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The Construction Journal
Volume 76, Issue 7 - July 2011

3RD ANNUAL CONSTRUCTION INDUSTRY

Cruise-In

FRIDAY AUGUST 5TH AT THE DREAM CUP COFFEE SHOP



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THE CONSTRUCTION JOURNAL

Editor
RACHEL A. PINKUS



Published by:
The Dayton Builders Exchange
dbx@assnsoffice.com

The Construction Journal is a review of
construction activity in the Miami Valley.

The Journal contains Plans on File,
Mechanic's Liens, Statistics, Industry News,
Notices and Builders Exchange Activities.

All information contained herein is considered reliable
to the best of our knowledge, and we accept no
responsibility for incorrect material secured from
outside sources.

The Construction Journal is published monthly in 12
issues. \$50.00 of the annual membership dues to a
subscribing association is paid as a
year's subscription to the Construction Journal.

POSTMASTER: Please send address changes to address listed above



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THE PLAN ROOM POST

From Plan Room Manager, John Grandetti

Time is Fading Fast on your chance to register for the 2011 Dayton Builders Exchange / SAWO Golf Outing. This year, the golf outing will be held at the exclusive Dayton Country Club, one of the best courses in greater Dayton. Included with your registration fee is lunch, dinner at the clubhouse, fabulous door prizes and most importantly a great networking opportunity in the best of summer settings.

The outing is scheduled for Monday, July 25th at 11 AM and is a shamle format.

If Golf Is Not Your Thing maybe classic cars and 50 and 60's nostalgia are more to your liking. On Friday, August 5th, we will be holding our third annual Cruise-In at the Dream Cup in Springfield. Bring a car, motorcycle or unique mode of transportation and enjoy an evening of great food and friends.

The Builders Exchange of Dayton will use the Cruise-In to launch our United Way of Greater Dayton food drive. All proceeds from this event will go to The Foodbank of Dayton, and will kick off a food drive that will continue in the offices and planroom of the Builders Exchange of Dayton. Have a fun evening with friends while supporting a great cause.

Dues Reminder: Third Quarter dues have been mailed to all quarterly dues members. Please remember that you must keep current with your dues in order to remain active on the online service, have the ability to invoice blueprint orders and be able to take advantage of the price breaks we offer to members on classes.

Happy Fourth of July In observance of the Fourth of July, the office will be closed on Monday July 4th. Normal hours will resume on Tuesday, July 5th. Have a safe and fun Fourth of July Weekend!



John Grandetti, Plan Room Manager



CURRENTLY AVAILABLE IN PLANSROOM

Project	Addn	Bin	Date	Time	Project Name	County
2011-1D25		44	6/29/2011	10:00 am	Bellefontaine / Schools Water & Sanitary Sewer Improvements	Logan
2011-1E04		28	6/29/2011	Noon	Troy / Boyer Park Recreation Trail Connector	Miami
2011-1C4E		25	6/30/2011	Noon	Englewood / State Route 48 Culvert Rehabilitation	Montgomery
2011-1D3A	2	41	6/30/2011	1:00 pm	Dayton Public Schools / Meadowdale HS, Rosa Parks PK-8, Ponitz CTC - Playfield Irriga...	Montgomery
2011-1D8A		60	6/30/2011	1:00 pm	St. Paris / Graham Local Schools / Pavement Repair	Champaign
2011-1CCE		68	6/30/2011	2:00 pm	Batavia / 2011 Road Resurfacing	Clermont
2011-1DA9		10	6/30/2011	2:00 PM	Bellefontaine / Township Road with Hot Mix Asphalt Concrete Widening and Resurfacing	Logan
2011-1CA5	1	13	6/30/2011	2:00 pm	Centerville / Washington Park District / Oak Grove Park Baseball Field Lighting	Montgomery
2011-1C62	1	22	6/30/2011	2:00 PM	Miamisburg / Buildings 63 & 2 Mound Demolition	Montgomery
2011-1CE1	3	51	6/30/2011	3:30 PM	Whitehall City Schools / Etna Rd., Kae, Beechwood Elementary & Rosemore Middle School...	Franklin
2011-1D18	1	67	6/30/2011	Noon	Dayton / 2011 Airfield Pavements & Improvements	Montgomery
2011-1D1A		26	6/30/2011	Noon	Dayton / 2011 Bridge Painting	Montgomery
2011-1C0E	2	4	6/30/2011	Noon	Dayton International Airport / Terminal Building Roof Replacement Phase I	Montgomery
2011-1E51	3	2	7/1/2011	1:00 PM	Cleves / Three Rivers Local Schools / New Transportation Garage & Offices	Hamilton
2011-1E8E		47	7/1/2011	1:00 pm	Greenville / Darke County Park District / Bikepath Phase 2	Darke
2011-1E8D		11	7/1/2011	1:30 pm	Harrison & Butler Twps. / Darke County Park District / Otterbein-Ithaca Road Reconstr...	Darke
2011-1C4D-A		70	7/1/2011	10:00 am	Springfield / Benjamin Drive Wastewater Lift Station Replacement - Request for Profes...	Clark
2011-1E57	1	49	7/1/2011	Noon	New Richmond Exempted Village Schools / High School Tennis Courts Pavement, Resurfaci...	Clermont
2011-1E81		40	7/5/2011	Noon	Springboro / Gilpin Dr. & South Dr. Improvements	Warren
2011-1EDD		29	7/6/2011	3:00 PM	Lewis Center / Olentangy Local Schools / Chiller Installation	Delaware
2011-1EAA	1	7	7/7/2011	1:00 PM	Eaton Community Schools / New 3-5 Elementary School / Early Site Package BP1	Preble
2011-1EF2		8	7/7/2011	1:00 PM	Fairfield Union Local School District / Pleasantville Elementary and Rushville Middle...	Fairfield
2009-1D81	1	54	7/7/2011	1:30 PM	Bellefontaine City Schools / New K-2 Elementary School and New 6-8 Middle School	Logan
2011-1EC7		5	7/7/2011	2:00 pm	Centerville / Washington Park District / Forest Field Park Parking Lot & Practice Soc...	Montgomery
2011-19B7-A	3	69	7/7/2011	2:00 pm	Dayton / Wright State University / Main Campus Water Main Rehabilitation - REBID	Greene
2011-1CE7	1	36	7/7/2011	2:00 pm	Newark City Schools / High School Buildings C, D, K Loose Furnishings	Licking
2011-1DEB	1	35	7/7/2011	3:00 PM	Lima / Allen County Board of Health / Building Upgrades	Allen
2011-1C8F	1	17	7/8/2011	4:00 PM	Dayton MHA (DMHA) / 521 Malden Avenue Rehabilitation and Structural Repairs	Montgomery

2011-1F96		63	7/11/2011	Noon	Lebanon / Warren County Career Center / Corridor Finished Floor Replacement	Warren
2011-1FEF		50	7/12/2011	12:15 PM	Springboro / Settlers Walk Sidewalk Installation	Warren
2011-1EE5		47	7/12/2011	2:00 PM	Bellefontaine / 2011 Logan County Pavement Marking Program	Logan
2011-1FC2		20	7/12/2011	2:00 PM	Newark City Schools / John Clem Elementary Roof Replacement	Licking
2011-1CE2	2	51	7/12/2011	3:30 pm	Whitehall City Schools / Etna Rd., Kae, Beechwood Elementary & Rosemore Middle School...	Franklin
2011-1E1F		1	7/12/2011	Noon	Cincinnati Public Schools / Rothenberg Preparatory Academy Asbestos Abatement BP6 Pha...	Hamilton
2011-1FED		50	7/12/2011	Noon	Springboro / North Main St. Concrete	Warren
2011-1F09	1	14	7/15/2011	11:00 am	Huber Heights / Old Troy Pike Sanitary Pump Station Upgrades	Montgomery

CURRENTLY AVAILABLE ONLINE

The following projects are available only through our Online Reporting Service at www.bxohio.com. Please contact [Ashley](#) if you would like to learn more regarding this state-of-the-art service, including plans, specs and addenda on-line.

Project	Addn	Bin	Date	Time	Project Name	County
2011-1F59		Web	6/29/2011	2:00 PM	Cridersville / Dollar General	Auglaize
2011-1CA1		Web	6/29/2011	2:00 PM	Hamilton / Joe Nuxhall Blvd. Medium Pressure Gas Main Replacement	Butler
2011-1C7D		Web	6/29/2011	2:30 pm	Delhi Twp. / Rapid Run Road Property Demolition Phase I	Hamilton
2011-1EC5		Web	6/29/2011	5:00 PM	Cincinnati / Bakersfield Cantina / Currito Burrito	Hamilton
2011-1E82		Web	6/29/2011	5:00 pm	Cincinnati / Skyline Chili Addition & Full Interior Remodel	Hamilton
2011-1E12	1	Web	6/30/2011	10:00 AM	Indian Hill / Grand Valley Resurfacing	Hamilton
2011-1B58		Web	6/30/2011	10:00 am	ODOT / District 6 Raised Pavement Markers, Project 110438	Fayette
2011-17FE	2	Web	6/30/2011	10:00 am	ODOT / District 7 Landscape Maintenance, Project 110407	Montgomery
2011-1B5A		Web	6/30/2011	10:00 am	ODOT / District 8 Guardrail Rebuilding, Project 110439	Butler
2011-1A50		Web	6/30/2011	10:00 am	ODOT / SR 121 Two Lane Resurfacing, Project 110411	Darke
2011-1B38		Web	6/30/2011	10:00 am	ODOT / SR 122 & SR 725 Two Lane Resurfacing, Project 110430	Preble
2011-1AE2	1	Web	6/30/2011	10:00 am	ODOT / SR 202 Four Lane Resurfacing, Project 110423	Montgomery
2011-1A5C		Web	6/30/2011	10:00 am	ODOT / SR 264 & SR 747 Two Lane Resurfacing, Project 110414	Hamilton
2011-1B3A	1	Web	6/30/2011	10:00 am	ODOT / SR 274 Two Lane Resurfacing, Project 110431	Shelby
2011-1AC0		Web	6/30/2011	10:00 am	ODOT / SR 540 Two Lane Resurfacing, Project 110419	Logan
2011-17EA	3	Web	6/30/2011	10:00 am	ODOT / SR 736 Bridge Repair, Project 110396	Union
2011-1A52		Web	6/30/2011	10:00 am	ODOT / US 127 Two Lane Resurfacing, Project 110412	Darke

2011-1B4C	2	Web	6/30/2011	10:00 am	ODOT / US 22 & SR 123 Culvert Replacement, Project 110434	Warren
2011-1ADE		Web	6/30/2011	10:00 am	ODOT / US 36 Two Lane Resurfacing, Project 110422	Miami
2011-1EF0		Web	6/30/2011	10:00 am	West Chester / Panda Express No. 1994	Butler
2011-1CB4		Web	6/30/2011	11:00 AM	Cincinnati / Hamilton Co. Justice Center / Third Floor Sheriff Data Center Fire Suppr...	Hamilton
2011-1D15	1	Web	6/30/2011	11:00 AM	Mendon / Mercer County Water Distribution System Improvements	Mercer
2011-1C56	2	Web	6/30/2011	2:00 pm	Cincinnati MHA / 2329 Harrison Avenue Apartments Comprehensive Modernization	Hamilton
2011-1EE4		Web	6/30/2011	2:00 PM	Lebanon / Boiler and Building Automation Replacement	Warren
2011-1E13		Web	6/30/2011	2:00 pm	Lebanon / Guyed Tower Removal	Warren
2011-1F79	2	Web	6/30/2011	2:00 pm	Springboro / Hardy Diagnostics T.I. Expansion	Warren
2011-2000		Web	6/30/2011	3:00 pm	Mason / Hi-Tek Manufacturing Addition	Warren
2011-1EBC		Web	6/30/2011	5:00 PM	Miami Twp. / Austin Landing Office Building No. 2	Montgomery
2011-1E57	1	Web	7/1/2011	Noon	New Richmond Exempted Village Schools / High School Tennis Courts Pavement, Resurfaci...	Clermont
2011-188D		Web	7/5/2011	3:00 PM	Cincinnati / General Services Administration Mechanical Operations & Maintenance Serv...	Hamilton
2011-1931		Web	7/6/2011	2:00 PM	Hamilton / Water Reclamation Facilities Renovations Phase 1	Butler
2011-1723		Web	7/7/2011	1:00 pm	Dayton / Department of Veterans Affairs Medical Center / B 315 Surgery Simulation Cen...	Montgomery
2011-1B54	2	Web	7/7/2011	1:30 pm	Cincinnati / Wesselman Road Phase II-A Contract 1	Hamilton
2011-1F50		Web	7/7/2011	10:00 am	Farmersville / Maple, Vine & California Street Improvements	Montgomery
2011-1E79		Web	7/7/2011	11:00 am	Middletown / Municipal Court Renovation	Butler
2010-0705		Web	7/7/2011	2:00 PM	Middletown / Miami University / MC-Finkelman Auditorium Renovations	Butler
2011-1F89		Web	7/7/2011	9:00 AM	Enon / Greenon Local Schools / Indian Valley Middle School Partial Roof Replacement	Clark
2011-1F4C		Web	7/8/2011	10:00 AM	Middletown / Lefferson Road Improvements	Butler
2011-1F49		Web	7/8/2011	11:00 AM	Middletown / 2011 Local Street Improvements	Butler
2011-1FEA		Web	7/8/2011	2:00 pm	Loveland / Dunkin Donuts	Clermont
2011-1981	4	Web	7/8/2011	2:00 PM	Troy / Walmart No. 1410 - General Remodel	Miami
2011-1C2F	1	Web	7/11/2011	10:30 AM	Greenville / Integrity Business Park Infrastructure	Darke
2011-1EC3		Web	7/12/2011	1:00 PM	Beavercreek / Heartland / Bed & Dining Addition with Interior Remodel	Montgomery
2006-2A63		Web	7/12/2011	11:00 AM	Kettlersville / New Sanitary Sewer System	Shelby
2011-203F		Web	7/12/2011	Noon	Cincinnati / East Side Bicycle Facility	Hamilton
2011-1E35		Web	7/12/2011	Noon	Cincinnati / Sara Lee & Kahns Facility Asbestos Abatement	Hamilton
2011-1EC4		Web	7/13/2011	1:00 PM	Kettering / Heartland / Bed & Dining Addition with Interior Remodel	Montgomery
2011-1EE2		Web	7/13/2011	10:00 AM	West Chester / Safety & Service Center Roof Recovery and Steel Bar Joist Upgrade	Butler

2011-1D04	1	Web	7/13/2011	2:00 PM	Xenia / Wells 5 & 10 Redevelopment	Greene
2011-1E52		Web	7/13/2011	Noon	New Vienna / Tower Road Repair Widening & Culvert Replacement	Clinton
2011-1ECA		Web	7/21/2011	10:00 am	ODOT / SR 4B Minor Widening, Project 110442	Butler
2011-1ED8		Web	7/21/2011	10:00 am	ODOT / SR 72 Intersection, Project 110445	Clinton
2011-1ED6		Web	7/21/2011	10:00 am	ODOT / SR 732 Two Lane Resurfacing, Project 110444	Butler



CareWorks
Consultants Inc.

BWC Makes Changes to Manual Classification Codes

The Ohio Bureau of Workers' Compensation (BWC) has adopted several manual classification changes made effective July 1, 2011. The object of manual classification codes is to assign the code that best describes your business. **Within the next few weeks BWC will send out letters to employers affected by these changes.**

Some new classification codes have been added, other codes have been reclassified to another code and many classifications have changes in the wording, describing the operations. Below is a list of some of the changes:

New Manual Classification Codes

- 2797 - Manufactured, modular or pre-fabricated home manufacturing – shop work – all operations and drivers.
- 2799 – Manufactured, modular or pre-fabricated home setup, hook up, or installation at building site.
- 4109 – Integrated Circuit manufacturing. Replaces 4150 – Optical Goods manufacturing.
- 4110 – Electric Bulb manufacturing. Replaces 4112 – Incandescent lamp manufacturing.
- 4149 – Optical goods manufacturing. NOC Replaces 4150 – Optical goods manufacturing.
- 6503 – Potato chip, popcorn and snack chip manufacturing.
Previously reported under 6504 – Food sundries manufacturing.
- 8037 – Store – Superstore and warehouse clubs.

Reclassification of Codes

- Combine Manual 2001 – Cracker manufacturing into revised Manual 2003 – bakery – salespersons and drivers.
- Combine Manual 2812 – Cabinet works- with power machinery into revised Manual 2883 – Furniture manufacturing and cabinet shop – wood- NOC includes assembling and finishing.
- Combine Manual 4362 – Motion picture: film exchange and projections rooms, clerical to the revised Manual 4360 Motion picture- development of negative, printing and all subsequent operations.
- Combine Manual 4561 – Varnish manufacturing into the revised Manual 4439 – lacquer or spirit varnish
- Combine Manual 5651 - Carpentry- dwelling – three stories or less into revised Manual 5645 – carpentry – detached one or two family dwellings.
- Combine Manuals 7601, 7611, 7612 and 7613 – Telephone, cable TV contractors or construction- into revised Manual 7600 – Telecommunications company – cable TV or satellite – all other employees and drivers.

These changes will first appear on the July 1, 2011 to December 31, 2011 payroll report that employers will receive in late December 2011. If you have any questions regarding manual classifications, please contact CareWorks Consultants' Tammy Bowersmith at 800-837-3200, ext. 7247.

PUBLIC RECORDS BULLETIN
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***** OH, BUTLER COUNTY *****

STATE TAX LIENS

STATE OF OHIO vs. AGRISCAPES INC
STATE OF OHIO vs. BIKewise LLC
STATE OF OHIO vs. BUTLER PROCESSING INC
STATE OF OHIO vs. CINCINNATI TAN CO INC
STATE OF OHIO vs. CLOSE TO HOME II LLC
STATE OF OHIO vs. EXPRESS AUTO TRANSPORT INC
STATE OF OHIO vs. FAIRFIELD FUN & LEARNING CENTER
STATE OF OHIO vs. FIRST FINANCIAL BANK
STATE OF OHIO vs. HAMILTON DREAM CENTER
STATE OF OHIO vs. HAMILTON DREAM CENTER
STATE OF OHIO vs. HUERTA ENTERPRISES INC
STATE OF OHIO vs. INTELLIGRATED SYSTEMS INC
STATE OF OHIO vs. JJ&A ENTERPRISES INC
STATE OF OHIO vs. LAWN SPRINKLERS OF OHIO INC
STATE OF OHIO vs. PK PRESSURE KLEEN INC
STATE OF OHIO vs. R&F METALS & SERVICE LLC
STATE OF OHIO vs. ROBIDEN INC
STATE OF OHIO vs. ROUSH GENERAL CONTRACTING
STATE OF OHIO vs. SAHO LTD
STATE OF OHIO vs. SIANCAUSA INC
STATE OF OHIO vs. SUNESIS LTD
STATE OF OHIO vs. TIPTON, CHARLES CONSTRUCTION
STATE OF OHIO vs. VALLEY DRY WALL SERVICE INC
STATE OF OHIO vs. YARNS & FABRICATIONS LLC

STATE TAX LIEN REL

STATE OF OHIO vs. YARNS & FABRICATIONS LLC

FED TAX LIEN

INTERNAL REVENUE SERVICE vs. ARMBRUSTER FLORIST INC
INTERNAL REVENUE SERVICE vs. ATRP TECHNOLOGIES
INTERNAL REVENUE SERVICE vs. BENNET GRAD DPM INC
INTERNAL REVENUE SERVICE vs. CUOZZOS LAWN SERVICE INC
INTERNAL REVENUE SERVICE vs. DARA HOLDINGS INC
INTERNAL REVENUE SERVICE vs. ELLIS INVESTMENTS INC
INTERNAL REVENUE SERVICE vs. ELLIS INVESTMENTS INC
INTERNAL REVENUE SERVICE vs. ERNESTINE & CLIFTON &
INTERNAL REVENUE SERVICE vs. LAPTOPONCALL INC
INTERNAL REVENUE SERVICE vs. OHIO HEAVY EQUIPMENT
INTERNAL REVENUE SERVICE vs. SEASONAL LANDSCAPE
INTERNAL REVENUE SERVICE vs. TRAKO INC
INTERNAL REVENUE SERVICE vs. TRAKO INC
INTERNAL REVENUE SERVICE vs. TSR MACHINERY SERVICES

FED TAX LIEN REL

INTERNAL REVENUE SERVICE vs. BUTLER COUNTY MECHANICAL
INTERNAL REVENUE SERVICE vs. TAPESTRY GIFTS & COLLECTI

MECHANICS LIENS

NEW MILLENNIUM BUILDING vs. BUTLER COUNTY COMMUNITY
TRICON INC vs. CARINGTON HEALTH SYSTEMS
AE DOOR SALES & SERVICE vs. EMKENN HOMES INC
OEDER & SONS GARAGE INC vs. HODAPP LIBERTY TOWNSHIP
PROFESSIONAL MOTOR SERVI vs. MILLERCOORS LLC
HERTZ EQUIPMENT RENTAL vs. NORTH POINTE LTP
BUILDER SERVICES GROUP vs. SEXTON FINE HOMES LLC

MECHANICS LIENS REL

NEW MILLENNIUM BUILDING vs. FIEDELDEY, B STEEL FABRICA
RIEMAN & ARSZMAN CUSTOM vs. HISTORIC DEVELOPERS LLC
OEDER & SONS GARAGE INC vs. HODAPP LIBERTY TOWNSHIP LLC

COX INTERIOR INC vs. SEXTON FINE HOMES LLC
SKUTCH CO LTD vs. SEXTON FINE HOMES LLC
CINCINNATI COMMERCIAL CONT vs. TEDIA CO INC

***** OH, GREENE COUNTY *****

STATE TAX LIENS

STATE OF OHIO vs. GARFIELD LOGISTICS INC 173
STATE OF OHIO vs. HAUSFELDS AT THE GREENE 354
STATE OF OHIO vs. JOHNSONS MOVERS 362
STATE OF OHIO vs. PLACE MANAGEMENT GROUP 168
STATE OF OHIO vs. QBASE LLC
STATE OF OHIO vs. TAGNETICS INC 8,583
STATE OF OHIO vs. TASC INC 1,118

STATE TAX LIEN REL

STATE OF OHIO vs. MARK E REYNOLDS DR 379
STATE OF OHIO vs. MARK E REYNOLDS DR 3,660

FED TAX LIEN

INTERNAL REVENUE SERVICE vs. C&R DELIVERY 26,764
INTERNAL REVENUE SERVICE vs. ELIFRITZ INC 238
INTERNAL REVENUE SERVICE vs. TG HOSPITALITY SE 218,674

FED TAX LIEN REL

INTERNAL REVENUE SERVICE vs. FAITH CHRISTIAN BO 3,835
INTERNAL REVENUE SERVICE vs. HANGUK MARKET LLC 6,936

MECHANICS LIENS

RESIDENTIAL SERVICES GR vs. GREENE TOWNE CENTER 19,402
RESIDENTIAL SERVICES vs. MIDA HOLDINGS INC 19,402
BRIANNA HOMES & CONSTRUCTION vs. PAYNE THEOLOGICA 4,238

MECHANICS LIENS REL

SUPERIOR MECHANICAL SERV vs. FAIRBORN COMMERCE CENT 926
LEO B SCHROEDER vs. GREENE TOWN CENTER 3,150

***** OH, WARREN COUNTY *****

STATE TAX LIENS

STATE OF OHIO vs. ABC PRECISION MASONRY & CONCRET 61,365
STATE OF OHIO vs. AEM #29130 INC 33,223
STATE OF OHIO vs. CARROLLS CARPETS INC 196
STATE OF OHIO vs. DOUGH BOYS LLC 223
STATE OF OHIO vs. EVERYONES ANGELS INC 135
STATE OF OHIO vs. QUEENS AUTO SERVICE INC 233
STATE OF OHIO vs. SLAVEN CONCRETE 824,447

STATE TAX LIEN REL

STATE OF OHIO vs. CHILDRENS ACADEMY OF MASON
STATE OF OHIO vs. TKT ENTERPRISES INC

***** OH, MIAMI COUNTY *****

STATE TAX LIENS

STATE OF OHIO vs. DOWN A COUNTRY LANE 3621
STATE OF OHIO vs. FOE MILTON AERIE 8,783
STATE OF OHIO vs. MEREDITH&ASSOC HEATING&COOLNG 45,271
STATE OF OHIO vs. S&K MOLD & TOOL INC 6,711
STATE OF OHIO vs. SG MASONRY 26,627
STATE OF OHIO vs. TRUPOINTE COOPERATIVE INC 10,621
STATE OF OHIO vs. VILLAGE OF LUDLOW FALLS 803

STATE TAX LIEN REL

STATE OF OHIO vs. RPG INDUSTRIES INC

FED TAX LIEN

INTERNAL REVENUE SERVICE vs. HENRYS AUTO PROCARE 3,141
 INTERNAL REVENUE SERV vs. LABRADOR CONSTRUCTION 75,315
 INTERNAL REVENUE SERVICE vs. LASER PRODUCTS 4,811
 INTERNAL REVENUE SERVICE vs. SHERWOOD THEATERS 14,464
 INTERNAL REVENUE SERVICE vs. T&E TAX SERVICES 1,422
 INTERNAL REVENUE SERVICE vs. T&E TAX SERVICES 14,576

FED TAX LIEN REL

INTERNAL REVENUE SERVICE vs. BORNHORST MOTOR SER 26,163
 INTERNAL REVENUE SERVICE vs. SCK MACHINE 15,582
 INTERNAL REVENUE SERVICE vs. UNIQWORKS LLC 7,586

***** OH, MONTGOMERY COUNTY *****

STATE TAX LIEN REL

STATE OF OHIO vs. APONYI, STEVE ENTERPRISES INC
 STATE OF OHIO vs. DAYTON WIRE PRODUCTS INC
 STATE OF OHIO vs. HELPING HANDS TINA LLC
 STATE OF OHIO vs. MERKER ORNAMENTAL IRON INC
 STATE OF OHIO vs. NATIONAL WATER SERVICES LLC
 STATE OF OHIO vs. OINKERS INC
 STATE OF OHIO vs. OINKERS INC
 STATE OF OHIO vs. PATTEN EXCAVATING LTD
 STATE OF OHIO vs. VANDALIA BLACKTOP & SEALCOATING INC

FED TAX LIEN

INTERNAL REVENUE SERVICE vs. AC PLUMBING INC 6,235
 INTERNAL REVENUE SER vs. AMERICAN SERVICE PRO 10,528
 INTERNAL REVENUE SER vs. ASAP ATTORNEY SERS 16,692
 INTERNAL REVENUE SERVICE vs. BEMCORE TOOL INC 55,389
 INTERNAL REVENUE SERVICE vs. BMF DEVICES INC 38,129
 INTERNAL REVENUE SERVICE vs. BURRIS TRUCKING 4,858
 INTERNAL REVENUE SERVICE vs. CAM MANUFACTURING 5,320
 INTERNAL REVENUE SERVICE vs. CENA LLC 4,111
 INTERNAL REVENUE SERVICE vs. CONCOR PLASTICS 15,068
 INTERNAL REVENUE SERV vs. DICKS CRANK & CAMSHAFT SER 81
 INTERNALREVENUESERvsDOUBLED&DMATERIALS&INSTALL12,362
 INTERNAL REVENUE SER vs. FROSTCO CONSTRUCTION CO 45,776
 INTERNAL REVENUE SER vs. FROSTCO CONSTRUCTION 240,521
 INTERNAL REVENUE SER vs. FROSTCO CONSTRUCTION 207,028
 INTERNAL REVENUE SER vs. GREENLEAF DEVELOPMENT131,896
 INTERNAL REVENUE SERVICE vs. HIN DAN INC 35,802
 INTERNAL REVENUE SERVICE vs. KIDS NEST INC 10,872
 INTERNAL REVENUE SERVICE vs. MIYAS HAIR DESIGN 32,826
 INTERNAL REVENUE SERVICE vs. MOMBOS INC 16,792
 INTERNAL REVENUE SERVICE vs. NANICS PORCHES 32,564
 INTERNALREVSErvs.NORASDESIGNRPHAIRSALON 4,407
 INTERNALREVSER vs. NORASDESIGNRPHAIRSALON& 59
 INTERNAL REVENUE SERVICE vs. PAVER PLANET INC 7,406
 INTERNAL REVENUE SERVICE vs. PITCO PRODUCTS 3,832
 INTERNAL REVENUE SERVICE vs. PITCO PRODUCTS 12,331
 INTERNAL REVENUE SERVICE vs. PITCO PRODUCTS 45,736
 INTERNAL REVENUE SERVICE vs. PRO AUTO WASHERS 14,744
 INTERNAL REVENUE SERVICE vs. SIZE INC 6,852
 INTERNAL REVENUE SER vs. STERLING ADMINISTRATORS 14,051
 INTERNAL REVENUE SER vs. SUPERETTE ENTERPRISES 795
 INTERNAL REVENUE SERVICE vs. TRADEMARK ELECTRIC 26,198
 INTERNAL REVENUE SERVICE vs. TRADEMARK ELECTRIC 382
 INTERNAL REVENUE SERVICE vs. TYCO CONCRETE CONSTRUC 794
 INTERNAL REVENUE SERVICE vs. WEST SIDE AUTO WRECKERS 429
 INTERNAL REVENUE SERVICE vs. WEST SIDE AUTO WRECKERS 721

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INTERNAL REVENUE SERVICE vs. ADOLESCENT OASIS 9,860
 INTERNAL REVENUE SERVICE vs. ADOLESCENT OASIS 318
 INTERNAL REVENUE SERVICE vs. AIRDAN INC 6,586
 INTERNAL REVENUE SERVICE vs. AIRDAN INC 2,483
 INTERNAL REVENUE SERVICE vs. AIRDAN INC 14,820
 INTERNAL REVENUE SERVICE vs. AIRDAN INC 11,561
 INTERNAL REVENUE SERVICE vs. ASET CORP 123,446
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 INTERNAL REVENUE SERVICE vs. DAYCO JAMES INC 28,553
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 INTERNAL REVENUE SERVICE vs. DAYTON LODGE LLC 22,726
 INTERNAL REVENUE SERVICE vs. DLSI INC 54,015

INTERNAL REVENUE SER vs. FLAMINGOS SPORTSWEAR 10,936
 INTERNAL REVENUE SERV vs. HANS SOLTAN CO LPA 36,084
 INTERNAL REVENUE SER vs. JOHN F FELLRATH DDS 8,909
 INTERNAL REVENUE SERVICE vs. JOHN F FELLRATH DDS 21,959
 INTERNAL REVENUE SERVICE vs. SUPERETTE ENTERPRISES795
 INTERNAL REVENUE SERVICE vs. TEAM INDUSTRIAL 13,383
 INTERNAL REVENUE SERVICE vs. WIW ENTERPRISES 3,190

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 REDDY ELECTRIC CO vs. BILBREY CONSTRUCTION
 THOMPSON EXCAVATING CORNSTAL vs. CRIMSON CREEK PARTNERS
 RELIABLE CONTRACTORS INC vs. CT CORP SYSTEMS
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 SUPERIOR MECHANICAL SERVICES vs. SAND LAKE PLAZA LLC
 RAUCH TRUCKING CO INC vs. SCHMUCKER EXCAVATING INC
 SRI INC vs. SCHMUCKER EXCAVATING INC
 VANDALIA BLACKTOP & SEALCOAT vs. SHARP ASSET MANAGEMENT
 KC SERVICES LLC vs. WAL MART STORES
 SUPERIOR MECHANICAL SERVICES vs. WRIGHT POINT LLC

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JULY 25:

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2011 Breakfast and Career Expo for High School Educators



In April, local High School Counselors and Instructors were invited to a Breakfast and Career Expo sponsored by the Miami Valley Building Trades Apprenticeship Group. The focus of the event was to make the educators aware of career opportunities available in the Construction Industry. In addition to the information, the participants receive of the Apprenticeship Programs affiliated with the Dayton Building Trades, they also earn continuing education units.

The Breakfast & Career Expo presented speakers who shared information on apprenticeship programs in the Miami Valley. Steve Lipster, the Ohio State Apprenticeship Council Chair and Training Director of the Electrical Trades Center in Columbus provided an overview of apprenticeship programs in the State of Ohio. Justin “Doc” Hayes of the Roofers’ JATC spoke of his apprentice experience and his desire to succeed in the Construction Industry; and Buck Ross, President of Chapel Electric, shared his career path from his apprenticeship days to his current executive position. The speaker session wrapped up with Patricia Pietraroia of Cuyahoga Community College who spoke on the relationships between the apprenticeship programs and local community colleges. Overall, the speakers shared information on apprenticeship programs, which are often referred to as the other “four year degree,” offering in classroom and on the job training leading to careers in the Construction Industry.



The Counselors and Instructors were also invited to tour apprenticeship training centers housed in the IBEW building where the event was held. They were able to visit the Electricians’ and Sheet Metal Workers’ Programs’ classrooms and see the equipment used in training apprentices.

The Breakfast and Career Expo also provided the educators a chance to communicate with the Apprentice Program Coordinators as various trades set-up booths to exchange information and materials. Also, the Coordinators participated in a Q&A session giving the audience a chance to ask questions of the training directors. During this time, Apprentice Programs’ requirements, application processes, salary and wage levels, and career opportunities were discussed.

A highlight of the morning was the drawing for two \$500 scholarships for seniors who plan to pursue a future in the Construction Industry. The Dayton Ponitz Center and Fairborn High School were the winners of the 2011 scholarship drawings sponsored by the Miami Valley Building Trades Apprenticeship Group and the West Central Ohio Laborers Joint Apprenticeship Fund.



The success of the 2011 Breakfast and Career Expo was possible due to the efforts and sponsorships provided by the Miami Valley Building Trades Apprenticeship Group, the Ironworking Contractors Allied Partnership, the Masons Contractors Association of Dayton, the Mechanical Contractors Association of Greater Dayton, the Sheet Metal & Roofing Contractors Association of the Miami Valley, the Ohio Laborers’ District Council, Chapel Electric, and the Associated General Contractors West Central Ohio Division. With their support, local High School Counselors and Instructors were informed of viable career opportunities available in the Construction Industry in the Miami Valley.

COOKOUT FOR SCOUTING AT RiverScape

The Miami Valley Council, Boy Scouts of America recently held the 12th annual Cookout for Scouting at RiverScape on Friday, June 10th in downtown Dayton. Boy Scouts from around the Miami Valley served up lunch to hundreds of downtown workers. Along with lunch, the Miami Valley Council showed off the great things that Scouts are doing throughout the year to develop strong leadership skills and values.



The event benefits the Campership Fund of the Miami Valley Council which allows Boy Scouts to attend camp this summer, regardless of their ability to pay. The Cookout this year proved to be yet another successful fundraiser and the Council will be able to send an additional 220 boys to camp. The goal of these camps is to “instill values in young people to prepare them to make ethical choices over their lifetime and achieving their full potential.”



The primary sponsor for the cookout is the Labor Management Cooperation Committee (LMCC) of the Western Ohio Chapter of the National Electrical Contractors Association (NECA) and the International Brotherhood of Electrical Workers (IBEW) Local 82. Both NECA contractors and members of IBEW Local 82 work together as a team to increase market share, oversee continuing education for Journeymen and women, and support community projects.

A special thanks to Orbit Outdoor Network HD, LLC who contributed a free week of advertising on their new digital billboard on I-75; and to Clear Channel for promoting the event on the air. And the event could not run smoothly without the assistance of Five Rivers Metro Parks.



In addition, Chapel Electric, ESI Electrical Contractors and Studebaker Electric brought in bucket trucks for the event. Dozens of IBEW Local 82 workers were on hand to setup, cook, and work the event side by side with the Boy Scouts. A thanks to all who pitched in to make this a great event!



Article by Cindy Tucker, Tucker & Tucker Communications



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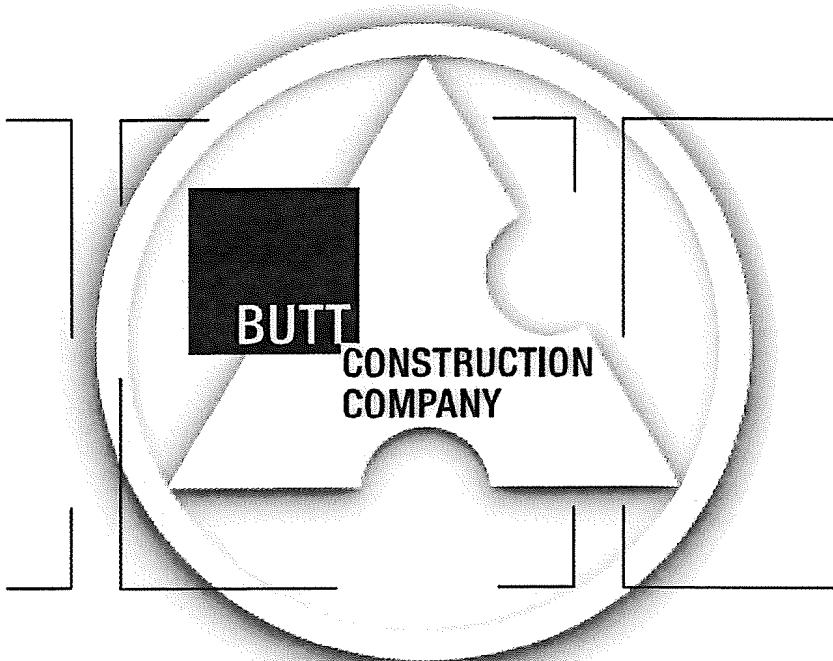
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Scott Hollinger, Graduate
Greg Schuerman, MCAD President



Pictured Above Left to Right:
Matt Lightle, Apprentice Coordinator
Phil Seiley, Graduate
Greg Schuerman, MCAD President



Pictured Left:
Matt Lightle, Apprentice Coordinator
Ben Sink, Graduate
Greg Schuerman, MCAD President



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Also available as a Webinar

Cost: \$25 per attendee

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Richard Carr
Donald Rineer
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Valerie Dahlberg
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Mechanical Contractors
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The way Ohio and its local public authorities procure construction services is undergoing change through budget legislation being passed this month – **the biggest changes for over 125 years.** If you are involved in public sector construction, you need to learn about:

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- Prevailing wage complaint and litigation procedures tightened
- The future of construction reform in Ohio
- And More!

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**Register today in order to
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**Payment must be received at
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I will attend the presentation at The Mandalay on Thursday, July 21 – 8:30 to 9:45 a.m. (Registration/breakfast at 8 a.m.)

I will attend participate via webinar. Please send me the link to the online presentation and the phone number to connect to the audio portion of the program

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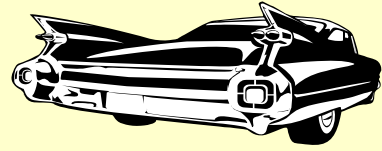


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Support your neighbors and the community as we kick off our United Way of Greater Dayton Food Drive. Bring a car, motorcycle or any unique vehicle and enjoy an evening of great food and friends while supporting a very important cause and helping out those less fortunate in the Miami Valley.

Admission is only \$15 per person and includes food, drinks, entertainment and a 50/50 Raffle.

Everyone is invited! **Registration is required.**

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IRONWORKERS' LOCAL NO. 290 COMPETITION



On Saturday May 7, 2011, Ironworkers Local Union 290 Apprenticeship Program had their annual graduating competition. Each ironworking apprentice that will be graduating competes in many different skill competitions. They are welding, burning, and window sash work, rigging,

using survey instruments, trying knots, tying reinforcing bars for concrete, and the column climb. All of the skills competitions are skills that the Journeyman Ironworker uses in the field on a daily basis.

The competition was very close this year with 3rd place going to Edwin Hudgel, 2nd place going to Aaron Hudgel, and 1st place going to Kyle Beal. The top 3 finishers will go on to the District level and compete against the top 30 apprentices in the District. The top 2 from the District will go on to compete in the International Competition, where they will compete against the

top 40 to 50 apprentices across the United States and Canada. To compete in the District and the International Competition, is a great honor. Congratulations to all of the graduates and competitors for a job **WELL DONE.**



BX Member Sponsors the K12 Gallery / TEJAS Celebration of Soul and Might!



On June 8th Dayton witnessed the unveiling of six master replica paintings each one bigger than a billboard. These paintings were created by the soul and might of 30 teens from Montgomery County Juvenile Courts. Might is a powerful tool when channeled in the right direction and fostered by the right team of artists. Scott Gibbs & Brittini Brill have been channeling soul and lots of might into a team of teens who have given back in a big display of public art. **Helping Adolescents Achieve Long-term Objectives Program (HAALO)** is a partnership between K12 Gallery / TEJAS (Teen Educational and Joint Adult Studio), Montgomery County Juvenile

Courts, The Dayton Foundations and the Ohio Arts Council. The yearlong program was created by **K12 Gallery for Young People** and the courts program staff to help students learn skills they will need to function well in society.



BX Member **Vaughn Interiors** was gracious enough to open their doors on East Third Street for this event's reception. Their contribution helped make for a notable event that has transformed part of Dayton.



The six famous paintings that now grace our Downtown are:
 "Philosopher Meditating" – *Harmenszoon van Rijn Rembrandt*
 "Carnation Lily, Lily Rose" – *John Singer Sargent*
 "The Green Dancers" – *Edgar Degas*
 "The Kiss" – *Gustav Klimpt*
 "Hector and Andromache" - *Giorgio de Chirico*
 "At the Opera" – *Mary Cassatt*



Take some time to stop out and see the transformation of Block 201 on Webster Street. We also encourage you to find out more about what K12 Gallery is doing for our community at www.k12gallery.org



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Links to industry specific safety training webinars and on-line training. These classes are BWC approved for group rated employers requiring two hours of safety training because they have had a claim in the past two years.

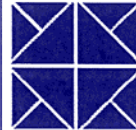
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Do You Know What Hazards Your Employees Face On the Job?

Conduct a Job Safety Analysis to Find Out



An effective way to identify employees' exposures to job-related injuries is by conducting a job safety analysis (JSA) for common tasks performed in your business' operations. Developing JSAs involves a three-step process beginning with breaking down a common task or process into its component steps. With these specific steps identified, you then determine the hazards associated with each step and identify ways to perform the task more safely.

Good opportunities to conduct JSAs include when you create new jobs or add job functions to existing employees. Other scenarios that would pose a high priority for JSAs include: tasks that carry a potential for severe injuries if an accident occurred; job functions in which there is a history of disabling injuries (either within your business or in your industry); and tasks that create a high frequency of accidents. JSAs should be reviewed at least annually, but perhaps more frequently if changes to tasks, equipment or processes have been implemented. When developing a JSA, it is important to focus on a specific job task, not an individual employee. For example, an auto repair shop would create a JSA for "changing a tire", not for the position of "auto mechanic".

Look for potential hazards produced by the work itself and the environment. Ask yourself "What could trigger the hazard?" or "What outcome would occur if an accident happened?" Examples of hazards include: contact with machine parts or toxic chemicals; inhalation of airborne chemicals; extreme heat or cold; slips, trips and falls; physical strains due to lifting or pulling; and excessive vibrations or noise.

When developing solutions to mitigate a job hazard, consider whether or not there is a new way to perform the task. Can the physical conditions that create the hazard be changed? Can the work procedure or process be changed? Can the frequency of that task be reduced?

OSHA's "Hierarchy of Controls" should be followed when creating solutions. The first priority would be to engineer the hazard out of the work process. For example, can a less harmful material be used? Can you add guarding to a machine? If that is not possible, the second option would be to use administrative controls such as job rotation, new work rules, or training to reduce employees' exposure to the hazard. Only as a last resort should safety equipment or personal protective equipment such as gloves, hats or safety glasses be used.

If done right, JSAs are an effective way to help identify hazards *before* a workplace injury occurs. The end result is that employees are safer and employers incur fewer workplace injuries and enjoy the added benefit of lower workers' compensation costs.

For more information on job safety analyses, please call Shawn Combs, Group Safety Account Executive at (877) 360-3608, ext. 2364.



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BX DAYTON AND THE SUBCONTRACTORS ASSOCIATION OF WESTERN OHIO

2011 GOLF TOURNAMENT

DAYTON COUNTRY CLUB

555 Kramer Road Dayton, OH 45419-3399

Monday, July 25th

11:00 AM SHOTGUN START - SHAMBLE Playing Format



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11:00 AM SHOTGUN START - SHAMBLE Playing Format**

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LEGALLY SPEAKING

by Bob Dunlevey

In the recent Ohio Supreme Court decision of *Sutton v. Tomco Machining, Inc.*, the Court ruled that an employer's termination of an employee shortly after a work related injury, but even **before** he filed a workers' compensation claim, can be **retaliation in violation of public policy**. The effect of the decision is to cloak Ohio's at-will employees with an additional cause of action against employers for "workers' comp retaliation," even before the employee has expressed an intent to file a claim or has actually done so. Prior to this decision, Ohio law merely prohibited an employer from retaliating against an employee **after** he or she filed, instituted, or pursued a workers' compensation claim. To now have a wrongful termination claim, an employee merely needs to show a nexus between the adverse employment action (i.e., termination) and the potential workers' compensation claim. Therefore, employers should take additional precautions to ensure that they have an "overriding business justification" for terminating an injured employee shortly after an incident. Of course, it is not unusual for an employer to take disciplinary action against an employee who has been injured as a result of his or her own negligence or misconduct. This decision encroaches upon that right to discipline and also upon the general law of Ohio that employees serve at the will of the employer thereby permitting termination without cause.

Employee DeWayne Sutton allegedly injured his back early on a Monday morning in April of 2008 while disassembling a saw at Tomco Machining, Inc. located in Dayton. Within one hour of being told of the injury, Tomco's President Jim Tomasiak fired Sutton, who had been an employee for 2 ½ years. Tomasiak did not give Sutton a reason for the firing but did state that the firing was **not** because of Sutton's work ethic, job performance or because Sutton had broken any work rule or company policy. On July 1, 2008, Sutton sent a letter to Tomco informing it of his intention to file a claim under Ohio's workers' compensation retaliation statute – O.R.C. 4123.90. Sutton accused Tomco of terminating him to avoid having him considered an employee when he filed for workers' compensation benefits thereby foreclosing the claim and avoiding higher workers' compensation premiums. Customarily, back injury claims are very costly to employers and are investigated and monitored closely. In addition, injuries complained of at the start of a shift on Mondays are scrutinized carefully by many employers to make sure the injury is not attributable to personal weekend activities.

The Supreme Court ruled that while the retaliation statute was inapplicable due to Sutton not filing a claim before he was fired, a new public policy tort claim should be created to cover the "gap" in the statutory workers' compensation law. As a result, the case has been sent back to the lower court to have a trial on the issues of fact, including the motivation of the employer in terminating Sutton.

Based upon several cases over the last two decades, the right of employers to terminate employment at-will for any cause no longer includes the discharge of an employee where the discharge is in violation of a "public policy." Unfortunately, an employer does not know that it has violated such a policy until the courts find one to exist --- long after the termination decision has been made. The broadening of employee claims by the Supreme Court arguably undermines the authority of the legislative branch to prescribe what is in

violation of the law and upsets the intricate statutory scheme designed to address workplace injuries. The dissenting Justices argued that the existing retaliation statute which requires the workers' compensation claim to be filed or pursued before retaliation protections arise should be honored because the lawmakers could have written a broader law to fit Sutton's pre-claim circumstance if it had chosen to do so.

-- RAMIFICATIONS OF THE CASE --

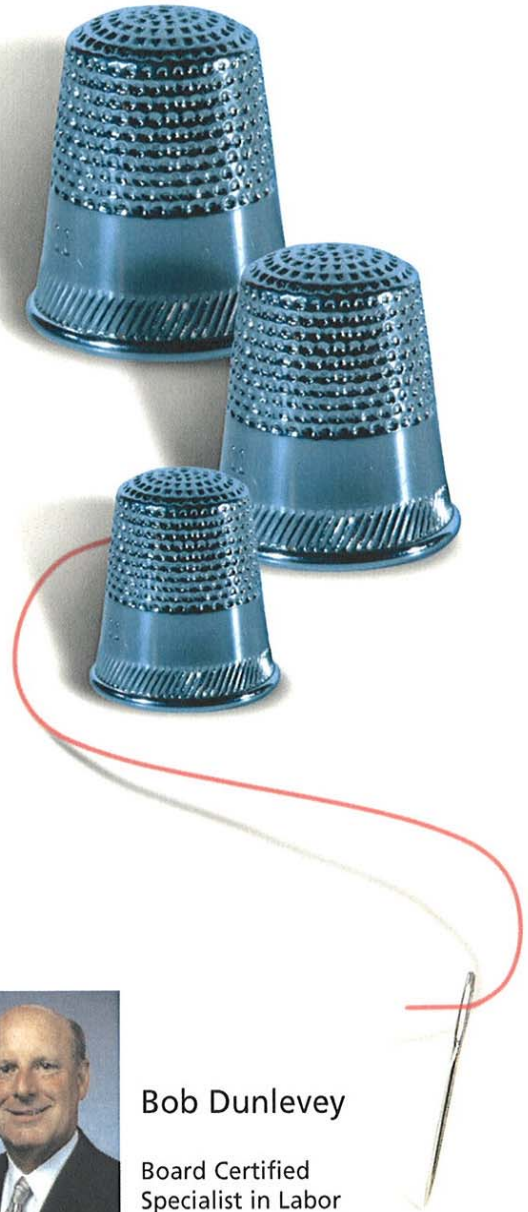
Every employer should carefully consider whether to terminate or discipline an employee for circumstances surrounding a workplace injury. Also, consider whether the employee has claimed an injury or sought accommodation under the Americans With Disabilities Act in an effort to strategically block the employer from taking justifiable disciplinary action against him or her for some other reason. Always document and date performance issues in a timely manner to avoid an inference of retaliation after the employee claims the injury. No law prohibits an employer from terminating or disciplining an employee who disregards safe working practices and engages in misconduct. But, work and safety rules should be carefully crafted to justify such disciplinary action and those rules should be uniformly applied. Employers should not be discouraged from enforcing their safety discipline programs – especially if an employer wishes to raise in an OSHA case the affirmative defense of unpreventable employee misconduct. Most importantly, any discussion at the time of termination must be well considered before the words are uttered. Remember, you need not give any reasons for termination. But, if you do, make sure they are reasons that can be supported. Review your safety and work rules today. Closely monitor all of your workers' compensation claims and consult experienced counsel on these delicate issues.

For further information, contact Bob Dunlevey at Dunlevey, Mahan & Furry (937) 223-6003. Bob is a Board Certified Specialist in Labor and Employment Law.

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TEMPORARY AUTHORIZATION TO REVIEW INFORMATION

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Fax 1-888-837-3288
www.careworksconsultants.com
info@ccitpa.com

FROM:	Policy Number
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	DBA
	Address

This is to certify that **CareWorks Consultants Inc. (ID NO. 150-80) and the Buckeye WC Alliance/Dayton Builders Exchange (11000, 2011/2012, Code 11/26)** including its agents or representatives identified to you by them has been retained to review and perform studies on certain workers' compensation matters on our behalf.

This limited letter of authority provides access to the following types of information relating to our account:

- (1) Risk files
- (2) Claim files
- (3) Merit-rated or non-merit rated experiences
- (4) Other associated data

This authorization does NOT include the authority to:

- (1) Review protest letters
- (2) File protest letters
- (3) File form Application for Handicap Reimbursement (CHP-4);
- (4) Notice of Appeal (I-12) or
Application for Permanent Partial Reconsideration (IC-88);
- (5) File self-insurance applications
- (6) Represent the employer at hearings
- (7) Pursue other similar actions on behalf of the employer

I understand that this authorization is limited and temporary in nature and will expire on February 28, 2012 or automatically nine months from the date received by the Employer Services or Self-Insured Department, whichever is appropriate. In either case, length of authorization will not exceed nine months.

Print Name	Title	Signature	Date
Telephone Number	Fax Number	Email Address	



Plumbers & Pipefitters Class of 2011



The Plumbers & Pipefitters LU 162 Apprenticeship held their Annual Graduation Banquet in May. The Class of 2011 consisted of Building Trades Apprentices, Mechanical Equipment Service Apprentices, and Service to Service Journeymen, totaling 27 graduates.



Building Trades Graduates: Brett Beckett, Chad Begoon, Mike Bergman, Timothy Carmack, Robert Fisher, Ryan Gibson, Gary Hand, Bradley Hundley, Peter Lane, David Lowe, Alex Martin, Christopher McNabb, Scott O'Hearn, James Sipe, Jonathan Stumpf, Brandon Thompson, and Jordan Wright.

MES Graduates were Jason Bawidamann, Wayne Couch, Brandon Crane, and Bobby Dyer.
Upgraded to Service Journeymen were Billy Gilbert, William Krein III, Shaun Lesh, Jeffrey Miller, Christopher Sumner and Benjamin Wallace.



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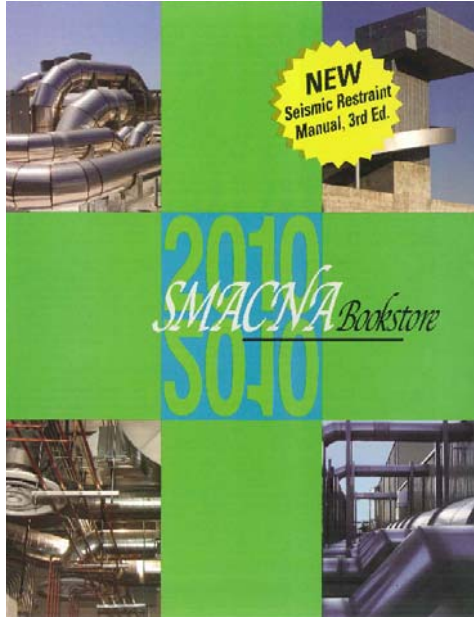
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Apprenticeship Competition 2011



This year's Roofer's Apprenticeship competition was held in Cincinnati, Ohio. Local 42 played host to 5 different Unions from 2 different states. The Unions who competed in this year's competition was Local 42 Cincinnati, Ohio, Local 71 Youngstown, Ohio, Local 74 Buffalo, New York, Local 210 Erie, Pennsylvania, and Local 75, Dayton, Ohio. Charles Lunsford and David Eubanks represented the 3rd

year apprentice for Local 75. Charles was looking to be the first apprentice ever in the 17 years the competition has been around to finish 1st in all three years. David has also had success in the competitions finishing 3rd his first year and 2nd his second year.

The third year competition consisted of completing an EPDM inside/outside corner, an EPDM lap, heat welding a lap, rolling felt in hot tar, and shingling a roof. Both David and Charles showed why they are among the



Above Left: Charles Lunsford



Above Left: David Eubanks

best apprentices in the state. They scored top scores in all of the events and were favorites to take home top apprentice of the competition. Once the competition was over and the scores were tallied, the only question among the competitors was which Local 75 roofer will take home the honor of "Best Apprentice?" The scores were close and taking home the honor was Charles Lunsford. This is the first time in competition history that anyone has won 1st place in all three apprenticeship years. Not to be disappointed, David Eubanks won 2nd place of the competition. Both apprentices had done very well for themselves and for Local 75. Local 75 are proud to have David and Charles a

part of its brotherhood. Congratulations David Eubanks and Charles Lunsford!



Article by Justin Hayes,
LU 75 Apprentice Instructor



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