Association, 50 West Broad Street, Suite 1200, Columbus, Ohio 43215, (614) 221-7663.

AFFIDAVIT FOR MECHANIC'S LIEN
(§1311.06 O.R.C.)



State of Ohio
County of Franklin, ss.

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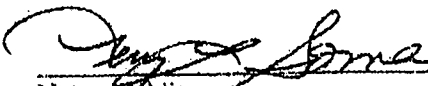


Jeffrey R. Jinkens, duly appointed attorney and agent
For Braun Construction Group, Inc.

Sworn to before me and subscribed in my presence this 29th day of June, 2009.



TERRY BOMA
Notary Public, State of Ohio
My Commission Expires March 6, 2013



Notary Public

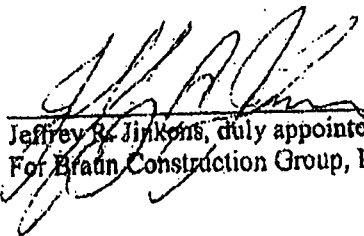
Document prepared by: Jeffrey R. Jinkens, Esq., Luper Neidenthal & Logan, A Legal
Professional Association, 50 West Broad Street, Suite 1200, Columbus, Ohio 43215, (614) 221-
7663.

**AFFIDAVIT FOR MECHANIC'S LIEN
(§1311.06 O.R.C.)**

FRANKLIN COUNTY RECORDED
06/29/2009 4:20PM BKLUPE/RRAM
Robert S. Montgomery
Franklin County Recorder

State of Ohio
County of Franklin, ss.

The undersigned, Jeffrey R. Jinkens, being first duly sworn, says that he is the duly appointed agent and attorney for Braun Construction Group, Inc., whose address is 39395 W. 12 Mile Rd., Suite 100, Farmington Hills, MI 48331, and that Braun Construction Group, Inc. furnished certain labor and materials in furtherance of improvements located on or removed to the land hereinafter described, in pursuance of a certain contract with Columbus Campus, LLC whose address is 701 Maiden Choice Lane, Catonsville, MD 21228. The first of said labor and materials were furnished on May 10, 2008. The last of the labor and materials were furnished on May 11, 2009, and there is justly and truly due Braun Construction Group, Inc., therefor from Columbus Campus, LLC, over and above all legal setoffs, the sum of [REDACTED] plus interest for which amount Braun Construction Group, Inc. claims a lien upon the land and improvements of which Columbus Campus, LLC is the owner and which premises are commonly known as 4500 Hickory Chase Way, Hilliard, OH 43026 and are further described in Exhibit A attached hereto and incorporated by reference herein.




Jeffrey R. Jinkens, duly appointed attorney and agent
For Braun Construction Group, Inc.

Sworn to before me and subscribed in my presence this 29th day of June, 2009.



TERRY BOMA
Notary Public, State of Ohio
My Commission Expires March 6, 2018



Notary Public

This instrument prepared by: Jeffrey R. Jinkens, Esq., Luper Neidenthal & Logan, A Legal Professional Association, 50 West Broad Street, Suite 1200, Columbus, Ohio 43215, (614) 221-7663.

HICKORY CHASE
Hilliard, Ohio

EXHIBIT C ALLOCATION SUMMARY
MAR-APR-MAY-JUN, 2009

SUBCONTRACTOR	Stitework Phase I	CB 1.0	RB 1.1	Pump House	Gate House	TOTAL
LAPCO INDUSTRIES, INC.	\$ -	\$ 1,888.44	\$ 14,436.03	\$ -	\$ -	\$ 16,304.47
ARMSTRONG CABINET PRODUCTS	\$ -	\$ -	\$ 246,966.33	\$ -	\$ -	\$ 246,966.33
ACP OHIO, INC. / dba ARTISTIC POOLS	\$ -	\$ 49,825.00	\$ 1,405.39	\$ -	\$ -	\$ 51,230.39
AT GRADE, INC.	\$ 1,890.00	\$ -	\$ -	\$ -	\$ -	\$ 1,890.00
ATLAS CONSTRUCTION COMPANY	\$ 92,970.27	\$ -	\$ -	\$ -	\$ -	\$ 92,970.27
AV ADEK	\$ 71,410.41	\$ -	\$ -	\$ -	\$ -	\$ 71,410.41
BCG	\$ -	\$ -	\$ 15,220.00	\$ -	\$ 338.66	\$ 15,558.66
C & T DESIGN & EQUIPMENT CO.	\$ -	\$ 499,761.47	\$ -	\$ -	\$ -	\$ 499,761.47
CAPITAL CITY AWNING	\$ -	\$ -	\$ 32,789.60	\$ -	\$ -	\$ 32,789.60
CARPORI STRUCTURES	\$ 57,818.57	\$ -	\$ -	\$ -	\$ -	\$ 57,818.57
C.A.S.S. INC.	\$ -	\$ 2,805.00	\$ 4,863.45	\$ -	\$ -	\$ 7,668.45
CEDAR STONE	\$ 3,237.30	\$ -	\$ -	\$ -	\$ -	\$ 3,237.30
COLUMBUS DRYWALL, INC.	\$ -	\$ 169,659.76	\$ -	\$ -	\$ -	\$ 169,659.76
CRAWFORD MECHANICAL	\$ -	\$ 303,707.84	\$ 361,938.21	\$ -	\$ -	\$ 665,646.05
DECKER CONSTRUCTION CO.	\$ 201,608.05	\$ -	\$ -	\$ -	\$ -	\$ 201,608.05
EDWARDS / MOONEY & MOSES	\$ -	\$ 481.60	\$ 43,682.15	\$ -	\$ -	\$ 44,163.75
EMERSON CONSTRUCTION COMPANY	\$ 22,236.00	\$ 51,411.50	\$ 572,550.20	\$ 422.85	\$ 3,025.00	\$ 649,644.55
ERAMO & SONS	\$ 294,387.25	\$ 4,657.50	\$ -	\$ -	\$ -	\$ 299,044.75
FIRST EVERGREEN, INC. / MADIAS BROTHERS	\$ -	\$ 140,866.10	\$ 240,728.00	\$ -	\$ -	\$ 381,594.10
FREELAND CONTRACTING COMPANY	\$ -	\$ 194,647.17	\$ 316,629.42	\$ 6,078.37	\$ -	\$ 517,354.96
HH GREGG	\$ -	\$ -	\$ 151,592.97	\$ -	\$ -	\$ 151,592.97
HMZ CONTRACTING	\$ -	\$ -	\$ 62,178.52	\$ -	\$ -	\$ 62,178.52
KARST & SONS, INC.	\$ 5,204.00	\$ 83,172.76	\$ 98,613.87	\$ 945.92	\$ 279.00	\$ 188,215.55
GEORGE I. LANDRY, INC.	\$ -	\$ 270,756.00	\$ -	\$ -	\$ -	\$ 270,756.00
HANDSCAPE FORMS, INC.	\$ 40,314.15	\$ -	\$ -	\$ -	\$ -	\$ 40,314.15
MACHINEX	\$ -	\$ -	\$ 3,956.85	\$ -	\$ -	\$ 3,956.85
MAJESTIC - ACOUSTICAL	\$ -	\$ -	\$ 35,000.00	\$ -	\$ -	\$ 35,000.00
MAJESTIC - LABOR	\$ -	\$ -	\$ 174,320.20	\$ -	\$ -	\$ 174,320.20
MAJESTIC - MATERIAL	\$ -	\$ -	\$ 171,277.02	\$ -	\$ -	\$ 171,277.02
MALYS	\$ -	\$ 37,479.08	\$ -	\$ -	\$ -	\$ 37,479.08
MIETRO HEATING & AIR	\$ -	\$ -	\$ -	\$ 6,021.00	\$ 1,354.50	\$ 7,375.50
MOELLERING	\$ -	\$ -	\$ 83,199.84	\$ -	\$ -	\$ 83,199.84
MORRISON SIGN	\$ 23,129.00	\$ 13,479.00	\$ 1,159.55	\$ -	\$ -	\$ 37,767.55
MUTUAL ELECTRIC CO., INC.	\$ -	\$ -	\$ 491,618.37	\$ -	\$ -	\$ 491,618.37
NORTHEAST CONCRETE	\$ 2,500.00	\$ 20,904.90	\$ 39,170.95	\$ 821.00	\$ 350.00	\$ 63,746.85

BRAUN CONSTRUCTION GROUP, INC.
39395 W. 12 Mile Road, Suite 100
Farmington Hills, MI 48331

248-848-0567 Phone
248-848-1039 Fax

HICKORY CHASE
Hilliard, Ohio

EXHIBIT C ALLOCATION SUMMARY
MAR-APR-MAY-JUN, 2009

OHO GLASS & ALUMINUM CO.	\$ -	\$ 24,630.00	\$ 29,980.00	\$ -	\$ -	\$ -	\$ -	\$ 54,610.00
OTIS ELEVATOR COMPANY	\$ -	\$ 10,550.00	\$ 72,522.60	\$ -	\$ -	\$ -	\$ -	\$ 83,072.60
PELLA WINDOW & DOOR CO.	\$ -	\$ 398.86	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 398.86
PURDY COMPANY	\$ -	\$ 18,929.98	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 18,929.98
RAM CONSTRUCTION SERVICES	\$ -	\$ 1,404.50	\$ 8,800.00	\$ -	\$ -	\$ -	\$ -	\$ 10,204.50
RIERUG	\$ -	\$ 155,993.10	\$ 319,101.75	\$ -	\$ -	\$ -	\$ -	\$ 475,094.85
ROCKY FORK COMPANY	\$ 71,901.81	\$ -	\$ -	\$ -	\$ -	\$ 4,792.14	\$ -	\$ 76,693.95
ROEHREBECK ELECTRIC, INC.	\$ 117,885.59	\$ 228,514.37	\$ -	\$ -	\$ 5,598.70	\$ 6,804.29	\$ -	\$ 358,802.95
ROTONICS MANUFACTURING	\$ 864.20	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 864.20
SCOTT & SON CONCRETE, INC.	\$ 992.27	\$ 4,052.99	\$ 19,399.92	\$ -	\$ -	\$ -	\$ -	\$ 24,445.18
SENEGA STEEL ERECTORS, INC.	\$ -	\$ 14,900.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 14,900.00
SERVICE IRON WORKS, INC.	\$ -	\$ 50,304.89	\$ 60,530.00	\$ -	\$ 250.00	\$ -	\$ -	\$ 111,329.89
SOUTHWEST GREENS	\$ 39,904.69	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 39,904.69
STRUCTURES UNLIMITED, INC.	\$ -	\$ 14,104.50	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 14,104.50
TRI-STATE SUPPLY	\$ -	\$ 20,310.00	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 20,310.00
TRI-STAR FIRE PROTECTION, INC.	\$ -	\$ 45,506.46	\$ 108,399.21	\$ -	\$ 1,274.60	\$ -	\$ -	\$ 155,180.27
TUPPER DOOR & HARDWARE CO., INC.	\$ -	\$ 128,313.86	\$ 179,199.21	\$ -	\$ -	\$ -	\$ -	\$ 307,513.07
W.H. CANON CO.	\$ 205,453.45	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 205,453.45
SUBTOTAL - SUBCONTRACTORS	\$ 1,253,706.01	\$ 2,563,396.63	\$ 3,961,229.61	\$ 21,412.44	\$ 29,336.11	\$ 17,188.59	\$ 7,816,933.28	
SUBTOTAL - BRAUN CONSTRUCTION GROUP	\$ 474,680.74	\$ 331,212.23	\$ 510,687.99	\$ 29,336.11	\$ 15,470.95	\$ 1,361,388.02		
TOTAL OUTSTANDING - MARCH, APRIL, MAY, JUNE	\$1,728,386.75	\$2,894,608.86	\$4,471,917.60	\$50,748.55	\$32,659.54	\$9,178,321.30		

BRAUN CONSTRUCTION GROUP, INC.
 39395 W. 12 Mile Road, Suite 100
 Farmington Hills, MI 48331

248-848-0567 Phone
 248-848-1039 Fax

Date: June 23, 2009
 Page 2 of 2