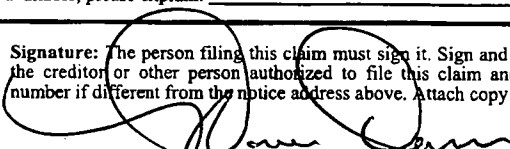


UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF TEXAS		PROOF OF CLAIM
Name of Debtor: (Check Only One): Opus West Construction Corporation <input type="checkbox"/> Opus West Corporation <input checked="" type="checkbox"/> Opus West Construction Corporation <input type="checkbox"/> O.W. Commercial, Inc. <input type="checkbox"/> Opus West LP <input type="checkbox"/> Opus West Partners, Inc.		Case Number: 09-34356-hdh-11
NOTE: This form should not be used to make a claim for an administrative expense arising after the commencement of the case. All other requests 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): Rocky Duron & Associates 2030 Century Center Blvd., Suite 16, Irving, TX 75062		<input type="checkbox"/> Check this box to indicate that this claim amends a previously filed claim. Court Claim Number: <i>(If known)</i> Filed on:
Name and address where notices should be sent: Rocky Duron & Associates 2030 Century Center Blvd., Suite 16 Irving, TX 75062 Telephone number: 214-358-3455 Email Address: tlombardi@rockyduron.com		<input type="checkbox"/> 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. <input type="checkbox"/> Check this box if you are the debtor or trustee in this case.
Name and address where payment should be sent (if different from above): SAME AS ABOVE Telephone number:		
1. Amount of Claim as of Date Case Filed: \$ 18,397.90 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. <input type="checkbox"/> 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. <input type="checkbox"/> Domestic support obligations under 11 U.S.C. §507(a)(1)(A) or (a)(1)(B). <input type="checkbox"/> 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). <input type="checkbox"/> Contributions to an employee benefit plan - 11 U.S.C. §507 (a)(5). <input type="checkbox"/> 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). <input type="checkbox"/> Taxes or penalties owed to governmental units - 11 U.S.C. §507 (a)(8). <input type="checkbox"/> Other - Specify applicable paragraph of 11 U.S.C. §507 (a)(). Amount entitled to priority: \$
2. Basis for Claim: Provided (See instruction #2 on reverse side.)		
3. Last four digits of any number by which creditor identifies debtor: 4406 (Tax ID) 3a. Debtor may have scheduled account as: (See instruction §3a on reverse side.)		
4. Secured Claim (See instruction #4 on reverse side.) \$12,654.90 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: <input checked="" type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Equipment <input type="checkbox"/> Other 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 Unsecured: \$ 5,743.00		
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 or 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: 8/5/2009	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. 	
		FOR COURT USE ONLY

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.

Modified B10 (GCG) (12/08)

FILED

AUG 10 2009

BMC GROUP



INSTRUCTIONS FOR PROOF OF CLAIM FORM

The instructions and definitions below are general explanations of the law. In certain circumstances, such as bankruptcy cases not filed voluntarily by the debtor, there may be exceptions to these general rules. The attorneys for the Debtors and their court-appointed claims agent (The BMC Group) are not authorized and are not providing you with any legal advice.

PLEASE SEND YOUR ORIGINAL, COMPLETED CLAIM FORM AS FOLLOWS: **IF BY MAIL:** OPUS WEST CORPORATION, et al C/O BMC GROUP, PO BOX 3020, CHANHASSEN, MN, 55317-3020. **IF BY HAND OR OVERNIGHT COURIER:** OPUS WEST CORPORATION, et al C/O BMC GROUP, 18750 LAKE DRIVE EAST, CHANHASSEN, MN, 55317. ANY PROOF OF CLAIM SUBMITTED BY FACSIMILE OR E-MAIL WILL NOT BE ACCEPTED.

THE GENERAL BAR DATE IN THESE CHAPTER 11 CASES IS November 9, 2009

Court, Name of Debtor, and Case Number:

These chapter 11 cases were commenced in the United States Bankruptcy Court for the Northern District of Texas on July 6, 2009. You should select the Debtor against which you are asserting your claim.

A SEPARATE PROOF OF CLAIM FORM MUST BE FILED AGAINST EACH DEBTOR.

Creditor's Name and Address:

Fill in the name of the person or entity asserting a claim and the name and address of the person who should receive notices issued during the bankruptcy case. Please provide us with a valid email address. A separate space is provided for the payment address if it differs from the notice address. The creditor has a continuing obligation to keep the court informed of its current address. See Federal Rule of Bankruptcy Procedure (FRBP) 2002(g).

1. Amount of Claim as of Date Case Filed:

State the total amount owed to the creditor on the Petition Date. Follow the instructions concerning whether to complete items 4 and/or 5. Check the box if interest or other charges are included in the claim.

2. Basis for Claim:

State the type of debt or how it was incurred. Examples include goods sold, money loaned, services performed, personal injury/wrongful death, car loan, mortgage note, and credit card. If the claim is based on the delivery of health care goods or services, limit the disclosure of the goods or services so as to avoid embarrassment or the disclosure of confidential health care information. You may be required to provide additional disclosure if the debtor, trustee or another party in interest files an objection to your claim.

3. Last Four Digits of Any Number by Which Creditor Identifies Debtor:

State only the last four digits of the debtor's account or other number used by the creditor to identify the Debtor, if any.

3a. Debtor May Have Scheduled Account As:

Use this space to report a change in the creditor's name, a transferred claim, or any other information that clarifies a difference between this proof of claim and the claim as scheduled by the Debtor.

4. Secured Claim:

Check the appropriate box and provide the requested information if the claim is fully or partially secured. Skip this section if the claim is entirely unsecured. (See DEFINITIONS, below.) State the type and the value of property that secures the claim, attach copies of lien documentation, and state annual interest rate and the amount past due on the claim as of the date of the bankruptcy filing.

5. Amount of Claim Entitled to Priority Under 11 U.S.C. §507(a).

If any portion of your claim falls in one or more of the listed categories, check the appropriate box(es) and state the amount entitled to priority. (See DEFINITIONS, below.) A claim may be partly priority and partly non-priority. For example, in some of the categories, the law limits the amount entitled to priority.

6. Credits:

An authorized signature on this proof of claim serves as an acknowledgment that when calculating the amount of the claim, the creditor gave the Debtor credit for any payments received toward the debt.

7. Documents:

Attach to this proof of claim form redacted copies documenting the existence of the debt and of any lien securing the debt. You may also attach a summary. You must also attach copies of documents that evidence perfection of any security interest. You may also attach a summary. FRBP 3001(c) and (d). If the claim is based on the delivery of health care goods or services, see instruction 2. Do not send original documents, as attachments may be destroyed after scanning.

Date and Signature:

The person filing this proof of claim must sign and date it. FRBP 9011. If the claim is filed electronically, FRBP 5005(a)(2), authorizes courts to establish local rules specifying what constitutes a signature. Print the name and title, if any, of the creditor or other person authorized to file this claim. State the filer's address and telephone number if it differs from the address given on the top of the form for purposes of receiving notices. Attach a complete copy of any power of attorney. Criminal penalties apply for making a false statement on a proof of claim.

DEFINITIONS

Debtor

A debtor is the person, corporation, or other entity that has filed a bankruptcy case.

Creditor

A creditor is a person, corporation, or other entity owed a debt by the debtor on the date of the bankruptcy filing.

Claim

A claim is the creditor's right to receive payment on a debt owed by the Debtor on the date of the bankruptcy filing. See 11 U.S.C. §101 (5). A claim may be secured or unsecured.

Proof of Claim

A proof of claim is a form used by the creditor to indicate the amount of the debt owed by the debtor on the date of the bankruptcy filing. The creditor must file the form with the BMC Group as described in the instructions above and in the Bar Date Notice.

Secured Claim Under 11 U.S.C. §506(a)

A secured claim is one backed by a lien on property of the debtor. The claim is secured so long as the creditor has the right to be paid from the property prior to other creditors. The amount of the secured claim cannot exceed the value of the property. Any amount owed to the creditor in excess of the value of the property is an unsecured claim. Examples of liens on property include a mortgage on real estate or a security interest in a car.

A lien may be voluntarily granted by a debtor or may be obtained through a court proceeding. In some states, a court judgment is a lien. A claim also may be secured if the creditor owes the debtor money (has a right to setoff).

Unsecured Claim

An unsecured claim is one that does not meet the requirements of a secured claim. A claim may be partly unsecured if the amount of the claim exceeds the value of the property on which the creditor has a lien.

Claim Entitled to Priority Under 11 U.S.C. §507(a)

Priority claims are certain categories of unsecured claims that are paid from the available money or property in a bankruptcy case before other unsecured claims.

Redacted

A document has been redacted when the person filing it has masked, edited out, or otherwise deleted, certain information. A creditor should redact and use only the last four digits of any social-security, individual's tax-identification, or financial-account number, all but the initials of a minor's name and only the year of any person's date of birth.

Evidence of Perfection

Evidence of perfection may include a mortgage, lien, certificate of title, financing statement, or other document showing that the lien has been filed or recorded.

INFORMATION

Acknowledgment of Filing of Claim

To receive acknowledgment of your filing from the BMC Group, please provide a self-addressed stamped envelope and a copy of this proof of claim when you submit the original claim to the BMC Group.

Offers to Purchase a Claim

Certain entities are in the business of purchasing claims for an amount less than the face value of the claims. One or more of these entities may contact the creditor and offer to purchase the claim. Some of the written communications from these entities may easily be confused with official court documentation or communications from the debtor. These entities do not represent the bankruptcy court or the debtor. The creditor has no obligation to sell its claim. However, if the creditor decides to sell its claim, any transfer of such claim is subject to FRBP 3001(e), any applicable provisions of the Bankruptcy Code (11 U.S.C. § 101 *et seq.*), and any applicable orders of the bankruptcy court.

PO Box 560264
Dallas, Texas 75356

2030 Century Center Blvd.
Suite 16, Irving, TX 75062



Phone: 800-875-5457
214-358-3455
Fax: 214-358-5713

www.rockyduron.com
MBE & HUB CERTIFIED
VETERAN OWNED

April 6, 2009

Via Certified Mail, Return Receipt Requested
Opus West Construction Corporation
15455 N. Dallas Parkway – Suite 450
Addison, TX 75001

Re: Request for Information
Project: Two Addison Circle Spec Office – 15725 North Dallas Parkway,
Addison, TX 75001

To Whom It May Concern:

Rocky Duron & Associates has furnished work to you under the original contract for construction of the above-referenced project. Pursuant to the Section 53.159 of the *Texas Property code*, you are hereby requested to furnish us with the following within ten days:

- 1) The name and last known address of the person to whom you are furnishing labor or material for the construction project;
- 2) The name and last known address of the owner of the real property being improved if different from No. 1, above;
- 3) Whether you have furnished or have been furnished a payment bond for any of the work on the construction project and, if so, the name and last known address of the surety and a copy of the bond; and
- 4) Whether or not you are an original contractor on this project (that is, whether or not your contract is with the owner of the property).

DATED this 6th day of April, 2009.

Very Truly Yours,
ROCKY DURON & ASSOCIATES

By: 

Marcus S. Duron, Vice President
(214) 358-3455
(214) 358-5713 (fax)



LIEN AFFIDAVIT AND CLAIM

THE STATE OF TEXAS §
 §
COUNTY OF DALLAS §

I, Ruben Duron, the undersigned affiant, President of Rocky Duron & Associates, Inc., Claimant, having furnished materials and performed labor to improve the real property herein described, make this Affidavit for the purpose of perfecting a lien on said property and improvements, and on oath make the following statements, which are true and correct:

1. My name is Ruben Duron, I am a resident of Tarrant County, Texas and I have personal knowledge of the facts stated herein. I am President of Rocky Duron & Associates, Inc., which is physically located at 2030 Century Center Blvd., Suite 16, Irving, TX 75062. Claimant's mailing address is P.O. Box 560264, Dallas, TX 75204. I am duly authorized to make and do make this Affidavit on behalf of said company.

2. The amount of this claim is \$53,445.60, and said amount is just and reasonable and has not been paid. Said claim constitutes the reasonable value of the materials furnished and labor performed after all extra charges have been allowed.

3. The name of the Owner or reputed Owner of the real estate hereinafter described is Opus West LP., whose last known address is 15455 Dallas Pkwy., Suite 450, Addison, TX 75001.

4. The property sought to be charged with the lien is the real estate located at 15725 Dallas Pkwy., Addison, Texas 75001 and is more particularly described in Exhibit "A" which is attached hereto and incorporated herein by reference.

5. Claimant furnished and installed materials for the improvement of said real estate, consisting generally of Toilet Partitions, Toilet Accessories, Postal Specialties, and Fire Extinguishers/Cabinets.

6. Claimant furnished materials and labor pursuant to a contract with Opus West Construction Corporation, whose last known address is 15455 Dallas Pkwy., Ste. 450, Addison, TX, the original contractor on the project.

7. The month or months that the work was done and materials were furnished for which payment is requested are January and February 2009.

8. Notice was sent to the Owner on the following dates and by the following methods:

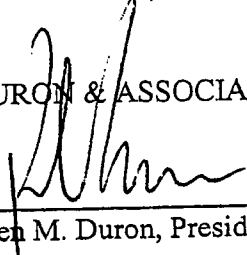
Date Sent Method Sent
a. April 7, 2009 Certified, Return Receipt Mail

b. April 7, 2009 Certified, Return Receipt Mail

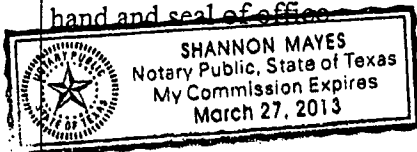
9. One (1) copy of the Affidavit is being sent Certified Mail to the Owner described above, addressed to the Owner's last know address; and one (1) copy of this Affidavit is being sent Certified Mail to the General Contractor described above, addressed to the General Contractor's last know address.

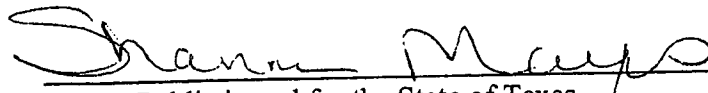
ROCKY DURON & ASSOCIATES, INC.

By: _____


Ruben M. Duron, President

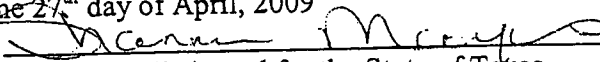
SUBSCRIBED AND SWORN TO before me by the said Ruben Duron, President of Rocky Duron & Associates, Inc. on this the 27th day of April, 2009, to certify which witness my hand and seal of office.




Notary Public in and for the State of Texas

My commission expires: 3-27-13

This instrument was acknowledged before me by the said Ruben Duron, President of Rocky Duron & Associates, Inc. on the 27th day of April, 2009


Notary Public in and for the State of Texas

My commission expires: 3-27-13



EXHIBIT "A"

Legal Description

- 1: G W FISHER ABST 482 PG 731
- 2: TR 35.2 ACS 3.371
- 3:
- 4: INT20070175801 DD05142007 CO-DC
- 5: 0482731103502 3CA04827311

FILED AND RECORDED



OFFICIAL PUBLIC RECORDS

A handwritten signature in black ink, appearing to read "JFW".

John F. Warren, County Clerk

Dallas County TEXAS

April 30, 2009 12:12:33

FEE: \$24.00

200900122991

EXHIBIT

A

PO Box 560264
Dallas, Texas 75356

2030 Century Center Blvd.
Suite 16, Irving, TX 75062



Phone: 800-875-5457
214-358-3455
Fax: 214-358-5713

www.rockyduron.com
MBE & HUB CERTIFIED
VETERAN OWNED

April 6, 2009

Via Certified Mail, Return Receipt Requested
Opus West Construction Corporation
15455 N. Dallas Parkway - Suite 450
Addison, TX 75001

Re: Request for Information
Project: Two Addison Circle Spec Office - 15725 North Dallas Parkway,
Addison, TX 75001

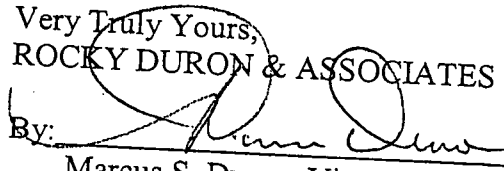
To Whom It May Concern:

Rocky Duron & Associates has furnished work to you under the original contract for construction of the above-referenced project. Pursuant to the Section 53.159 of the *Texas Property code*, you are hereby requested to furnish us with the following within ten days:

- 1) The name and last known address of the person to whom you are furnishing labor or material for the construction project;
- 2) The name and last known address of the owner of the real property being improved if different from No. 1, above;
- 3) Whether you have furnished or have been furnished a payment bond for any of the work on the construction project and, if so, the name and last known address of the surety and a copy of the bond; and
- 4) Whether or not you are an original contractor on this project (that is, whether or not your contract is with the owner of the property).

DATED this 6th day of April, 2009.

Very Truly Yours,
ROCKY DURON & ASSOCIATES

By: 
Marcus S. Duron, Vice President
(214) 358-3455
(214) 358-5713 (fax)

PO Box 560264
Dallas, Texas 75356

2030 Century Center Blvd.
Suite 16, Irving, TX 75062



Phone: 800-875-5457
214-358-3455
Fax: 214-358-5713

www.rockyduron.com
MBE & HUB CERTIFIED
VETERAN OWNED

April 6, 2009

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Opus West LP
Suite 450
15455 Dallas Pkwy
Addison, TX 75001

Re: NOTICE OF UNPAID ACCOUNT: \$53,445.60
Two Addison Circle Spec Office -
15725 Dallas Pkwy, Addison, TX 75001
Legal Desc. - GW FISHER ABST 482 pg 731 TR 35.2 ACS 3.371

To Whom It May Concern:

Please consider this formal notice under the laws of Texas that an unpaid account is due and owing to the undersigned firm from Opus West Construction Corporation, the general contractor on the above-referenced project, for labor and materials furnished on the project.

Attached is a true and correct statement of account that is due and owing.

If this claim remains unpaid, you may be personally liable and your property subjected to a lien unless you withhold payment from the contractor for the payment of this claim or unless this claim is otherwise paid or settled.

This claim has accrued under Section 53.053 of the Texas Property Code and/or is past due according to the agreement between the parties. Demand is hereby made upon you as the owner, and Opus West Construction Company, the general contractor for payment in full of this account.

DATED this 6th day of April, 2009.

Very Truly Yours,
ROCKY DURON & ASSOCIATES

By: 

Marcus S. Duron, Vice President
(214) 358-3455
(214) 358-5713 (fax)



Rocky Duron & Associates, Inc.

P.O. BOX 560264
Dallas, Tx. 75356-0264

Invoice

Date	Invoice #
2/25/2009	15671

Bill To
OPUS WEST CORPORATION 15455 DALLAS PARKWAY #450 ADDISON, TX 75001-6759

Ship To
2030 Century Center Blvd. Suite 16 Phone 214-358-3455 Irving, TX 75062

P.O. Number	Terms	Rep	Ship	Via	F.O.B.	Project
	Net 30	BP	2/25/2009			2 Addison Circle 08.1517

Quantity	Item Code	Description	Price Each	Amount
	Materials	POSTAL SPECIALTIES	4,710.00	4,710.00
	Materials	FIRE EXT/CABINETS	3,366.00	3,366.00
	Materials	FIRE EXT/CABINETS	5,985.00	5,985.00
	RETAINAGE	Retainage	-1,406.10	-1,406.10
		Sales Tax	0.00%	0.00
Total				\$12,654.90



SUBCONTRACTOR APPLICATION FOR PAYMENT

Project Name: Two Addison Circle Spec Office Project Number: 10593
 Subcontractor: Rocky Duron & Associates Inc Date of Application: 2-25-09
 Supplier #: 1007682 Application Number: 2
 Address: 2030 Century Center Blvd Irving, TX 75062 Period From: 1-25-09 Period To: 2-25-09
 Phone: 214.385.3455
 Remittance Address: OPUS West Construction Corporation
Attn: Accounts Payable
15455 N. Dallas Parkway, Suite 450
Addison, TX 75001

CONTRACT INFORMATION

ITEM	SALES TAX \$(if applicable)	TOTAL (\$)
ORIGINAL CONTRACT AMOUNT		\$58,039.00
OPUS APPROVED CHANGE ORDER thru # 2		\$-1,401.00
CONTRACT AMOUNT TO DATE TOTAL		\$56,638.00

APPLICATION INFORMATION

A Total Completed & Stored to Date \$516,638.00
 B Less Retainage 10 % \$51,663.80
 C Total Earned less Retainage (A - B) \$50,974.20
 D Less Previous Billings (previous req's line C) \$38,319.30
 E Current Payment Due (C - D) \$12,654.90
 F Balance to Finish, Plus Retainage (H - A + B)
 G Current Gross Amount Completed This Period \$14,061.00

SUBCONTRACTOR: Rocky Duron & Associates Inc Supplier #: 1007682
 BY: _____
 DATE: 2-25-09

APPLICATION BREAKDOWN

THIS SECTION MUST BE COMPLETED IN ORDER FOR THIS PAYMENT TO BE PROCESSED BY OPUS

Account Code	Description	Current Contract Amount	Work Completed		Total Work Complete	Percent Complete	Retainage This Application	Net Payment
			From Previous Application	This Period				
10593.01-F10-10220.00-S	Toilet Partitions - Subcontract	\$20,853.00	20853 ⁰⁰		20853	100%		
10593.01-F10-10270.00-S	Toilet Accessories - Subcontract	\$21,724.00	21724		21724	100%		
10593.01-F10-10550.00-S	Postal Specialties - Subcontract	\$4,710.00	1	4710	4710	100%	471.00	4239.00
10593.01-F10-10600.00-S	Fire Ext/Cabinets - Subcontract	\$3,366.00		3366 ⁰⁰	3366	100%	336.60	3029.40
10593.01-M30-01998.00-S	GC: Miscellaneous - Subcontract	\$0.00						
10593.02-F10-10600.00-S	Fire Ext/Cabinets - Subcontract	\$5,985.00		5985	5985	100%	598.50	5386.50
	Total	\$56,638.00	42577.00	14,061.00	56,638.00	100%	1406.10	12,654.90

Entered By: _____ Accounting Date _____ Approved By: _____ Project Manager Date _____

SHADED AREA FOR OPUS ACCOUNTING USE ONLY



Rocky Duron & Associates, Inc.

P.O. BOX 560264

Dallas, Tx. 75356-0264

Invoice

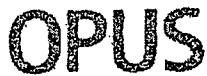
Date	Invoice #
1/6/2009	15634

Bill To
OPUS WEST CORPORATION 15455 DALLAS PARKWAY #450 ADDISON, TX 75001-6759

Ship To
Opus West Two Addison Circle Spec Office Addison, TX 75001-6759

P.O. Number	Terms	Rep	Ship	Via	F.O.B.	Project
	Net 30	BP	1/6/2009			2 Addison Circle 08.1517

Quantity	Item Code	Description	Price Each	Amount
	Materials	TOILET PARTITIONS	22,440.00	22,440.00
	Materials	TOILET ACCESSORIES	22,092.00	22,092.00
	RETAINAGE	Retainage	-4,453.20	-4,453.20
		Sales Tax	0.00%	0.00
Total				\$40,078.80



SUBCONTRACTOR APPLICATION FOR PAYMENT

Project Name: Two Addison Circle Spec Office Project Number: 10593
 Subcontractor: Rocky Duron & Associates Inc Date of Application: 1-6-08
 Supplier #: 1007682
 Address: 2030 Century Center Blvd Application Number: 1
Irving, TX 75062 Period From: 12-25-06 Period To: 1-25-07
 Phone: 214.385.5455
 Remittance Address: Opus West Construction Corporation
Attn: Accounts Payable
15455 N. Dallas Parkway, Suite 150
Addison, TX 75001

CONTRACT INFORMATION	ITEM	SALES TAX (\$/if applicable)	TOTAL (\$)
ORIGINAL CONTRACT AMOUNT			\$58,039.00
OPUS APPROVED CHANGE ORDER (this =)			\$0.00
CONTRACT AMOUNT TO DATE TOTAL			\$58,039.00

APPLICATION INFORMATION

A Total Completed & Stored to Date \$ 414,533.00
 B Less Retainage 10 % \$ 41,453.30
 C Total Earned less Retainage (A - B) \$ 373,079.70
 D Less Previous Billings (previous req's line C) \$ 0.00
 E Current Payment Due (C - D) \$ 373,079.70
 F Balance to Finish, Plus Retainage (H - A + B)
 G Current Gross Amount Completed This Period \$ 415,332.00

SUBCONTRACTOR: Rocky Duron & Associates Inc Supplier #: 1007682
 BY: [Signature]
 DATE: 1-6-08

APPLICATION BREAKDOWN

THIS SECTION MUST BE COMPLETED IN ORDER FOR THIS PAYMENT TO BE PROCESSED BY OPUS

Account Code	Description	Current Contract Amount	Work Completed		Total Work Complete	Percent Complete	Retainage This Application	Net Payment
			From Previous Application	This Period				
10593 01-01-10220 00-S	Tinder Partitions - Subcontract	\$22,410.00		22,410.00	22,410.00	100%	2,241.00	20,169.00
10593 01-01-10270 00-S	Tinder Accuplates - Subcontract	\$22,092.00		22,092.00	22,092.00	100%	2,209.20	19,882.80
10593 01-01-10350 00-S	Postal Specialties - Subcontract	44,172.00				0%		
10593 01-01-10600 00-S	Fire Exit Cabinets - Subcontract	53,150.00				0%		
10593 01-01-10190 00-S	Cliff Miscellaneous - Subcontract	97.00				0%		
10593 02-01-10600 00-S	Fire Exit Cabinets - Subcontract	55,085.00				0%		
	Total	\$58,039.00		44,502.00	44,502.00	77%	4,450.20	40,051.80

Entered By: _____ Accounting Date _____ Approved By: _____ Project Manager Date _____

SHADFD AREA FOR OPUS ACCOUNTING USE ONLY



SUBCONTRACTOR APPLICATION FOR PAYMENT

Project Name: Two Addison Circle Spec Office
 Subcontractor: Rocky Duron & Associates Inc
 Supplier #: 1607682
 Address: 2030 Century Center Blvd
Irving, TX 75062
214 384 2455
 Phone : _____
 Remittance Address : Opus West Construction Corporation
Attn: Accounts Payable
15455 S. Dallas Parkway, Suite 450
Addison, TX 75001

Project Number: 10193
 Date of Application: 1-30-09
 Application Number: 1
 Period From: 12-25-06 Period To: 1-25-09

Vendor ID	Vendor Inv. #	Date	GL Exp

PO Box 560264
Dallas, Texas 75356

2030 Century Center Blvd.
Suite 16, Irving, TX 75062



Phone: 800-875-5457
214-358-3455
Fax: 214-358-5713

www.rockyduron.com
MBE & HUB CERTIFIED
VETERAN OWNED

April 6, 2009

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Opus West LP
Suite 450
15455 Dallas Pkwy
Addison, TX 750016

Re: NOTICE OF UNPAID ACCOUNT: \$53,445.60
Two Addison Circle Spec Office -
15725 Dallas Pkwy, Addison, TX 75001
Legal Desc. - GW FISHER ABST 482 pg 731 TR 35.2 ACS 3.371

To Whom It May Concern:

Please consider this formal notice under the laws of Texas that an unpaid account is due and owing to the undersigned firm from Opus West Construction Corporation, the general contractor on the above-referenced project, for labor and materials furnished on the project.

Attached is a true and correct statement of account that is due and owing.

If this claim remains unpaid, you may be personally liable and your property subjected to a lien unless you withhold payment from the contractor for the payment of this claim or unless this claim is otherwise paid or settled.

This claim has accrued under Section 53.053 of the Texas Property Code and/or is past due according to the agreement between the parties. Demand is hereby made upon you as the owner, and Opus West Construction Company, the general contractor for payment in full of this account.

DATED this 6th day of April, 2009.

Very Truly Yours,
ROCKY DURON & ASSOCIATES

By: 

Marcus S. Duron, Vice President
(214) 358-3455
(214) 358-5713 (fax)

PO Box 560264
Dallas, Texas 75356

2030 Century Center Blvd.
Suite 16, Irving, TX 75062



Phone: 800-875-5457

214-358-3455

Fax: 214-358-5713

www.rockyduron.com

MBE & HUB CERTIFIED

VETERAN OWNED

STATEMENT OF ACCOUNT

<u>Date</u>	<u>Pay Application No.</u>	<u>Amount</u>
1/06/09	No. 1*	\$40,078.80
2/25/09	No. 2*	\$12,654.90
	TOTAL AMOUNT DUE OWING AND UNPAID:	\$53,445.60

*See copies of Pay Applications attached

PO Box 560264
Dallas, Texas 75356

2030 Century Center Blvd.
Suite 16, Irving, TX 75062



Phone: 800-875-5457
214-358-3455
Fax: 214-358-5713

www.rockyduron.com
MBE & HUB CERTIFIED
VETERAN OWNED

April 6, 2009

Via Certified Mail, Return Receipt Requested
Opus West Construction Corporation
15455 N. Dallas Parkway – Suite 450
Addison, TX 75001

Re: Request for Information
Project: Two Addison Circle Spec Office – 15725 North Dallas Parkway,
Addison, TX 75001

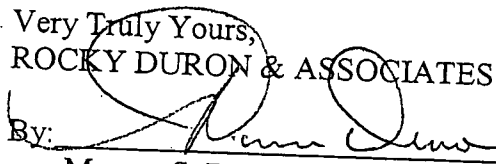
To Whom It May Concern:

Rocky Duron & Associates has furnished work to you under the original contract for construction of the above-referenced project. Pursuant to the Section 53.159 of the *Texas Property code*, you are hereby requested to furnish us with the following within ten days:

- 1) The name and last known address of the person to whom you are furnishing labor or material for the construction project;
- 2) The name and last known address of the owner of the real property being improved if different from No. 1, above;
- 3) Whether you have furnished or have been furnished a payment bond for any of the work on the construction project and, if so, the name and last known address of the surety and a copy of the bond; and
- 4) Whether or not you are an original contractor on this project (that is, whether or not your contract is with the owner of the property).

DATED this 6th day of April, 2009.

Very Truly Yours,
ROCKY DURON & ASSOCIATES

By: 

Marcus S. Duron, Vice President
(214) 358-3455
(214) 358-5713 (fax)

PO Box 560264
Dallas, Texas 75356

2030 Century Center Blvd.
Suite 16, Irving, TX 75062



Phone: 800-875-5457
214-358-3455
Fax: 214-358-5713

www.rockyduron.com
MBE & HUB CERTIFIED
VETERAN OWNED

April 7, 2009

VIA CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Opus West LP
Suite 450
15455 Dallas Pkwy
Addison, TX 750016

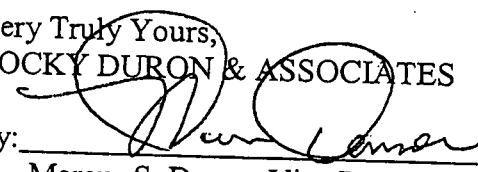
Re: REQUEST FOR AFFIDAVIT OF COMPLETION
Two Addison Circle Spec Office -
15725 Dallas Pkwy, Addison, TX 75001
Legal Desc. - GW FISHER ABST 482 pg 731 TR 35.2 ACS 3.371

To Whom It May Concern:

Rocky Duron & Associates furnished labor and materials for the above-referenced project. Pursuant to the Texas Property Code, Section 53.106, you are hereby requested to furnish us with copy of the affidavit of completion of improvements under the construction contract on the property. Said copy must be furnished to us not later than the 10th day after the date this request is received or after the date the affidavit of completion is filed, whichever is later.

DATED this 6th day of April, 2009.

Very Truly Yours,
ROCKY DURON & ASSOCIATES

By: 

Marcus S. Duron, Vice President
(214) 358-3455
(214) 358-5713 (fax)