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PUBLIC WORKS DEPARTMENT

December 3, 2009

Mr. Bryan Nooner, CEO
Distinctive Companies, Ltd.
18304 Distinctive Drive
Orland Park, Illinois 60467

Re: **LETTERS OF CREDIT ILS200772 AND ILS200773**

Dear Mr. Nooner:

After conferring with staff, we have determined that funds totaling \$62,430 as outlined in your e-mail of November 30, 2009, for Phase 2 and Phase 3 work in the Fountain Hills Subdivision will be sufficient to complete the outstanding punch-list items.

Please ensure that a certified check in the amount of \$62,430 payable to the Village of Orland Park is received by my office no later than the close of business Tuesday, December 8, 2009. Upon receipt, your obligations to the Village for the captioned projects will be wholly fulfilled; whereupon, we will cease efforts to draw upon the Letter of Credit posted for the subject projects and advise your lender that our interests may be released.

Thank you for your assistance in resolving this matter. If you have further questions or need additional assistance, please feel free to contact me.

Sincerely yours,

Edward Wilmes
Director of Public Works

cc: Paul G. Grimes, Village Manager
Annamarie Mampe, Director of Finance
Karie Friling, Director of Development Services
Thomas E. Martin, Streets Superintendent
Richard Rittenbacher, Public Improvement Technician
Joy Helton, Trade Services Representative, Fifth Third Bank