

<b>UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF TEXAS</b>		<b>PROOF OF CLAIM</b>
Name of Debtor: (Check Only One): <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:  <div style="font-size: 24pt; font-weight: bold;">09-34356</div>
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):  <div style="font-size: 18pt; font-weight: bold;">CHASCO CONSTRUCTORS, LTD., LLP</div>		<input type="checkbox"/> Check this box to indicate that this claim amends a previously filed claim.  Court Claim Number: (If known)  Filed on:
Name and address where notices should be sent: <div style="font-size: 18pt; font-weight: bold;">CHASCO CONSTRUCTORS, LTD, LLP</div> <div style="font-size: 18pt; font-weight: bold;">P.O. BOX 1057, ROUND ROCK, TX 78680</div> Telephone number: 512.244.0600 Email Address: CHARLESK@CHASCO.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):  <div style="font-size: 24pt; font-weight: bold;">SAME</div>		
Telephone number:		
1. Amount of Claim as of Date Case Filed: \$ <u>20,294-</u> 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:  <div style="text-align: center;">\$</div>
2. Basis for Claim: <u>RETAINAGE ON CONSTRUCTION</u> (See instruction #2 on reverse side.) <u>PAYMENT APPLICATION ATTACHED</u>		
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: <input 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: \$ _____		
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:  <div style="font-size: 24pt; font-weight: bold;">08.05.09</div>	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.  <div style="font-size: 24pt; font-weight: bold;">CHARLES KING, CFO</div>	<b>FOR COURT USE ONLY</b>

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)

RECEIVED  
AUG 12 2009

BMC GROUP



**SUBCONTRACT APPLICATION FOR PAYMENT**

Round Rock TX 78664  
 189840 0 Addison TX 97337 75001 1119383

Project Name : Hill Country Galleria Project Number : 97337  
 Subcontractor : Chasco Constructors Date of Application : 12/22/2008  
 Supplier # : 1119383 Application Number : RETAINAGE  
 Address : 2801 Kiphen Road Period From : 11/01/08 to 12/31/08  
 Round Rock, TX 78664  
 Phone : 512.244.0600  
 Remittance Address : Opus West Construction Corporation  
 Attn : Accounts Payable  
 15455 N. Dallas Parkway  
 Addison, TX 75001

**CONTRACT INFORMATION**

ITEM	SALES TAX(\$)(if applicable)	TOTAL(\$)
ORIGINAL CONTRACT AMOUNT		\$189,840.00
OPUS APPROVED CHANGE ORDER THRU # 2		\$13,100.00
CONTRACT AMOUNT TO DATE TOTAL		\$202,940.00

**APPLICATION INFORMATION**

A Total Completed & Stored to Date \$ 202,940.00  
 B Less Retainage \$ .00  
 C Total Earned Less Retainage (A - B) \$ 202,940.00  
 D Less Previous Billings (previous req's line C) \$ 182,646.00  
 E Current Payment Due (C - D) \$ 20,294.00  
 F Balance to Finish, Plus Retainage (H - A + B) \$ .00  
 G Current Gross Amount Completed This Period \$ .00

SUBCONTRACTOR : Chasco Constructors Supplier #: 1119383  
 BY :  
 DATE :

**APPLICATION BREAKDOWN**

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

Account Code	Description	Current Contract Amount	From Previous Application	This Period	Total Work Complete	Percent Complete	Retainage This Application	Net Payment
					I + G	A/H		G - K
97337.57-C30-03300.00-S	Slab on Grade - Subcontract	\$396.00	\$396.00	\$0.00	\$396.00	100.00%	\$0.00	\$0.00
97337.57-B40-03120.00-S	Concrete Hardscape - Subcontract	\$12,475.00	\$12,475.00	\$0.00	\$12,475.00	100.00%	\$0.00	\$0.00
97337.57-C10-03240.00-S	Concrete Piers - Subcontract	\$15,175.00	\$15,175.00	\$0.00	\$15,175.00	100.00%	\$0.00	\$0.00
97337.57-C10-03270.00-S	Grade Beam - Subcontract	\$19,005.00	\$19,005.00	\$0.00	\$19,005.00	100.00%	\$0.00	\$0.00
97337.57-C30-03350.00-S	5" Slab on Grade - Subcontract	\$17,602.00	\$17,602.00	\$0.00	\$17,602.00	100.00%	\$0.00	\$0.00
97337.57-B20-02510.00-S	Bituminous Paving - Subcontract	\$45,620.00	\$45,620.00	\$0.00	\$45,620.00	100.00%	\$0.00	\$0.00
97337.57-B20-02580.00-S	Pavement Markings - Subcontract	\$2,250.00	\$2,250.00	\$0.00	\$2,250.00	100.00%	\$0.00	\$0.00
97337.57-B10-02660.00-S	Sanitary Sewer - Subcontract	\$10,990.00	\$10,990.00	\$0.00	\$10,990.00	100.00%	\$0.00	\$0.00
97337.57-B10-02670.00-S	Water Distribution - Subcontract	\$18,745.00	\$18,745.00	\$0.00	\$18,745.00	100.00%	\$0.00	\$0.00
97337.57-B10-02680.00-S	Storm Sewer - Subcontract	\$1,250.00	\$1,250.00	\$0.00	\$1,250.00	100.00%	\$0.00	\$0.00
97337.57-B10-03172.00-S	Light Pole Bases - Subcontract	\$2,260.00	\$2,260.00	\$0.00	\$2,260.00	100.00%	\$0.00	\$0.00
97337.57-B20-02300.00-S	Earthwork - Subcontract	\$42,812.00	\$42,812.00	\$0.00	\$42,812.00	100.00%	\$0.00	\$0.00
97337.57-B20-02410.00-S	Curb & Gutter-CIP - Subcontract	\$7,000.00	\$7,000.00	\$0.00	\$7,000.00	100.00%	\$0.00	\$0.00
97337.57-B40-03131.00-S	6" Concrete Paving - Subcontract	\$2,360.00	\$2,360.00	\$0.00	\$2,360.00	100.00%	\$0.00	\$0.00
97337.57-J30-15300.00-S	Extend Fire Main to Riser Rm.	\$5,000.00	\$5,000.00	\$0.00	\$5,000.00	100.00%	\$0.00	\$0.00
	<b>TOTAL</b>	\$202,940.00	\$202,940.00	\$0.00	\$202,940.00	100.00%	\$0.00	\$0.00
		H	I	G	A	J	K	E

SHADED AREA FOR OPUS ACCOUNTING USE ONLY

Vendor ID	Vendor Inv. #	Date	G/L Exp