

**CITY OF CHICAGO  
ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT**

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code") or, if applicable, under § 8.5 of the Illinois Municipal Purchasing Act 65 ILCS 5/8-10-8.5 (the "Purchasing Act"), the following information is required to be disclosed before any City agency, department or City Council action. Please fully complete each statement, with all information current as of the date this Economic Disclosure Statement and Affidavit ("EDS") is signed. Every question must be answered. If a question is not applicable, answer with "N.A." **An incomplete EDS will be returned and any City action will be interrupted.**

Please **print or type** all responses clearly and legibly. Add additional pages if needed, being careful to identify the portion of the EDS to which each additional page refers.

**WHO MUST SUBMIT AN EDS:**

- Applicants:** Any individual or entity (the "Applicant") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS. **For example, vendors seeking City contracts and individuals or entities applying for concessions, loans or grants are "Applicants."**
- Entities holding an interest in the Applicant:** Generally, whenever an ownership interest in the Applicant (such as shares of stock of the Applicant or a limited partnership interest in the Applicant, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf, and any parent of that legal entity must do so, except as provided below, until individual owners are disclosed. Please see Chapter 2-154 of the Municipal Code for further details regarding the nature and extent of disclosure required. Under the Municipal Code, if the Applicant is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10% or more of the Applicant's stock must file EDSs on their own behalf. However, under the Purchasing Act, legal entities holding 7.5% or more of a vendor Applicant must file EDSs.

**ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS:** By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

**CERTIFYING THIS EDS:** Execute the certification on the date of the initial submission of this EDS. **You may be asked to re-certify this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction.**

**PUBLIC DISCLOSURE:** It is the City's policy to make this document available to the public on its Internet site and/or upon request.

**GENERAL INFORMATION**

Date this EDS completed: \_\_\_\_\_

A. **Who is submitting this EDS?** That party will be the "Undersigned" throughout this EDS.  
 Check here if you are filing as "Applicant." Exact legal name: Eport 600, L.L.C.  
 Check here if you are filing as an "entity holding an interest in an Applicant." Exact legal name: \_\_\_\_\_  
 \_\_\_\_\_ (Also, please identify Applicant in which this entity holds an interest: \_\_\_\_\_)

B. Business address: c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26<sup>th</sup> Floor, New York, New York 10167

C. Telephone: (212) 692-2000 Fax: (212) 867-5436 Email: \_\_\_\_\_

D. Name of contact person: Andrew Jacobs

E. If a procurement, Specification # \_\_\_\_\_ and Contract # \_\_\_\_\_

F. If not a procurement:

- City Agency requesting EDS Department of Planning and Development;
- City action requested (e.g. loan, grant, sale of property): TIF Assistance;
- If property involved, list property location: Area included within PD 447, including, but not limited to, 600 West Chicago

G. Brief description of project, (include project number and location if applicable): rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including, a riverwalk along the north branch of the Chicago River, and various public parks

8000.390

12-31

**SECTION ONE: DISCLOSURE OF OWNERSHIP INTERESTS**

**A. NATURE OF ENTITY**

1. Indicate whether the Undersigned is an individual or legal entity:

- Individual  Limited Liability Company
- Business corporation  Joint venture
- Sole proprietorship  Not-for-profit corporation  
[Is the not-for-profit corporation also a 501(c)(3)?  Yes  No.]
- General Partnership  Other entity (please specify)
- Limited partnership \_\_\_\_\_

2. State of incorporation or organization, if applicable: Delaware

3. For legal entities not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?  Yes  No  N/A

**B. ORGANIZATION INFORMATION**

1. IF THE UNDERSIGNED IS A CORPORATION:

a. List below the names and titles of all executive officers and all directors of the corporation. For not-for-profit corporations, also list below any executive director of the corporation, and indicate all members, if any, who are legal entities. If there are no members, write "no members."

Name	Title
N.A.	
_____	_____
_____	_____
_____	_____

b. For corporations whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10% (or 7.5%, as applicable) of the corporation's outstanding shares. Note: it may be necessary for some shareholders to complete an EDS as an "Entity holding an interest in the Applicant."

Name	Business Address	Percentage Interest
N.A.		
_____	_____	_____
_____	_____	_____
_____	_____	_____

c. For corporations that are not registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder. Note: it may be necessary for some shareholders to complete an EDS as an "Entity holding an interest in the Applicant."

Name	Business Address	Percentage Interest
N.A.		
_____	_____	_____
_____	_____	_____
_____	_____	_____

2. IF THE UNDERSIGNED IS A PARTNERSHIP:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner. *Note: it may be necessary for some partners to complete an EDS as an "Entity holding an interest in the Applicant."*

Name	Business Address	Percentage Interest
N.A.		

3. IF THE UNDERSIGNED IS A LIMITED LIABILITY COMPANY:

a. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers," and indicate how managed. *Note: it may be necessary for some members to complete an EDS as an "Entity holding an interest in the Applicant."*

Name	Business Address	Percentage Interest
See Insert 1.B.3.a.		

b. List below the names and titles of all officers, if any. If there are no officers, write "no officers."

Name	Title
no officers	

4. IF THE UNDERSIGNED IS A LAND TRUST, BUSINESS TRUST OR ESTATE:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust.

Name	Business Address
N.A.	

b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held. *Note: it may be necessary for some beneficiaries to complete an EDS as an "Entity holding an interest in the Applicant."*

Name	Business Address	Percentage Interest
N.A.		





**SECTION THREE: DISCLOSURE OF RETAINED PARTIES**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENTS**

1. Pursuant to Executive Order 97-1, every City contract, lease, and all matters requiring City approval must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors, and any other person whom the Applicant has retained or expects to retain in connection with the matter in connection with which this EDS is submitted. In particular, the Applicant must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Applicant is not required to disclose employees who are paid solely through the Applicant's regular payroll.

"Lobbyist" means any person (i) who, for compensation or on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.

2. If the Applicant is uncertain whether a disclosure is required under this Section, the Applicant must either ask the City whether disclosure is required or make the disclosure.

**B. CERTIFICATION**

Each and every attorney, lobbyist, accountant, consultant, subcontractor, or other person retained or anticipated to be retained directly by the Applicant with respect to or in connection with the project or transaction that is the subject of this EDS is listed below [begin list here, add sheets as necessary]:

Name	Business Address	Relationship to Applicant ((attorney, lobbyist, etc.; retained or anticipated to be retained)	Fees (indicate whether paid or estimated)
Piper Rudnick LLP	Suite 1800 203 North LaSalle Street Chicago, Illinois 60601	attorney	\$85,000 (estimated)
Centrum Properties, Inc.	225 West Hubbard Chicago, Illinois 60610	consultant	\$90,000 (estimated)
Duval & Stachenfeld, L.L.P.	300 East 42 <sup>nd</sup> Street New York, New York 10017	attorney	\$20,000 (estimated)
Trkla Pettigraw	222 S. Riverside Plaza Ste. 1616 Chicago, Illinois 60606	consultant	\$80,000 (estimated)

[ ] CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED DIRECTLY BY THE APPLICANT OR ARE ANTICIPATED TO BE RETAINED DIRECTLY BY THE APPLICANT.

**SECTION FOUR: CERTIFICATIONS BY APPLICANT**

**I. CERTIFICATION OF COMPLIANCE**

For purposes of the certifications in A, B, and C below, the term "affiliate" means any entity that, directly or indirectly: controls the Applicant, is controlled by the Applicant, or is, with the Applicant, under common control of another individual or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with the federal government or a state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity.

A. The Applicant is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Applicant or its affiliates delinquent in paying any fine, fee, tax or other charge owed to the City. This includes all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes. If there are any such delinquencies, note them below:

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If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

B. The Applicant and its affiliates have not, in the past five years, been found in violation of any City, state or federal environmental law or regulation. If there have been any such violations, note them below:

N.A.

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If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

C. The Applicant and its affiliates will not use, nor permit their subcontractors to use, any facility on the U.S. EPA's List of Violating Facilities in connection with the project or transaction for the duration of time that such facility remains on the list.

D. The Applicant will obtain from any contractors/subcontractors hired or to be hired in connection with the City contract, work, business, or transaction that is the subject of this EDS certifications equal in form and substance to those in Section Four, 1,A-C above and will not, without the prior written consent of the City, use any such subcontractor that does not provide the certification or that the Applicant has reason to believe has not provided or cannot provide truthful certifications.

If the Applicant is unable to so certify, provide an explanation:

N.A.

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If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

## **II. CHILD SUPPORT OBLIGATIONS- CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who, directly or indirectly, owns or holds a 10% or more interest in the Applicant. *Note: This may include individuals disclosed in Part One (Disclosure of Ownership Interests), and individuals disclosed in an EDS filed by an "Entity holding an interest in the Applicant."*

If the Applicant's response below is #1 or #2, then all of the Applicant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Applicant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default. Moreover, failure of the Applicant to comply with the provisions of § 2-92-415(e) of the Municipal Code also constitutes an event of default.

### **Check one:**

1. No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2. The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial Owners, however, have entered into court-approved agreements for the payment of all such child support owed, **and** all such Substantial Owners are in compliance with such agreements.
3. The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations **and** (a) at least one such Substantial Owner has not entered into a court-approved agreement for the payment of all such child support owed; **or** (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; **or** both (a) and (b).
4. There are no Substantial Owners.

### III. FURTHER CERTIFICATIONS

- A. The Applicant and, if the Applicant is a legal entity, its principals (officers, directors, partners, members, managers, executive director):
1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
  2. have not within a five-year period preceding the date hereof been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
  3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (b) above;
  4. have not within a five-year period preceding the date of this EDS had one or more public transactions (federal, state or local) terminated for cause or default; and
  5. have not, within a five-year period preceding the date hereof, been convicted, adjudged guilty, or found liable in a civil proceeding, in any criminal or civil action instituted by the City or by the federal government, any state, or any other unit of local government.
- B. The certifications in this subpart B concern:
- the Applicant;
  - any party participating in the performance of the project or transaction that is the subject of this EDS ("an **Applicable Party**");
  - any "**Affiliated Entity**" (meaning an entity that, directly or indirectly: controls the Applicant, is controlled by the Applicant or is, with the Applicant, under common control of another individual or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to *Applicable Parties*, the term *Affiliated Entity* means an entity that directly or indirectly controls the *Applicable Party*, is controlled by it, or, with the *Applicable Party*, is under common control of another individual or entity;
  - any responsible official of the Applicant, any *Applicable Party* or any *Affiliated Entity*;
  - any other official, agent or employee of the Applicant, any *Applicable Party* or any *Affiliated Entity*, acting pursuant to the direction or authorization of a responsible official of the Applicant, any *Applicable Party* or any *Affiliated Entity*.
- Neither the Applicant, nor any *Applicable Party*, nor any *Affiliated Entity* of either the Applicant or any *Applicable Party* have, during the five years before the date this EDS is signed, or, with respect to an *Applicable Party*, an *Affiliated Entity*, or an *Affiliated Entity* of an *Applicable Party* during the five years before the date of such *Applicable Party's* or *Affiliated Entity's* contract or engagement in connection with the project or transaction that is the subject of this EDS:
1. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
  2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
  3. made an admission of such conduct described in (1) or (2) above that is a matter of record, but have not been prosecuted for such conduct; or
  4. violated the provisions of § 2-92-610 of the Municipal Code (**Living Wage Ordinance**).
- C. The Applicant understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (Office of the Inspector General):

D. Neither the Applicant nor any employee, official, agent or partner of the Applicant is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-digging or bid-rotating.

E. If the Applicant is unable to certify to any of the above statements in this Part III, the Applicant must explain below:

N.A.

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

#### **IV. CERTIFICATION ON STATUS AS FINANCIAL INSTITUTION**

For purposes of this Part IV, under § 2-32-455(b) of the Municipal Code, the term "Financial Institution" means a bank, savings and loan association, thrift, credit union, mortgage banker, mortgage broker, a trust company, a savings bank, an investment bank, a securities broker, a municipal securities broker, a securities dealer, a municipal securities dealer, a securities underwriter, a municipal securities underwriter, an investment trust, a venture capital company, a bank holding company, a financial services holding company, or any licensee under the Consumer Installment Loan Act, the Sales Finance Agency Act, or the Residential Mortgage Licensing Act. However, "financial institution" specifically shall not include any entity whose predominant business is the providing of tax deferred, defined contribution, pension plans to public employees in accordance with Section 403(b) and 457 of the Internal Revenue Code. [Additional definitions may be found in Section 2-32-455(b) of the Municipal Code.]

#### **A. CERTIFICATION**

The Applicant certifies that the Applicant [check one]

       is  
 X  is not

a "financial institution" as defined in Section 2-32-455 (b) of the Municipal Code.

#### **B. If the Applicant IS a financial institution, then the applicant pledges:**

"We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal Code of Chicago. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City."

If the Applicant is unable to make this pledge because it or its affiliates (as defined in § 2-32-455(b) of the Municipal Code) are predatory lenders within the meaning of Chapter 2-32, explain here (attach additional pages if necessary):

\_\_\_\_\_  
\_\_\_\_\_  
If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

#### **V. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS**

Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same meanings when used in this PART V.

1. In accordance with § 2-156-110 of the Municipal Code:

Does any official or employee of the City of Chicago have a financial interest in his or her own name or in the name of any other person in the contract, work, business, or transaction that is the subject of this EDS?

       Yes.  
 X  No.

2. Unless sold pursuant to a process of competitive bidding, no City elected official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this PART V.

Does the contract, work, business, or transaction in connection with which this EDS is submitted involve a City Property Sale?

Yes.

No.

If you answered "yes" to question one above, identify the City officials or employees having such interest and the nature of such interest:

Name

Business Address

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3. The Applicant further certifies that no prohibited financial interest in the contract, work, business or transaction that is the subject of this EDS will be acquired by any City official or employee.

**VI. CERTIFICATION REGARDING SLAVERY ERA BUSINESS**

Section 2-92-585 of the Municipal Code requires that any entity entering into a contract with the City must complete an affidavit verifying that the entity has searched any and all records of the entity and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies from the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves) and must disclose in the affidavit such records to the City. In addition, § 2-92-585 requires that the entity disclose in the affidavit the names of any slaves or slaveholders described in those records. Failure to comply with § 2-92-585 makes the contract voidable on behalf of the City.

**Please check either (1) or (2) below. If the Applicant checks (2), the Applicant must disclose below or in an attachment to this EDS all requisite information as set forth in that paragraph (2).**

1. The Applicant verifies that (a) the Applicant has searched any and all records of the Applicant and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies, and (b) the Applicant has found no records of investments or profits from slavery, the slave industry, or slaveholder insurance policies and no records of names of any slaves or slaveholders.

2. The Applicant verifies that, as a result of conducting the search in step (1)(a) above, the Applicant has found records relating to investments or profits from slavery, the slave industry, or slaveholder insurance policies and/or the names of any slaves or slaveholders. The Applicant verifies that the following constitutes full disclosure of all such records:

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**SECTION FIVE: CERTIFICATIONS FOR FEDERALLY-FUNDED MATTERS**

**CHECK HERE [ ] AND SKIP THE CERTIFICATIONS IN SECTION FIVE, PARTS (I), (II), AND (III) IF THE CONTRACT, WORK, BUSINESS OR TRANSACTION IN CONNECTION WITH WHICH THIS EDS IS SUBMITTED IS NOT FEDERALLY FUNDED.**

**I. CERTIFICATION REGARDING LOBBYING**

A. List below the names of all persons registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Applicant with respect to the contract, work, business, or transaction that is or are the subject of this EDS: [Begin list here, add sheets as necessary]:

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***[If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Applicant means that NO persons registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Applicant with respect to the contract, work, business, or transaction in connection with which this EDS is submitted.]***

B. The Applicant has not spent and will not expend any federal appropriated funds to pay any person listed in Paragraph (A) above for his or her lobbying activities or to pay any person to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress, in connection with the award of any federally-funded contract, making any federally-funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify federally-funded contract, grant, loan, or cooperative agreement.

C. The Applicant will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in Paragraphs (I.A.) and (I.B.) above.

***[If any funds other than federal appropriated funds have been or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the federal contract, grant, loan, or cooperative agreement to which this EDS relates, the Applicant must complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions. The form may be obtained online from the federal Office of Management and Budget (OMB) web site at <http://www.whitehouse.gov/omb/grants/sfillin.pdf>, linked on the page [http://www.whitehouse.gov/omb/grants/grants\\_forms.html](http://www.whitehouse.gov/omb/grants/grants_forms.html).***

D. The Applicant certifies that either (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying Activities".

E. The Applicant must obtain certifications equal in form and substance to paragraphs (I.A) through (I.D.) above from all subcontractors before it awards any subcontract. The Applicant must maintain all such subcontractors' certifications for the duration of the contract and must make such certifications promptly available to the City upon request.

**II. CERTIFICATION REGARDING NONSEGREGATED FACILITIES**

A. The Applicant does not and will not maintain or provide for its employees any segregated facilities at any of its establishments, and it does not and will not permit its employees to perform their services at any location under its control where segregated facilities are maintained. The Applicant agrees that a breach of this certification is a violation of the Equal Opportunity clause in its contract with the City.

**"Segregated facilities,"** as used in this provision, means any waiting rooms, work areas, restrooms, washrooms, restaurants and other eating areas, time clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing provided for employees, that are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, sex, or national origin because of habit, local or employee custom, or otherwise. However, separated or single-user restrooms and necessary dressing or sleeping areas must be provided to assure privacy between the sexes.

B. The Applicant will, before the award of subcontracts, obtain identical certifications from proposed subcontractors under which the subcontractor will be subject to the Equal Opportunity clause. Contracts and subcontracts exceeding \$10,000, or having an aggregate value exceeding \$10,000 in any 12-month period, are generally subject to the Equal Opportunity clause. See 41 CFR Part 60 for further information regarding the Equal Opportunity clause. The Applicant must retain the certifications required by this paragraph F for the duration of the contract and must make such certifications promptly available to the City upon request.

- C. The Applicant will forward the notice set forth below to proposed subcontractors:

**NOTICE TO PROSPECTIVE SUBCONTRACTORS OF REQUIREMENTS FOR CERTIFICATIONS OF NONSEGREGATED FACILITIES**

Subcontractors must submit to the Contractor a Certification of Nonsegregated Facilities before the award of any subcontract under which the subcontractor will be subject to the federal equal opportunity clause. The subcontractor may submit such certifications either for each subcontract or for all subcontracts during a period (e.g., quarterly, semiannually, or annually).

**III. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY**

Federal regulations require prospective contractors (e.g., the Applicant) and proposed subcontractors to submit the following information with their bids or in writing at the outset of negotiations.

- A. Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.)  
 Yes  No
- B. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause?  
 Yes  No
- C. Have you filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements?  
 Yes  No

**SECTION SIX: NOTICE AND ACKNOWLEDGMENT REGARDING LIVING WAGE ORDINANCE**

Section 2-92-610 of the Municipal Code ("**Living Wage Ordinance**") requires that eligible contractors (see A.1. and 2. below) pay a specified minimum living wage ("Base Wage") to particular categories of workers employed in connection with the performance of certain City contracts. The Living Wage Ordinance applies to any written agreement or subcontract in connection with which "the City is committed to expend or does expend funds" and "which requires in the performance thereof the employment" of those categories of workers.

The ordinance was amended to provide for a higher Base Wage and regular increases to that wage effective January 1, 2003. The amended ordinance applies to agreements predating the amendment as well as to new agreements. For purposes of this Section Six, the term "Contractor" in paragraphs A through E below means the Applicant if the Living Wage Ordinance applies to a written agreement in connection with which this EDS is submitted.

**BY CHECKING THIS BOX APPLICANT ACKNOWLEDGES AND AGREES THAT IF THIS EDS IS BEING SUBMITTED IN CONNECTION WITH A MODIFICATION TO AN EXISTING CONTRACT TO WHICH THE LIVING WAGE ORDINANCE APPLIES, THE FOLLOWING LIVING WAGE PROVISIONS WILL BECOME PART OF SUCH MODIFICATION, SUPERSEDING AND REPLACING ANY LIVING WAGE PROVISIONS THAT MAY BE CONTAINED IN SUCH MODIFICATION OR EXISTING CONTRACT.**

A. Under Section 2-92-610 of the Municipal Code the Base Wage applies for certain categories of workers employed in the performance of City contracts, specifically non-City employed security guards, parking attendants, day laborers, home and health care workers, cashiers, elevator operators, custodial workers, and clerical workers ("**Covered Employees**"). Accordingly, pursuant to Section 2-92-610 and regulations promulgated under it:

- 1) If the contractor has 25 or more full-time employees, and
- 2) If at any time during the performance of the contract the contractor and/or any subcontractor or any other entity that performs any portion of the contracted work (collectively "**Performing Parties**") uses 25 or more full-time security guards, or any number of other full-time Covered Employees, then
- 3) The contractor must pay its Covered Employees, and must assure that all other Performing Parties pay their Covered Employees, not less than the minimum "Base Wage" as determined in accordance with this provision for all work performed pursuant to the contract.

B. The contractor's obligation to pay, and to assure payment of, the Base Wage will begin at any time during the contract term when the conditions set forth in A.1 and A.2 above are met, and will continue thereafter until the end of the contract.

C. Prior to January 1, 2003, the Base Wage was \$7.60 per hour; beginning January 1, 2003, the Base Wage is \$9.05 per hour. As of July 1, 2003, and each July 1 thereafter, the Base Wage will be adjusted, using the most recent federal poverty guidelines for a family of four as published annually by the U.S. Department of Health and Human Services, to constitute the following: the poverty guidelines for a family of four divided by 2000 hours or the current base wage, whichever is higher. At all times during the term of this contract, contractor and all other Performing Parties must pay the Base Wage (as adjusted in accordance with the above). If the payment of prevailing wages is required for work or services done under this contract, and the prevailing wages for Covered Employees are higher than the Base Wage, then the contractor and all other Performing Parties must pay the prevailing wage rates.

D. The contractor must include provisions in all subcontracts requiring its subcontractors to pay the Base Wage to Covered Employees. The contractor agrees to provide the City with documentation acceptable to the Chief Procurement Officer demonstrating that all Covered Employees, whether employed by the Contractor or by a subcontractor, have been paid the Base Wage, upon the City's request for such documentation. The City may independently audit the contractor and/or subcontractors to verify compliance herewith. Failure to comply with the requirements of this Section will be an event of default under this contract, and further, failure to comply may result in ineligibility for any award of a City contract or subcontract for up to three (3) years.

E. Not-for-Profit Corporations: If the contractor is a corporation having Federal tax-exempt status under Section 501(c)(3) of the Internal Revenue Code and is recognized under Illinois not-for-profit law, then the provisions of Section A through D above do not apply.

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**RESUME:**

**All Undersigneds, including "Entities holding an interest in the Applicant" (defined on page 1 of this EDS) must complete the remainder of this EDS.**

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**SECTION SEVEN: NOTICE AND ACKNOWLEDGMENT REGARDING CITY GOVERNMENTAL ETHICS AND CAMPAIGN FINANCE ORDINANCES**

The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the City's Municipal Code, impose certain duties and obligations on persons seeking City contracts, work, business, or transactions. The City of Chicago Board of Ethics has developed an ethics training program for such persons. The full text of these ordinances and the training program is available on line at [www.cityofchicago.org/Ethics/](http://www.cityofchicago.org/Ethics/), and may also be obtained from the City's Board of Ethics, 740 N. Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The following is descriptive only and does not purport to cover every aspect of Chapters 2-156 and 2-164. The Undersigned must comply fully with the applicable ordinances.

**BY CHECKING THIS BOX THE UNDERSIGNED ACKNOWLEDGES THAT THE UNDERSIGNED UNDERSTANDS THAT THE CITY'S GOVERNMENTAL ETHICS AND CAMPAIGN FINANCING ORDINANCES, AMONG OTHER THINGS:**

- 1) Provide that any contract negotiated, entered into or performed in violation of the City's ethics laws can be voided by the City.
- 2) Limit the gifts and favors any person can give, or offer to give, to any City official, employee, contractor or candidate for elected City office or the spouse or minor child of any of them:
  - a. cannot give them any cash gift or any anonymous gift; and
  - b. cannot give any gift based on a mutual understanding that the City official's or employee's or City contractor's actions or decisions will be influenced in any way by the gift;
- 3) Prohibit any City elected official or City employee from having a financial interest, directly or indirectly, in any contract, work, transaction or business of the City, if that interest has a cost or present value of \$5,000 or more, or if that interest entitles the owner to receive more than \$2,500 per year.
- 4) Prohibit any City appointed official from engaging in any contract, work, transaction or business of the City, unless the matter is wholly unrelated to the appointed official City duties or responsibilities.



- 5) Provide that City employees and officials, or their spouses or minor children, cannot receive compensation or anything of value in return for advice or assistance on matters concerning the operation or business of the City, unless their services are wholly unrelated to their City duties and responsibilities.
- 6) Provide that former City employees and officials cannot, for a period of one year after their City employment ceases, assist or represent another on any matter involving the City if, while with the City, they were personally and substantially involved in the same matter.
- 7) Provide that former City employees and officials cannot ever assist or represent another on a City contract if, while with the City, they were personally involved in or directly supervised the formulation, negotiation, or execution of that contract.

**SECTION EIGHT: CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

**The Undersigned understands and agrees that:**

A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract awarded to the Applicant by the City in connection with the project or transaction that is the subject of this EDS, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to assisting the project or transaction that is the subject of this EDS. The Undersigned understands that it must comply with the statutes, ordinances, and regulations on which this EDS is based.

B. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be void or voidable, and the City may pursue any remedies under the contract (if not void or voidable), at law, or in equity, including terminating the Undersigned's participation in the project or transaction and/or declining to allow the Undersigned to participate in other transactions with the City.

C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible fights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.

D. The Undersigned has withheld no disclosures as to economic interests in the undersigned, or undertaking, business, or transaction to which this EDS pertains nor reserved any information, data or plan as to the intended use or purpose for which it seeks City Council or other City agency action.

E. The information provided in this EDS must be kept current. In the event of changes, the Undersigned must supplement this Affidavit, up to the time the City takes action on the bid, proposal, or other application for which this EDS is being submitted.

Eport 600, L.L.C. Date: April 28, 2003  
 (Print or type name of individual or legal entity submitting this EDS)

By: AG Asset Manager, Inc., its sole manager  
 (sign here)

By: [Signature]  
 (sign here)

Title of signatory: Vice President

Print or type name of Signatory: Adam Schwartz

[If signing in a Representative capacity, e.g., as an officer or agent of an Applicant or an entity holding an interest in the Applicant.]

(If signing in an individual capacity.)

County of Kings  
 State of New York  
 Acknowledged under oath on [date] April 28, 2003  
 Before me by Adam Schwartz  
 as [title] Vice President  
 of [firm] AG Asset Manager, Inc.

County of \_\_\_\_\_  
 State of \_\_\_\_\_  
 Acknowledged under oath on [date] \_\_\_\_\_  
 Before me by \_\_\_\_\_

Douglas J. Roberts  
 Notary Public

Commission expires: \_\_\_\_\_  
**DOUGLAS J. ROBERTS**  
 Notary Public, State of New York  
 No. 01RO6073076  
 Qualified in Kings County  
 Commission Expires April 25, 2006

(Do not write below this line except to recertify prior to submission to City Council or on the date of closing. If unable to recertify truthfully, the Undersigned must complete a new EDS with correct or corrected information)

**RECERTIFICATION**

**Generally, for use with City Council matters, not for City procurements unless requested.**

This Recertification is being submitted in connection with \_\_\_\_\_ [identify the contract, work, business or transaction]. The Undersigned warrants under penalty of perjury that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date of this recertification and reaffirms its acknowledgments.

Eport 600, L.L.C.  
(Print or type name of individual or legal entity submitting this EDS)

Date: 4/28/03

By: AG Asset Manager, Inc., its sole manager  
(sign here)

By:   
(sign here)

Title of signatory: Vice President

Subscribed to before me on [date] 4/28/03, at New York County, New York [state].

Douglas J. Roberts Notary Public. Commission expires: \_\_\_\_\_

**DOUGLAS J. ROBERTS**  
Notary Public, State of New York  
No. 01RO6073076  
Qualified in Kings County  
Commission Expires April 15, 2006

INSERT I.B.3.a. for Eport 600, L.L.C. Disclosure:

NAME	BUSINESS ADDRESS	PERCENTAGE INTEREST
AG Asset Manager, Inc., a Delaware corporation (sole manager)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	0.00%
AG Eport Holdings, L.L.C., a Delaware limited liability company (Member)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	35.7546%
AG Realty IV Eport Holdings, L.L.C., a Delaware limited liability company (Member)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	31.2852%
AG Nutmeg IV Eport Holdings, L.L.C., a Delaware limited liability company (Member)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	13.4080%
AG Advantage Eport Holdings, L.L.C., a Delaware limited liability company (Member)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	8.9386%
Eport 600 West Chicago, L.L.C., an Illinois limited liability company (Member)	c/o Centrum Properties, Inc., 225 West Hubbard Street, Chicago, IL 60610	1.2894%
Tacport Equity, LLC., a Delaware limited liability company (Member)	c/o Taconic Investment Partners, LLC, 1500 Broadway, Suite 1020, New York, NY 10036	8.3078%
Tacport Principals, LLC, a Delaware limited liability company (Member)	c/o Taconic Investment Partners, LLC, 1500 Broadway, Suite 1020, New York, NY 10036	0.2007%
AE-Eport Associates, L.P., a Delaware limited partnership (Member)	c/o Amerimar Enterprises, Inc., 210 West Rittenhouse Square, Suite 1900, Philadelphia, PA 19103	0.8157%

Please note that the foregoing percentages represent the current capitalization of Eport 600, L.L.C. and said percentages are subject to change based on actual contributions made by the foregoing listed members.

12-45

**CITY OF CHICAGO  
ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT**

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "**Municipal Code**") or, if applicable, under § 8.5 of the Illinois Municipal Purchasing Act 65 ILCS 5/8-10-8.5 (the "**Purchasing Act**"), the following information is required to be disclosed before any City agency, department or City Council action. Please fully complete each statement, with all information current as of the date this Economic Disclosure Statement and Affidavit ("**EDS**") is signed. Every question must be answered. If a question is not applicable, answer with "N.A." **An incomplete EDS will be returned and any City action will be interrupted.**

Please **print or type** all responses clearly and legibly. Add additional pages if needed, being careful to identify the portion of the EDS to which each additional page refers.

**WHO MUST SUBMIT AN EDS:**

1. **Applicants:** Any individual or entity (the "**Applicant**") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS. **For example, vendors seeking City contracts and individuals or entities applying for concessions, loans or grants are "Applicants."**

2. **Entities holding an interest in the Applicant:** Generally, whenever an ownership interest in the Applicant (such as shares of stock of the Applicant or a limited partnership interest in the Applicant, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf, and any parent of that legal entity must do so, except as provided below, until individual owners are disclosed. Please see Chapter 2-154 of the Municipal Code for further details regarding the nature and extent of disclosure required. Under the Municipal Code, if the Applicant is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10% or more of the Applicant's stock must file EDSs on their own behalf. However, under the Purchasing Act, legal entities holding 7.5% or more of a vendor Applicant must file EDSs.

**ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS:** By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

**CERTIFYING THIS EDS:** Execute the certification on the date of the initial submission of this EDS. **You may be asked to re-certify this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction.**

**PUBLIC DISCLOSURE:** It is the City's policy to make this document available to the public on its Internet site and/or upon request.

**GENERAL INFORMATION**

Date this EDS completed: \_\_\_\_\_

A. **Who is submitting this EDS?** That party will be the "**Undersigned**" throughout this EDS.

[ X ] Check here if you are filing as "Applicant." Exact legal name: Eport 600 Property Owner, L.L.C.

[ ] Check here if you are filing as an "entity holding an interest in an Applicant." Exact legal name: \_\_\_\_\_

\_\_\_\_\_  
(Also, please identify Applicant in which this entity holds an interest: \_\_\_\_\_)

B. Business address: c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26<sup>th</sup> Floor, New York, New York 10167

C. Telephone: (212) 692-2000 Fax: (212) 867-5436 Email: \_\_\_\_\_

D. Name of contact person: Andrew Jacobs

E. If a procurement, Specification # \_\_\_\_\_ and Contract # \_\_\_\_\_

F. If not a procurement:

1. City Agency requesting EDS Department of Planning and Development;

2. City action requested (e.g. loan, grant, sale of property): TIF Assistance;

3. If property involved, list property location: Area included within PD 447, including, but not limited to, 600 West Chicago

G. Brief description of project, (include project number and location if applicable): rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including, a riverwalk along the north branch of the Chicago River, and various public parks

**SECTION ONE: DISCLOSURE OF OWNERSHIP INTERESTS**

**A. NATURE OF ENTITY**

1. Indicate whether the Undersigned is an individual or legal entity:

- Individual  Limited Liability Company
- Business corporation  Joint venture
- Sole proprietorship  Not-for-profit corporation  
[Is the not-for-profit corporation also a 501(c)(3)?  Yes  No.
- General Partnership  Other entity (please specify)
- Limited partnership \_\_\_\_\_

2. State of incorporation or organization, if applicable: Delaware

3. For legal entities not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?  Yes  No  N/A

**B. ORGANIZATION INFORMATION**

1. IF THE UNDERSIGNED IS A CORPORATION:

a. List below the names and titles of all executive officers and all directors of the corporation. For not-for-profit corporations, also list below any executive director of the corporation, and indicate all members, if any, who are legal entities. If there are no members, write "no members."

Name	Title
N.A.	

b. For corporations whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10% (or 7.5%, as applicable) of the corporation's outstanding shares. Note: it may be necessary for some shareholders to complete an EDS as an "Entity holding an interest in the Applicant."

Name	Business Address	Percentage Interest
N.A.		

c. For corporations that are not registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder. Note: it may be necessary for some shareholders to complete an EDS as an "Entity holding an interest in the Applicant."

Name	Business Address	Percentage Interest
N.A.		

2. IF THE UNDERSIGNED IS A PARTNERSHIP:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner. *Note: it may be necessary for some partners to complete an EDS as an "Entity holding an interest in the Applicant."*

Name	Business Address	Percentage Interest
N.A.		

3. IF THE UNDERSIGNED IS A LIMITED LIABILITY COMPANY:

a. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers," and indicate how managed. *Note: it may be necessary for some members to complete an EDS as an "Entity holding an interest in the Applicant."*

Name	Business Address	Percentage Interest
See Insert 1.B.3.a.		

b. List below the names and titles of all officers, if any. If there are no officers, write "no officers."

Name	Title
no officers	

4. IF THE UNDERSIGNED IS A LAND TRUST, BUSINESS TRUST OR ESTATE:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust.

Name	Business Address
N.A.	

b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held. *Note: it may be necessary for some beneficiaries to complete an EDS as an "Entity holding an interest in the Applicant."*

Name	Business Address	Percentage Interest
N.A.		

**SECTION TWO: BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENT**

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months before the date this EDS is signed.

2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; but a "financial interest" does not include: (i) any ownership through purchase at fair market value or inheritance of less than 1% of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended, (ii) the authorized compensation paid to an official or employee for his office or employment (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; or (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" does not include any employment relationship of an official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

**B. CERTIFICATION**

1. Has the Undersigned had a "business relationship" with any City elected officials in the 12 months before the date this EDS is signed?

Yes                       No

If yes, please identify below the name(s) of such City elected official(s) and describe such relationship(s):

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**●STOP**

If you are filing on behalf of an "Entity holding an interest in the Applicant," go to Section Seven (Notice and Acknowledgment Regarding City Governmental Ethics and Campaign Finance Ordinances), page 12. The following sections Three through Six are to be completed only by the Applicant in the Applicant's EDS:

**SECTION THREE: DISCLOSURE OF RETAINED PARTIES**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENTS**

1. Pursuant to Executive Order 97-1, every City contract, lease, and all matters requiring City approval must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors, and any other person whom the Applicant has retained or expects to retain in connection with the matter in connection with which this EDS is submitted. In particular, the Applicant must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Applicant is not required to disclose employees who are paid solely through the Applicant's regular payroll.

"Lobbyist" means any person (i) who, for compensation or on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.

2. If the Applicant is uncertain whether a disclosure is required under this Section, the Applicant must either ask the City whether disclosure is required or make the disclosure.

**B. CERTIFICATION**

Each and every attorney, lobbyist, accountant, consultant, subcontractor, or other person retained or anticipated to be retained directly by the Applicant with respect to or in connection with the project or transaction that is the subject of this EDS is listed below [begin list here, add sheets as necessary]:

Name	Business Address	Relationship to Applicant (attorney, lobbyist, etc.; retained or anticipated to be retained)	Fees (indicate whether paid or estimated)
See Eport 600, L.L.C. disclosure			

[ ] CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED DIRECTLY BY THE APPLICANT OR ARE ANTICIPATED TO BE RETAINED DIRECTLY BY THE APPLICANT.

**SECTION FOUR: CERTIFICATIONS BY APPLICANT**

**I. CERTIFICATION OF COMPLIANCE**

For purposes of the certifications in A, B, and C below, the term "affiliate" means any entity that, directly or indirectly: controls the Applicant, is controlled by the Applicant, or is, with the Applicant, under common control of another individual or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with the federal government or a state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity.

A. The Applicant is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Applicant or its affiliates delinquent in paying any fine, fee, tax or other charge owed to the City. This includes all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes. If there are any such delinquencies, note them below:

N.A. \_\_\_\_\_  
\_\_\_\_\_

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.



B. The Applicant and its affiliates have not, in the past five years, been found in violation of any City, state or federal environmental law or regulation. If there have been any such violations, note them below:

N.A.

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If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

C. The Applicant and its affiliates will not use, nor permit their subcontractors to use, any facility on the U.S. EPA's List of Violating Facilities in connection with the project or transaction for the duration of time that such facility remains on the list.

D. The Applicant will obtain from any contractors/subcontractors hired or to be hired in connection with the City contract, work, business, or transaction that is the subject of this EDS certifications equal in form and substance to those in Section Four, 1,A-C above and will not, without the prior written consent of the City, use any such subcontractor that does not provide the certification or that the Applicant has reason to believe has not provided or cannot provide truthful certifications.

If the Applicant is unable to so certify, provide an explanation:

N.A.

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If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

## **II. CHILD SUPPORT OBLIGATIONS- CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who, directly or indirectly, owns or holds a 10% or more interest in the Applicant. *Note: This may include individuals disclosed in Part One (Disclosure of Ownership Interests), and individuals disclosed in an EDS filed by an "Entity holding an interest in the Applicant."*

If the Applicant's response below is #1 or #2, then all of the Applicant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Applicant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default. Moreover, failure of the Applicant to comply with the provisions of § 2-92-415(e) of the Municipal Code also constitutes an event of default.

### **Check one:**

1. No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2. The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial Owners, however, have entered into court-approved agreements for the payment of all such child support owed, **and** all such Substantial Owners are in compliance with such agreements.
3. The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations **and** (a) at least one such Substantial Owner has not entered into a court-approved agreement for the payment of all such child support owed; **or** (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; **or** both (a) and (b).
4. There are no Substantial Owners.

### III. FURTHER CERTIFICATIONS

- A. The Applicant and, if the Applicant is a legal entity, its principals (officers, directors, partners, members, managers, executive director):
1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
  2. have not within a five-year period preceding the date hereof been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
  3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (b) above;
  4. have not within a five-year period preceding the date of this EDS had one or more public transactions (federal, state or local) terminated for cause or default; and
  5. have not, within a five-year period preceding the date hereof, been convicted, adjudged guilty, or found liable in a civil proceeding, in any criminal or civil action instituted by the City or by the federal government, any state, or any other unit of local government.
- B. The certifications in this subpart B concern:
- the Applicant;
  - any party participating in the performance of the project or transaction that is the subject of this EDS ("**an Applicable Party**");
  - any "**Affiliated Entity**" (meaning an entity that, directly or indirectly: controls the Applicant, is controlled by the Applicant or is, with the Applicant, under common control of another individual or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Applicable Parties, the term Affiliated Entity means an entity that directly or indirectly controls the Applicable Party, is controlled by it, or, with the Applicable Party, is under common control of another individual or entity;
  - any responsible official of the Applicant, any Applicable Party or any Affiliated Entity;
  - any other official, agent or employee of the Applicant, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Applicant, any Applicable Party or any Affiliated Entity.
- Neither the Applicant, nor any Applicable Party, nor any Affiliated Entity of either the Applicant or any Applicable Party have, during the five years before the date this EDS is signed, or, with respect to an Applicable Party, an Affiliated Entity, or an Affiliated Entity of an Applicable Party during the five years before the date of such Applicable Party's or Affiliated Entity's contract or engagement in connection with the project or transaction that is the subject of this EDS:
1. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
  2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
  3. made an admission of such conduct described in (1) or (2) above that is a matter of record, but have not been prosecuted for such conduct; or
  4. violated the provisions of § 2-92-610 of the Municipal Code (**Living Wage Ordinance**).
- C. The Applicant understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (Office of the Inspector General).

D. Neither the Applicant nor any employee, official, agent or partner of the Applicant is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-digging or bid-rotating.

E. If the Applicant is unable to certify to any of the above statements in this Part III, the Applicant must explain below:

N.A.

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

**IV. CERTIFICATION ON STATUS AS FINANCIAL INSTITUTION**

For purposes of this Part IV, under § 2-32-455(b) of the Municipal Code, the term "Financial Institution" means a bank, savings and loan association, thrift, credit union, mortgage banker, mortgage broker, a trust company, a savings bank, an investment bank, a securities broker, a municipal securities broker, a securities dealer, a municipal securities dealer, a securities underwriter, a municipal securities underwriter, an investment trust, a venture capital company, a bank holding company, a financial services holding company, or any licensee under the Consumer Installment Loan Act, the Sales Finance Agency Act, or the Residential Mortgage Licensing Act. However, "financial institution" specifically shall not include any entity whose predominant business is the providing of tax deferred, defined contribution, pension plans to public employees in accordance with Section 403(b) and 457 of the Internal Revenue Code. [Additional definitions may be found in Section 2-32-455(b) of the Municipal Code.]

**A. CERTIFICATION**

The Applicant certifies that the Applicant [check one]

       is  
 X  is not

a "financial institution" as defined in Section 2-32-455 (b) of the Municipal Code.

**B. If the Applicant IS a financial institution, then the applicant pledges:**

"We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal Code of Chicago. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City."

If the Applicant is unable to make this pledge because it or its affiliates (as defined in § 2-32-455(b) of the Municipal Code) are predatory lenders within the meaning of Chapter 2-32, explain here (attach additional pages if necessary):

\_\_\_\_\_  
\_\_\_\_\_  
If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

**V. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS**

Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same meanings when used in this PART V.

1. In accordance with § 2-156-110 of the Municipal Code:

Does any official or employee of the City of Chicago have a financial interest in his or her own name or in the name of any other person in the contract, work, business, or transaction that is the subject of this EDS?

       Yes.  
 X  No.

2. Unless sold pursuant to a process of competitive bidding, no City elected official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this PART V.

Does the contract, work, business, or transaction in connection with which this EDS is submitted involve a City Property Sale?

Yes.  
 No.

If you answered "yes" to question one above, identify the City officials or employees having such interest and the nature of such interest:

Name	Business Address
_____	_____
_____	_____
_____	_____

3. The Applicant further certifies that no prohibited financial interest in the contract, work, business or transaction that is the subject of this EDS will be acquired by any City official or employee.

**VI. CERTIFICATION REGARDING SLAVERY ERA BUSINESS**

Section 2-92-585 of the Municipal Code requires that any entity entering into a contract with the City must complete an affidavit verifying that the entity has searched any and all records of the entity and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies from the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves) and must disclose in the affidavit such records to the City. In addition, § 2-92-585 requires that the entity disclose in the affidavit the names of any slaves or slaveholders described in those records. Failure to comply with § 2-92-585 makes the contract voidable on behalf of the City.

**Please check either (1) or (2) below. If the Applicant checks (2), the Applicant must disclose below or in an attachment to this EDS all requisite information as set forth in that paragraph (2).**

1. The Applicant verifies that (a) the Applicant has searched any and all records of the Applicant and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies, and (b) the Applicant has found no records of investments or profits from slavery, the slave industry, or slaveholder insurance policies and no records of names of any slaves or slaveholders.

2. The Applicant verifies that, as a result of conducting the search in step (1)(a) above, the Applicant has found records relating to investments or profits from slavery, the slave industry, or slaveholder insurance policies and/or the names of any slaves or slaveholders. The Applicant verifies that the following constitutes full disclosure of all such records:

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**SECTION FIVE: CERTIFICATIONS FOR FEDERALLY-FUNDED MATTERS**

**CHECK HERE [ ] AND SKIP THE CERTIFICATIONS IN SECTION FIVE, PARTS (I), (II), AND (III) IF THE CONTRACT, WORK, BUSINESS OR TRANSACTION IN CONNECTION WITH WHICH THIS EDS IS SUBMITTED IS NOT FEDERALLY FUNDED.**

2.24

**I. CERTIFICATION REGARDING LOBBYING**

A. List below the names of all persons registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Applicant with respect to the contract, work, business, or transaction that is or are the subject of this EDS: [Begin list here, add sheets as necessary]:

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**[If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Applicant means that NO persons registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Applicant with respect to the contract, work, business, or transaction in connection with which this EDS is submitted.]**

B. The Applicant has not spent and will not expend any federal appropriated funds to pay any person listed in Paragraph (A) above for his or her lobbying activities or to pay any person to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress, in connection with the award of any federally-funded contract, making any federally-funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify federally-funded contract, grant, loan, or cooperative agreement.

C. The Applicant will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in Paragraphs (I.A.) and (I.B.) above.

**[If any funds other than federal appropriated funds have been or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the federal contract, grant, loan, or cooperative agreement to which this EDS relates, the Applicant must complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions. The form may be obtained online from the federal Office of Management and Budget (OMB) web site at <http://www.whitehouse.gov/omb/grants/sfillin.pdf>, linked on the page [http://www.whitehouse.gov/omb/grants/grants\\_forms.html](http://www.whitehouse.gov/omb/grants/grants_forms.html).**

D. The Applicant certifies that either (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying Activities".

E. The Applicant must obtain certifications equal in form and substance to paragraphs (I.A) through (I.D.) above from all subcontractors before it awards any subcontract. The Applicant must maintain all such subcontractors' certifications for the duration of the contract and must make such certifications promptly available to the City upon request.

**II. CERTIFICATION REGARDING NONSEGREGATED FACILITIES**

A. The Applicant does not and will not maintain or provide for its employees any segregated facilities at any of its establishments, and it does not and will not permit its employees to perform their services at any location under its control where segregated facilities are maintained. The Applicant agrees that a breach of this certification is a violation of the Equal Opportunity clause in its contract with the City.

**"Segregated facilities,"** as used in this provision, means any waiting rooms, work areas, restrooms, washrooms, restaurants and other eating areas, time clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing provided for employees, that are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, sex, or national origin because of habit, local or employee custom, or otherwise. However, separated or single-user restrooms and necessary dressing or sleeping areas must be provided to assure privacy between the sexes.

B. The Applicant will, before the award of subcontracts, obtain identical certifications from proposed subcontractors under which the subcontractor will be subject to the Equal Opportunity clause. Contracts and subcontracts exceeding \$10,000, or having an aggregate value exceeding \$10,000 in any 12-month period, are generally subject to the Equal Opportunity clause. See 41 CFR Part 60 for further information regarding the Equal Opportunity clause. The Applicant must retain the certifications required by this paragraph F for the duration of the contract and must make such certifications promptly available to the City upon request.

- C. The Applicant will forward the notice set forth below to proposed subcontractors:

**NOTICE TO PROSPECTIVE SUBCONTRACTORS OF REQUIREMENTS FOR CERTIFICATIONS OF NONSEGREGATED FACILITIES**

Subcontractors must submit to the Contractor a Certification of Nonsegregated Facilities before the award of any subcontract under which the subcontractor will be subject to the federal equal opportunity clause. The subcontractor may submit such certifications either for each subcontract or for all subcontracts during a period (e.g., quarterly, semiannually, or annually).

**III. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY**

Federal regulations require prospective contractors (e.g., the Applicant) and proposed subcontractors to submit the following information with their bids or in writing at the outset of negotiations.

- A. Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.)  
 Yes  No
- B. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause?  
 Yes  No
- C. Have you filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements?  
 Yes  No

**SECTION SIX: NOTICE AND ACKNOWLEDGMENT REGARDING LIVING WAGE ORDINANCE**

Section 2-92-610 of the Municipal Code ("**Living Wage Ordinance**") requires that eligible contractors (see A.1. and 2. below) pay a specified minimum living wage ("Base Wage") to particular categories of workers employed in connection with the performance of certain City contracts. The Living Wage Ordinance applies to any written agreement or subcontract in connection with which "the City is committed to expend or does expend funds" and "which requires in the performance thereof the employment" of those categories of workers.

The ordinance was amended to provide for a higher Base Wage and regular increases to that wage effective January 1, 2003. The amended ordinance applies to agreements predating the amendment as well as to new agreements. For purposes of this Section Six, the term "Contractor" in paragraphs A through E below means the Applicant if the Living Wage Ordinance applies to a written agreement in connection with which this EDS is submitted.

**BY CHECKING THIS BOX APPLICANT ACKNOWLEDGES AND AGREES THAT IF THIS EDS IS BEING SUBMITTED IN CONNECTION WITH A MODIFICATION TO AN EXISTING CONTRACT TO WHICH THE LIVING WAGE ORDINANCE APPLIES, THE FOLLOWING LIVING WAGE PROVISIONS WILL BECOME PART OF SUCH MODIFICATION, SUPERSEDING AND REPLACING ANY LIVING WAGE PROVISIONS THAT MAY BE CONTAINED IN SUCH MODIFICATION OR EXISTING CONTRACT.**

A. Under Section 2-92-610 of the Municipal Code the Base Wage applies for certain categories of workers employed in the performance of City contracts, specifically non-City employed security guards, parking attendants, day laborers, home and health care workers, cashiers, elevator operators, custodial workers, and clerical workers ("**Covered Employees**"). Accordingly, pursuant to Section 2-92-610 and regulations promulgated under it:

- 1) If the contractor has 25 or more full-time employees, and
- 2) If at any time during the performance of the contract the contractor and/or any subcontractor or any other entity that performs any portion of the contracted work (collectively "**Performing Parties**") uses 25 or more full-time security guards, or any number of other full-time Covered Employees, then
- 3) The contractor must pay its Covered Employees, and must assure that all other Performing Parties pay their Covered Employees, not less than the minimum "Base Wage" as determined in accordance with this provision for all work performed pursuant to the contract.

B. The contractor's obligation to pay, and to assure payment of, the Base Wage will begin at any time during the contract term when the conditions set forth in A.1 and A.2 above are met, and will continue thereafter until the end of the contract.

C. Prior to January 1, 2003, the Base Wage was \$7.60 per hour; beginning January 1, 2003, the Base Wage is \$9.05 per hour. As of July 1, 2003, and each July 1 thereafter, the Base Wage will be adjusted, using the most recent federal poverty guidelines for a family of four as published annually by the U.S. Department of Health and Human Services, to constitute the following: the poverty guidelines for a family of four divided by 2000 hours or the current base wage, whichever is higher. At all times during the term of this contract, contractor and all other Performing Parties must pay the Base Wage (as adjusted in accordance with the above). If the payment of prevailing wages is required for work or services done under this contract, and the prevailing wages for Covered Employees are higher than the Base Wage, then the contractor and all other Performing Parties must pay the prevailing wage rates.

D. The contractor must include provisions in all subcontracts requiring its subcontractors to pay the Base Wage to Covered Employees. The contractor agrees to provide the City with documentation acceptable to the Chief Procurement Officer demonstrating that all Covered Employees, whether employed by the Contractor or by a subcontractor, have been paid the Base Wage, upon the City's request for such documentation. The City may independently audit the contractor and/or subcontractors to verify compliance herewith. Failure to comply with the requirements of this Section will be an event of default under this contract, and further, failure to comply may result in ineligibility for any award of a City contract or subcontract for up to three (3) years.

E. Not-for-Profit Corporations: If the contractor is a corporation having Federal tax-exempt status under Section 501(c)(3) of the Internal Revenue Code and is recognized under Illinois not-for-profit law, then the provisions of Section A through D above do not apply.

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**RESUME:**

**All Undersigneds, including "Entities holding an interest in the Applicant" (defined on page 1 of this EDS) must complete the remainder of this EDS.**

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**SECTION SEVEN: NOTICE AND ACKNOWLEDGMENT REGARDING CITY GOVERNMENTAL ETHICS AND CAMPAIGN FINANCE ORDINANCES**

The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the City's Municipal Code, impose certain duties and obligations on persons seeking City contracts, work, business, or transactions. The City of Chicago Board of Ethics has developed an ethics training program for such persons. The full text of these ordinances and the training program is available on line at [www.cityofchicago.org/Ethics/](http://www.cityofchicago.org/Ethics/), and may also be obtained from the City's Board of Ethics, 740 N. Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The following is descriptive only and does not purport to cover every aspect of Chapters 2-156 and 2-164. The Undersigned must comply fully with the applicable ordinances.

**BY CHECKING THIS BOX THE UNDERSIGNED ACKNOWLEDGES THAT THE UNDERSIGNED UNDERSTANDS THAT THE CITY'S GOVERNMENTAL ETHICS AND CAMPAIGN FINANCING ORDINANCES, AMONG OTHER THINGS:**

- 1) Provide that any contract negotiated, entered into or performed in violation of the City's ethics laws can be voided by the City.
- 2) Limit the gifts and favors any person can give, or offer to give, to any City official, employee, contractor or candidate for elected City office or the spouse or minor child of any of them:
  - a. cannot give them any cash gift or any anonymous gift; and
  - b. cannot give any gift based on a mutual understanding that the City official's or employee's or City contractor's actions or decisions will be influenced in any way by the gift;
- 3) Prohibit any City elected official or City employee from having a financial interest, directly or indirectly, in any contract, work, transaction or business of the City, if that interest has a cost or present value of \$5,000 or more, or if that interest entitles the owner to receive more than \$2,500 per year.
- 4) Prohibit any City appointed official from engaging in any contract, work, transaction or business of the City, unless the matter is wholly unrelated to the appointed official City duties or responsibilities.

- 5) Provide that City employees and officials, or their spouses or minor children, cannot receive compensation or anything of value in return for advice or assistance on matters concerning the operation or business of the City, unless their services are wholly unrelated to their City duties and responsibilities.
- 6) Provide that former City employees and officials cannot, for a period of one year after their City employment ceases, assist or represent another on any matter involving the City if, while with the City, they were personally and substantially involved in the same matter.
- 7) Provide that former City employees and officials cannot ever assist or represent another on a City contract if, while with the City, they were personally involved in or directly supervised the formulation, negotiation, or execution of that contract.

**SECTION EIGHT: CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

**The Undersigned understands and agrees that:**

A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract awarded to the Applicant by the City in connection with the project or transaction that is the subject of this EDS, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to assisting the project or transaction that is the subject of this EDS. The Undersigned understands that it must comply with the statutes, ordinances, and regulations on which this EDS is based.

B. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be void or voidable, and the City may pursue any remedies under the contract (if not void or voidable), at law, or in equity, including terminating the Undersigned's participation in the project or transaction and/or declining to allow the Undersigned to participate in other transactions with the City.

C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible fights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.

D. The Undersigned has withheld no disclosures as to economic interests in the undersigned, or undertaking, business, or transaction to which this EDS pertains nor reserved any information, data or plan as to the intended use or purpose for which it seeks City Council or other City agency action.

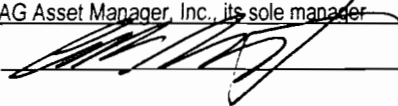
E. The information provided in this EDS must be kept current. In the event of changes, the Undersigned must supplement this Affidavit, up to the time the City takes action on the bid, proposal, or other application for which this EDS is being submitted.

Eport 600 Property Owner, L.L.C.  
(Print or type name of individual or legal entity submitting this EDS)

Date: April 28, 2003

by Eport 600, L.L.C., its managing member,

by AG Asset Manager, Inc., its sole manager

By:  (sign here)

Title of signatory: Vice President  
Print or type name of Signatory: Adam Schwartz

(If signing in a Representative capacity, e.g., as an officer or agent of an Applicant or an entity holding an interest in the Applicant.)

(If signing in an individual capacity.)

County of KINGS  
State of New York  
Acknowledged under oath on (date) 4/28/03  
Before me by Adam Schwartz  
as (title) Vice President  
of (firm) AG Assst Manager, Inc.

County of \_\_\_\_\_  
State of \_\_\_\_\_  
Acknowledged under oath on (date) \_\_\_\_\_  
Before me by \_\_\_\_\_

Scott Berning  
Notary Public  
Commission expires: March 3, 2007



(Do not write below this line except to recertify prior to submission to City Council or on the date of closing. If unable to recertify truthfully, the Undersigned must complete a new EDS with correct or corrected information)

**RECERTIFICATION**

Generally, for use with City Council matters, not for City procurements unless requested.

This Recertification is being submitted in connection with \_\_\_\_\_ [identify the contract, work, business or transaction]. The Undersigned warrants under penalty of perjury that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date of this recertification and reaffirms its acknowledgments.

Eport 600 Property Owner, L.L.C.  
(Print or type name of individual or legal entity submitting this EDS)

Date: April 29, 2007

by Eport 600, L.L.C., its managing member,  
by AG Asset Manager, Inc., its sole manager

By: [Signature]  
(sign here)

Title of signatory: Vice President  
Print or type name of Signatory: Adam Schwartz

(If signing in a Representative capacity, e.g., as an officer or agent of an Applicant or an entity holding an interest in the Applicant.)

(If signing in an individual capacity.)

County of Kings  
State of New York  
Acknowledged under oath on [date] 4/29/07  
Before me by Adam Schwartz  
as [title] Vice President  
of [firm] AG Asset Manager, Inc.

County of \_\_\_\_\_  
State of \_\_\_\_\_  
Acknowledged under oath on [date] \_\_\_\_\_  
Before me by \_\_\_\_\_

[Signature]  
Notary Public  
Commission expires: March 3, 2007

**SCOTT M. BERNING**  
Notary Public, State of New York  
No. 01BE6087995  
Qualified in Kings County  
Commission Expires March 3, 2007

INSERT 1.B.3.a.for Eport 600 Property Owner, L.L.C. Disclosure:

NAME	BUSINESS ADDRESS	PERCENTAGE INTEREST
Eport 600, L.L.C., a Delaware limited liability company (Managing Member)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	99.80%
Eport 600 SPE Member, Inc., a Delaware corporation (Member)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	0.20%

CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code"), the following information is required to be disclosed prior to any City agency, department or City Council action. Please fully complete each statement, with all information current as of the attestation date. Every question must be answered. If a question is not applicable, answer with "N.A." An incomplete EDS shall be returned and any city action shall be interrupted.

Please clearly print or type all responses.

WHO MUST FILE:

1. The Undersigned: Any individual or entity (the "Undersigned") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS.
2. Entities holding an interest in the Undersigned: whenever an ownership interest in the undersigned (such as shares of stock of the Undersigned or a limited partnership interest in the Undersigned, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf. If the original Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10 percent or more of the Undersigned's stock must file EDS's on their own behalf.

ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS: By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: Eport SPE Member, Inc.
- B. Business address: c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26<sup>th</sup> Floor, New York, New York 10167
- C. Telephone: (212) 692-2000
- D. Fax: (212) 867-5436
- E. Name of contact person: Andrew Jacobs
- F. Project Information. (1) City agency requesting EDS: Department of Planning and Development ;  
(2) City action requested (e.g., loan, grant, sale of property): TIF Assistance ;  
(3) property location: Area included within RBPD 447, including, but not limited to, 600 West Chicago ; (4) project description rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including, a riverwalk along the north branch of the Chicago River, and various public parks.

8000392

II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes       No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
<u>See attached Insert II.B.1.a.</u>	

b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
<u>N.A.</u>		

- c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
------	------------------	---------------------

See attached Insert II.B.3.b.

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\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

- d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
------	---------

N.A.

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2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
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N.A.

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3. FOR LIMITED LIABILITY COMPANIES:

- a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
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N.A.

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b. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
N.A.		

4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N.A.		

b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
N.A.		

III. CERTIFICATION OF COMPLIANCE

A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

N.A.

B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

N.A.

- C. The Undersigned entity hereby certifies that (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N.A.

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**IV. CHILD SUPPORT OBLIGATIONS**

**A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.  No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4.  There are no Substantial Owners.

**V. CERTIFICATION**

A. The Undersigned and its principals (officers, directors, partners, members):

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery;

falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
  4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
  5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.
- B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:
1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
  2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
  3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.
- C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).
- D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.
- E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N.A.

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[If no explanation appears or begins on the lines above, it shall be conclusively presumed that the Undersigned certifies to each of the above statements.]



**VI. RETAINED PARTIES**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENTS**

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

**B. CERTIFICATION:**

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
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See Eport 600, L.L.C. disclosure

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CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED: \_\_\_\_\_

**VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENT**

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" shall not include any employment relationship of an

official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

[ ] Yes [ X ] No

If yes, please identify below the name(s) of such City elected officials) and describe such relationships):

N.A.

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VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

[ ] Yes [ X ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

[ X ] N/A (ie., the contract, work or transaction is not for a City Property Sale)  
[ ] Yes  
[ ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.

**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

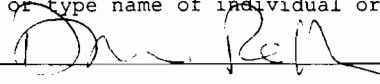
The Undersigned understands and agrees that:

- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
- B. If the City determines that any information provided herein is false, incomplete or inaccurate, the City may terminate the transaction, terminate the Undersigned's participation in the transaction, and/or decline to allow the Undersigned to participate in other contracts or transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted herein.

EPORT SPE MEMBER, INC.

By: Eport 600, L.L.C., its sole stockholder

By: AG Asset Manager, Inc., its sole manager  
(Print or type name of individual or legal entity)

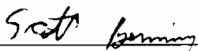
By:  (sign here)

Title of signatory: VICE PRESIDENT

Print or type name of signatory: Dana Roffman

Date: April 9, 2003

Subscribed to before me this 9 day of April, 2003 at New York County, New York.

  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
Notary Public, State of New York  
No. 01BE6087995  
Qualified in Kings County  
Commission Expires March 3, 2007

(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

**RECERTIFICATION**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Undersigned hereby represents, under penalty of perjury, that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date hereof.

EPORT SPE MEMBER, INC.

By: Eport 600, L.L.C., its sole stockholder

By: AG Asset Manager, Inc., its sole manager  
(Print or type name of individual or legal entity)

By: *Jon Rep* (sign here)

Title of signatory: **VICE PRESIDENT**

Print or type name of signatory: *Dana Roffman*

Date: *April 9*, 200*3*

Subscribed to before me this *9* day of *April*, 200*3* at New York County, New York.

*Scott Berning*  
Notary Public

Commission expires: *March 3, 2007*

**SCOTT M. BERNING**  
Notary Public, State of New York  
No. 01BE6087995  
Qualified in Kings County  
Commission Expires March 3, 2007

INSERT II.B.1.a. for Eport SPE Member, Inc. Disclosure:

NAME	TITLE
John M. Angelo	President and Treasurer
Michael L. Gordon	Director, Vice-President and Secretary
Allen Fendelman	Independent Director
Dennis E. Carafiol	Independent Director
David Roberts	Vice-President and Assistant Secretary
Fred Berger	Vice-President and Assistant Secretary
Keith F. Barket	Vice-President and Assistant Secretary
Andrew Jacobs	Vice President and Assistant Secretary
Dana G. Roffman	Vice President and Assistant Secretary
Matthew Khoury	Vice President and Assistant Secretary
Adam Schwartz	Vice President and Assistant Secretary
Will Abbate	Assistant Secretary
Catherine Parsons	Assistant Secretary

INSERT II.B.3.b. for Eport SPE Member, Inc. Disclosure:

NAME	BUSINESS ADDRESS	PERCENTAGE INTEREST
Eport 600, L.L.C., a Delaware limited liability company (Sole Stockholder)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	100%

**CITY OF CHICAGO  
ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT**

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "**Municipal Code**") or, if applicable, under § 8.5 of the Illinois Municipal Purchasing Act 65 ILCS 5/8-10-8.5 (the "**Purchasing Act**"), the following information is required to be disclosed before any City agency, department or City Council action. Please fully complete each statement, with all information current as of the date this Economic Disclosure Statement and Affidavit ("**EDS**") is signed. Every question must be answered. If a question is not applicable, answer with "N.A." **An incomplete EDS will be returned and any City action will be interrupted.**

Please **print or type** all responses clearly and legibly. Add additional pages if needed, being careful to identify the portion of the EDS to which each additional page refers.

**WHO MUST SUBMIT AN EDS:**

1. **Applicants:** Any individual or entity (the "**Applicant**") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS. **For example, vendors seeking City contracts and individuals or entities applying for concessions, loans or grants are "Applicants."**

2. **Entities holding an interest in the Applicant:** Generally, whenever an ownership interest in the Applicant (such as shares of stock of the Applicant or a limited partnership interest in the Applicant, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf, and any parent of that legal entity must do so, except as provided below, until individual owners are disclosed. Please see Chapter 2-154 of the Municipal Code for further details regarding the nature and extent of disclosure required. Under the Municipal Code, if the Applicant is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10% or more of the Applicant's stock must file EDSs on their own behalf. However, under the Purchasing Act, legal entities holding 7.5% or more of a vendor Applicant must file EDSs.

**ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS:** By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

**CERTIFYING THIS EDS:** Execute the certification on the date of the initial submission of this EDS. **You may be asked to re-certify this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction.**

**PUBLIC DISCLOSURE:** It is the City's policy to make this document available to the public on its Internet site and/or upon request.

**GENERAL INFORMATION**

Date this EDS completed: \_\_\_\_\_

- A. **Who is submitting this EDS?** That party will be the "**Undersigned**" throughout this EDS.  
[ X ] Check here if you are filing as "Applicant." Exact legal name: Eport 600 Riverwalk Owner, L.L.C.  
[ ] Check here if you are filing as an "entity holding an interest in an Applicant." Exact legal name: \_\_\_\_\_  
\_\_\_\_\_  
(Also, please identify Applicant in which this entity holds an interest: \_\_\_\_\_)
- B. Business address: c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26<sup>th</sup> Floor, New York, New York 10167
- C. Telephone: (212) 692-2000 Fax: (212) 867-5436 Email: \_\_\_\_\_
- D. Name of contact person: Andrew Jacobs
- E. If a procurement, Specification # \_\_\_\_\_ and Contract # \_\_\_\_\_
- F. If not a procurement:  
1. City Agency requesting EDS Department of Planning and Development ;  
2. City action requested (e.g. loan, grant, sale of property): TIF Assistance ;  
3. If property involved, list property location: Area included within PD 447, including, but not limited to, 600 West Chicago
- G. Brief description of project, (include project number and location if applicable): rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including, a riverwalk along the north branch of the Chicago River, and various public parks

**SECTION ONE: DISCLOSURE OF OWNERSHIP INTERESTS**

**A. NATURE OF ENTITY**

1. Indicate whether the Undersigned is an individual or legal entity:

- Individual  Limited Liability Company
- Business corporation  Joint venture
- Sole proprietorship  Not-for-profit corporation  
[Is the not-for-profit corporation also a 501(c)(3)?  Yes  No.
- General Partnership  Other entity (please specify)
- Limited partnership \_\_\_\_\_

2. State of incorporation or organization, if applicable: Delaware

3. For legal entities not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?  Yes  No  N/A

**B. ORGANIZATION INFORMATION**

1. IF THE UNDERSIGNED IS A CORPORATION:

a. List below the names and titles of all executive officers and all directors of the corporation. For not-for-profit corporations, also list below any executive director of the corporation, and indicate all members, if any, who are legal entities. If there are no members, write "no members."

Name	Title
N.A.	

b. For corporations whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10% (or 7.5%, as applicable) of the corporation's outstanding shares. Note: it may be necessary for some shareholders to complete an EDS as an "Entity holding an interest in the Applicant."

Name	Business Address	Percentage Interest
N.A.		

c. For corporations that are not registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder. Note: it may be necessary for some shareholders to complete an EDS as an "Entity holding an interest in the Applicant."

Name	Business Address	Percentage Interest
N.A.		

2. IF THE UNDERSIGNED IS A PARTNERSHIP:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner. *Note: it may be necessary for some partners to complete an EDS as an "Entity holding an interest in the Applicant."*

Name	Business Address	Percentage Interest
N.A.		

3. IF THE UNDERSIGNED IS A LIMITED LIABILITY COMPANY:

a. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers," and indicate how managed. *Note: it may be necessary for some members to complete an EDS as an "Entity holding an interest in the Applicant."*

Name	Business Address	Percentage Interest
See Insert 1.B.3.a.		

b. List below the names and titles of all officers, if any. If there are no officers, write "no officers."

Name	Title
no officers	

4. IF THE UNDERSIGNED IS A LAND TRUST, BUSINESS TRUST OR ESTATE:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust.

Name	Business Address
N.A.	

b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held. *Note: it may be necessary for some beneficiaries to complete an EDS as an "Entity holding an interest in the Applicant."*

Name	Business Address	Percentage Interest
N.A.		



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**SECTION TWO: BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENT**

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months before the date this EDS is signed.

2. A **"business relationship"** means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; but a "financial interest" does not include: (i) any ownership through purchase at fair market value or inheritance of less than 1% of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended, (ii) the authorized compensation paid to an official or employee for his office or employment (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; or (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" does not include any employment relationship of an official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

**B. CERTIFICATION**

1. Has the Undersigned had a "business relationship" with any City elected officials in the 12 months before the date this EDS is signed?

Yes                                       No

If yes, please identify below the name(s) of such City elected official(s) and describe such relationship(s):

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**●STOP**

If you are filing on behalf of an "Entity holding an interest in the Applicant," go to Section Seven (Notice and Acknowledgment Regarding City Governmental Ethics and Campaign Finance Ordinances), page 12. The following sections Three through Six are to be completed only by the Applicant in the Applicant's EDS:

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**SECTION THREE: DISCLOSURE OF RETAINED PARTIES**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENTS**

1. Pursuant to Executive Order 97-1, every City contract, lease, and all matters requiring City approval must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors, and any other person whom the Applicant has retained or expects to retain in connection with the matter in connection with which this EDS is submitted. In particular, the Applicant must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Applicant is not required to disclose employees who are paid solely through the Applicant's regular payroll.

"Lobbyist" means any person (i) who, for compensation or on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.

2. If the Applicant is uncertain whether a disclosure is required under this Section, the Applicant must either ask the City whether disclosure is required or make the disclosure.

**B. CERTIFICATION**

Each and every attorney, lobbyist, accountant, consultant, subcontractor, or other person retained or anticipated to be retained directly by the Applicant with respect to or in connection with the project or transaction that is the subject of this EDS is listed below [begin list here, add sheets as necessary]:

Name	Business Address	Relationship to Applicant (attorney, lobbyist, etc.; retained or anticipated to be retained)	Fees (indicate whether paid or estimated)
See Eport 600, L.L.C. disclosure			

CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED DIRECTLY BY THE APPLICANT OR ARE ANTICIPATED TO BE RETAINED DIRECTLY BY THE APPLICANT.

**SECTION FOUR: CERTIFICATIONS BY APPLICANT**

**I. CERTIFICATION OF COMPLIANCE**

For purposes of the certifications in A, B, and C below, the term "affiliate" means any entity that, directly or indirectly: controls the Applicant, is controlled by the Applicant, or is, with the Applicant, under common control of another individual or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with the federal government or a state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity.

A. The Applicant is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Applicant or its affiliates delinquent in paying any fine, fee, tax or other charge owed to the City. This includes all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes. If there are any such delinquencies, note them below:

N.A. \_\_\_\_\_  
\_\_\_\_\_

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

B. The Applicant and its affiliates have not, in the past five years, been found in violation of any City, state or federal environmental law or regulation. If there have been any such violations, note them below:

N.A.

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

C. The Applicant and its affiliates will not use, nor permit their subcontractors to use, any facility on the U.S. EPA's List of Violating Facilities in connection with the project or transaction for the duration of time that such facility remains on the list.

D. The Applicant will obtain from any contractors/subcontractors hired or to be hired in connection with the City contract, work, business, or transaction that is the subject of this EDS certifications equal in form and substance to those in Section Four, 1,A-C above and will not, without the prior written consent of the City, use any such subcontractor that does not provide the certification or that the Applicant has reason to believe has not provided or cannot provide truthful certifications.

If the Applicant is unable to so certify, provide an explanation:

N.A.

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

## **II. CHILD SUPPORT OBLIGATIONS- CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who, directly or indirectly, owns or holds a 10% or more interest in the Applicant. *Note: This may include individuals disclosed in Part One (Disclosure of Ownership Interests), and individuals disclosed in an EDS filed by an "Entity holding an interest in the Applicant."*

If the Applicant's response below is #1 or #2, then all of the Applicant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Applicant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default. Moreover, failure of the Applicant to comply with the provisions of § 2-92-415(e) of the Municipal Code also constitutes an event of default.

### **Check one:**

1. No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2. The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial Owners, however, have entered into court-approved agreements for the payment of all such child support owed, **and** all such Substantial Owners are in compliance with such agreements.
3. The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations **and** (a) at least one such Substantial Owner has not entered into a court-approved agreement for the payment of all such child support owed; **or** (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; **or** both (a) and (b).
4. There are no Substantial Owners.

### **III. FURTHER CERTIFICATIONS**

A. The Applicant and, if the Applicant is a legal entity, its principals (officers, directors, partners, members, managers, executive director):

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (b) above;
4. have not within a five-year period preceding the date of this EDS had one or more public transactions (federal, state or local) terminated for cause or default; and
5. have not, within a five-year period preceding the date hereof, been convicted, adjudged guilty, or found liable in a civil proceeding, in any criminal or civil action instituted by the City or by the federal government, any state, or any other unit of local government.

B. The certifications in this subpart B concern:

- the Applicant;
- any party participating in the performance of the project or transaction that is the subject of this EDS ("an **Applicable Party**");
- any "**Affiliated Entity**" (meaning an entity that, directly or indirectly: controls the Applicant, is controlled by the Applicant or is, with the Applicant, under common control of another individual or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Applicable Parties, the term Affiliated Entity means an entity that directly or indirectly controls the Applicable Party, is controlled by it, or, with the Applicable Party, is under common control of another individual or entity;
- any responsible official of the Applicant, any Applicable Party or any Affiliated Entity;
- any other official, agent or employee of the Applicant, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Applicant, any Applicable Party or any Affiliated Entity.

Neither the Applicant, nor any Applicable Party, nor any Affiliated Entity of either the Applicant or any Applicable Party have, during the five years before the date this EDS is signed, or, with respect to an Applicable Party, an Affiliated Entity, or an Affiliated Entity of an Applicable Party during the five years before the date of such Applicable Party's or Affiliated Entity's contract or engagement in connection with the project or transaction that is the subject of this EDS:

1. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
3. made an admission of such conduct described in (1) or (2) above that is a matter of record, but have not been prosecuted for such conduct; or
4. violated the provisions of § 2-92-610 of the Municipal Code (**Living Wage Ordinance**).

C. The Applicant understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (Office of the Inspector General):

D. Neither the Applicant nor any employee, official, agent or partner of the Applicant is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-digging or bid-rotating.

E. If the Applicant is unable to certify to any of the above statements in this Part III, the Applicant must explain below:

N.A.

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

**IV. CERTIFICATION ON STATUS AS FINANCIAL INSTITUTION**

For purposes of this Part IV, under § 2-32-455(b) of the Municipal Code, the term "Financial Institution" means a bank, savings and loan association, thrift, credit union, mortgage banker, mortgage broker, a trust company, a savings bank, an investment bank, a securities broker, a municipal securities broker, a securities dealer, a municipal securities dealer, a securities underwriter, a municipal securities underwriter, an investment trust, a venture capital company, a bank holding company, a financial services holding company, or any licensee under the Consumer Installment Loan Act, the Sales Finance Agency Act, or the Residential Mortgage Licensing Act. However, "financial institution" specifically shall not include any entity whose predominant business is the providing of tax deferred, defined contribution, pension plans to public employees in accordance with Section 403(b) and 457 of the Internal Revenue Code. [Additional definitions may be found in Section 2-32-455(b) of the Municipal Code.]

**A. CERTIFICATION**

The Applicant certifies that the Applicant [check one]

\_\_\_\_\_ is  
 is not

a "financial institution" as defined in Section 2-32-455 (b) of the Municipal Code.

**B. If the Applicant IS a financial institution, then the applicant pledges:**

"We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal Code of Chicago. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City."

If the Applicant is unable to make this pledge because it or its affiliates (as defined in § 2-32-455(b) of the Municipal Code) are predatory lenders within the meaning of Chapter 2-32, explain here (attach additional pages if necessary):

\_\_\_\_\_  
\_\_\_\_\_  
If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

**V. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS**

Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same meanings when used in this PART V.

1. In accordance with § 2-156-110 of the Municipal Code:

Does any official or employee of the City of Chicago have a financial interest in his or her own name or in the name of any other person in the contract, work, business, or transaction that is the subject of this EDS?

\_\_\_\_\_ Yes.  
 No.

2. Unless sold pursuant to a process of competitive bidding, no City elected official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this PART V.

Does the contract, work, business, or transaction in connection with which this EDS is submitted involve a City Property Sale?

Yes.

No.

If you answered "yes" to question one above, identify the City officials or employees having such interest and the nature of such interest:

Name

Business Address

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3. The Applicant further certifies that no prohibited financial interest in the contract, work, business or transaction that is the subject of this EDS will be acquired by any City official or employee.

#### **VI. CERTIFICATION REGARDING SLAVERY ERA BUSINESS**

Section 2-92-585 of the Municipal Code requires that any entity entering into a contract with the City must complete an affidavit verifying that the entity has searched any and all records of the entity and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies from the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves) and must disclose in the affidavit such records to the City. In addition, § 2-92-585 requires that the entity disclose in the affidavit the names of any slaves or slaveholders described in those records. Failure to comply with § 2-92-585 makes the contract voidable on behalf of the City.

**Please check either (1) or (2) below. If the Applicant checks (2), the Applicant must disclose below or in an attachment to this EDS all requisite information as set forth in that paragraph (2).**

1. The Applicant verifies that (a) the Applicant has searched any and all records of the Applicant and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies, and (b) the Applicant has found no records of investments or profits from slavery, the slave industry, or slaveholder insurance policies and no records of names of any slaves or slaveholders.

2. The Applicant verifies that, as a result of conducting the search in step (1)(a) above, the Applicant has found records relating to investments or profits from slavery, the slave industry, or slaveholder insurance policies and/or the names of any slaves or slaveholders. The Applicant verifies that the following constitutes full disclosure of all such records:

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#### **SECTION FIVE: CERTIFICATIONS FOR FEDERALLY-FUNDED MATTERS**

**CHECK HERE [ ] AND SKIP THE CERTIFICATIONS IN SECTION FIVE, PARTS (I), (II), AND (III) IF THE CONTRACT, WORK, BUSINESS OR TRANSACTION IN CONNECTION WITH WHICH THIS EDS IS SUBMITTED IS NOT FEDERALLY FUNDED.**

**I. CERTIFICATION REGARDING LOBBYING**

A. List below the names of all persons registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Applicant with respect to the contract, work, business, or transaction that is or are the subject of this EDS: [Begin list here, add sheets as necessary]:

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***[If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Applicant means that NO persons registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Applicant with respect to the contract, work, business, or transaction in connection with which this EDS is submitted.]***

B. The Applicant has not spent and will not expend any federal appropriated funds to pay any person listed in Paragraph (A) above for his or her lobbying activities or to pay any person to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress, in connection with the award of any federally-funded contract, making any federally-funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify federally-funded contract, grant, loan, or cooperative agreement.

C. The Applicant will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in Paragraphs (I.A.) and (I.B.) above.

***[If any funds other than federal appropriated funds have been or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the federal contract, grant, loan, or cooperative agreement to which this EDS relates, the Applicant must complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions. The form may be obtained online from the federal Office of Management and Budget (OMB) web site at <http://www.whitehouse.gov/omb/grants/sflllin.pdf>, linked on the page [http://www.whitehouse.gov/omb/grants/grants\\_forms.html](http://www.whitehouse.gov/omb/grants/grants_forms.html).***

D. The Applicant certifies that either (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying Activities".

E. The Applicant must obtain certifications equal in form and substance to paragraphs (I.A) through (I.D.) above from all subcontractors before it awards any subcontract. The Applicant must maintain all such subcontractors' certifications for the duration of the contract and must make such certifications promptly available to the City upon request.

**II. CERTIFICATION REGARDING NONSEGREGATED FACILITIES**

A. The Applicant does not and will not maintain or provide for its employees any segregated facilities at any of its establishments, and it does not and will not permit its employees to perform their services at any location under its control where segregated facilities are maintained. The Applicant agrees that a breach of this certification is a violation of the Equal Opportunity clause in its contract with the City.

**"Segregated facilities,"** as used in this provision, means any waiting rooms, work areas, restrooms, washrooms, restaurants and other eating areas, time clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing provided for employees, that are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, sex, or national origin because of habit, local or employee custom, or otherwise. However, separated or single-user restrooms and necessary dressing or sleeping areas must be provided to assure privacy between the sexes.

B. The Applicant will, before the award of subcontracts, obtain identical certifications from proposed subcontractors under which the subcontractor will be subject to the Equal Opportunity clause. Contracts and subcontracts exceeding \$10,000, or having an aggregate value exceeding \$10,000 in any 12-month period, are generally subject to the Equal Opportunity clause. See 41 CFR Part 60 for further information regarding the Equal Opportunity clause. The Applicant must retain the certifications required by this paragraph F for the duration of the contract and must make such certifications promptly available to the City upon request.

- C. The Applicant will forward the notice set forth below to proposed subcontractors:

**NOTICE TO PROSPECTIVE SUBCONTRACTORS OF REQUIREMENTS FOR CERTIFICATIONS OF NONSEGREGATED FACILITIES**

Subcontractors must submit to the Contractor a Certification of Nonsegregated Facilities before the award of any subcontract under which the subcontractor will be subject to the federal equal opportunity clause. The subcontractor may submit such certifications either for each subcontract or for all subcontracts *during a period* (e.g., quarterly, semiannually, or annually).

**III. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY**

Federal regulations require prospective contractors (e.g., the Applicant) and proposed subcontractors to submit the following information with their bids or in writing at the outset of negotiations.

- A. Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.)  
 Yes  No
- B. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause?  
 Yes  No
- C. Have you filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements?  
 Yes  No

**SECTION SIX: NOTICE AND ACKNOWLEDGMENT REGARDING LIVING WAGE ORDINANCE**

Section 2-92-610 of the Municipal Code ("**Living Wage Ordinance**") requires that eligible contractors (see A.1. and 2. below) pay a specified minimum living wage ("Base Wage") to particular categories of workers employed in connection with the performance of certain City contracts. The Living Wage Ordinance applies to any written agreement or subcontract in connection with which "the City is committed to expend or does expend funds" and "which requires in the performance thereof the employment" of those categories of workers.

The ordinance was amended to provide for a higher Base Wage and regular increases to that wage effective January 1, 2003. The amended ordinance applies to agreements predating the amendment as well as to new agreements. For purposes of this Section Six, the term "Contractor" in paragraphs A through E below means the Applicant if the Living Wage Ordinance applies to a written agreement in connection with which this EDS is submitted.

**BY CHECKING THIS BOX APPLICANT ACKNOWLEDGES AND AGREES THAT IF THIS EDS IS BEING SUBMITTED IN CONNECTION WITH A MODIFICATION TO AN EXISTING CONTRACT TO WHICH THE LIVING WAGE ORDINANCE APPLIES, THE FOLLOWING LIVING WAGE PROVISIONS WILL BECOME PART OF SUCH MODIFICATION, SUPERSEDING AND REPLACING ANY LIVING WAGE PROVISIONS THAT MAY BE CONTAINED IN SUCH MODIFICATION OR EXISTING CONTRACT.**

A. Under Section 2-92-610 of the Municipal Code the Base Wage applies for certain categories of workers employed in the performance of City contracts, specifically non-City employed security guards, parking attendants, day laborers, home and health care workers, cashiers, elevator operators, custodial workers, and clerical workers ("**Covered Employees**"). Accordingly, pursuant to Section 2-92-610 and regulations promulgated under it:

- 1) If the contractor has 25 or more full-time employees, and
- 2) If at any time during the performance of the contract the contractor and/or any subcontractor or any other entity that performs any portion of the contracted work (collectively "**Performing Parties**") uses 25 or more full-time security guards, or any number of other full-time Covered Employees, then
- 3) The contractor must pay its Covered Employees, and must assure that all other Performing Parties pay their Covered Employees, not less than the minimum "Base Wage" as determined in accordance with this provision for all work performed pursuant to the contract.



B. The contractor's obligation to pay, and to assure payment of, the Base Wage will begin at any time during the contract term when the conditions set forth in A.1 and A.2 above are met, and will continue thereafter until the end of the contract.

C. Prior to January 1, 2003, the Base Wage was \$7.60 per hour; beginning January 1, 2003, the Base Wage is \$9.05 per hour. As of July 1, 2003, and each July 1 thereafter, the Base Wage will be adjusted, using the most recent federal poverty guidelines for a family of four as published annually by the U.S. Department of Health and Human Services, to constitute the following: the poverty guidelines for a family of four divided by 2000 hours or the current base wage, whichever is higher. At all times during the term of this contract, contractor and all other Performing Parties must pay the Base Wage (as adjusted in accordance with the above). If the payment of prevailing wages is required for work or services done under this contract, and the prevailing wages for Covered Employees are higher than the Base Wage, then the contractor and all other Performing Parties must pay the prevailing wage rates.

D. The contractor must include provisions in all subcontracts requiring its subcontractors to pay the Base Wage to Covered Employees. The contractor agrees to provide the City with documentation acceptable to the Chief Procurement Officer demonstrating that all Covered Employees, whether employed by the Contractor or by a subcontractor, have been paid the Base Wage, upon the City's request for such documentation. The City may independently audit the contractor and/or subcontractors to verify compliance herewith. Failure to comply with the requirements of this Section will be an event of default under this contract, and further, failure to comply may result in ineligibility for any award of a City contract or subcontract for up to three (3) years.

E. Not-for-Profit Corporations: If the contractor is a corporation having Federal tax-exempt status under Section 501(c)(3) of the Internal Revenue Code and is recognized under Illinois not-for-profit law, then the provisions of Section A through D above do not apply.

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**RESUME:**

**All Undersigneds, including "Entities holding an interest in the Applicant" (defined on page 1 of this EDS) must complete the remainder of this EDS.**

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**SECTION SEVEN: NOTICE AND ACKNOWLEDGMENT REGARDING CITY GOVERNMENTAL ETHICS AND CAMPAIGN FINANCE ORDINANCES**

The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the City's Municipal Code, impose certain duties and obligations on persons seeking City contracts, work, business, or transactions. The City of Chicago Board of Ethics has developed an ethics training program for such persons. The full text of these ordinances and the training program is available on line at [www.cityofchicago.org/Ethics/](http://www.cityofchicago.org/Ethics/), and may also be obtained from the City's Board of Ethics, 740 N. Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The following is descriptive only and does not purport to cover every aspect of Chapters 2-156 and 2-164. The Undersigned must comply fully with the applicable ordinances.

**BY CHECKING THIS BOX THE UNDERSIGNED ACKNOWLEDGES THAT THE UNDERSIGNED UNDERSTANDS THAT THE CITY'S GOVERNMENTAL ETHICS AND CAMPAIGN FINANCING ORDINANCES, AMONG OTHER THINGS:**

- 1) Provide that any contract negotiated, entered into or performed in violation of the City's ethics laws can be voided by the City.
- 2) Limit the gifts and favors any person can give, or offer to give, to any City official, employee, contractor or candidate for elected City office or the spouse or minor child of any of them:
  - a. cannot give them any cash gift or any anonymous gift; and
  - b. cannot give any gift based on a mutual understanding that the City official's or employee's or City contractor's actions or decisions will be influenced in any way by the gift;
- 3) Prohibit any City elected official or City employee from having a financial interest, directly or indirectly, in any contract, work, transaction or business of the City, if that interest has a cost or present value of \$5,000 or more, or if that interest entitles the owner to receive more than \$2,500 per year.
- 4) Prohibit any City appointed official from engaging in any contract, work, transaction or business of the City, unless the matter is wholly unrelated to the appointed official City duties or responsibilities.

- 5) Provide that City employees and officials, or their spouses or minor children, cannot receive compensation or anything of value in return for advice or assistance on matters concerning the operation or business of the City, unless their services are wholly unrelated to their City duties and responsibilities.
- 6) Provide that former City employees and officials cannot, for a period of one year after their City employment ceases, assist or represent another on any matter involving the City if, while with the City, they were personally and substantially involved in the same matter.
- 7) Provide that former City employees and officials cannot ever assist or represent another on a City contract if, while with the City, they were personally involved in or directly supervised the formulation, negotiation, or execution of that contract.

**SECTION EIGHT: CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

**The Undersigned understands and agrees that:**

- A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract awarded to the Applicant by the City in connection with the project or transaction that is the subject of this EDS, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to assisting the project or transaction that is the subject of this EDS. The Undersigned understands that it must comply with the statutes, ordinances, and regulations on which this EDS is based.
- B. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be void or voidable, and the City may pursue any remedies under the contract (if not void or voidable), at law, or in equity, including terminating the Undersigned's participation in the project or transaction and/or declining to allow the Undersigned to participate in other transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible fights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- D. The Undersigned has withheld no disclosures as to economic interests in the undersigned, or undertaking, business, or transaction to which this EDS pertains nor reserved any information, data or plan as to the intended use or purpose for which it seeks City Council or other City agency action.
- E. The information provided in this EDS must be kept current. In the event of changes, the Undersigned must supplement this Affidavit, up to the time the City takes action on the bid, proposal, or other application for which this EDS is being submitted.

Eport 600 Riverwalk Owner, L.L.C.  
(Print or type name of individual or legal entity submitting this EDS)

Date: April 18, 2007

By: Eport 600, L.L.C., its sole member,

By: AG Asset Manager, Inc., its sole manager

By:   
(Sign here)

Title of signatory: Vice President

Print or type name of Signatory: Adam Schwartz

(If signing in a Representative capacity, e.g., as an officer or agent of an Applicant or an entity holding an interest in the Applicant.)

(If signing in an individual capacity.)

County of Kings  
State of New York  
Acknowledged under oath on [date] 4/12/07  
Before me by Adam Schwartz  
as [title] Vice President  
of [firm] AG Asset Manager, Inc.

County of \_\_\_\_\_  
State of \_\_\_\_\_  
Acknowledged under oath on [date] \_\_\_\_\_  
Before me by \_\_\_\_\_  
Scott Berning  
Notary Public  
Commission expires: March 3, 2007

(Do not write below this line except to recertify prior to submission to City Council or on the date of closing. If unable to recertify truthfully, the Undersigned must complete a new EDS with correct or corrected information)

**RECERTIFICATION**

**Generally, for use with City Council matters, not for City procurements unless requested.**

This Recertification is being submitted in connection with \_\_\_\_\_ [identify the contract, work, business or transaction]. The Undersigned warrants under penalty of perjury that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date of this recertification and reaffirms its acknowledgments.

Eport 600 Riverwalk Owner, L.L.C.,  
(Print or type name of individual or legal entity submitting this EDS)

Date: April 28, 2003

By: Eport 600, L.L.C., its sole member,

By: AG Asset Manager, Inc., its sole manager

By:   
(sign here)

Print or type name of signatory: Adam Schwartz

Title of signatory: Vice President

Subscribed to before me on [date] 4/28/03, at New York County, New York [state].  
Scott Berning Notary Public. Commission expires: March 3, 2007

**SCOTT M. BERNING**  
Notary Public, State of New York  
No. 01BE6087995  
Qualified in Kings County  
Commission Expires March 3, 2007

INSERT 1.B.3.a. for Eport 600 Riverwalk Owner, L.L.C. Disclosure:

NAME	BUSINESS ADDRESS	PERCENTAGE INTEREST
Eport 600, L.L.C., a Delaware limited liability company (Sole Member)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	100%

CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code"), the following information is required to be disclosed prior to any City agency, department or City Council action. Please fully complete each statement, with all information current as of the attestation date. Every question must be answered. If a question is not applicable, answer with "N.A." An incomplete EDS shall be returned and any city action shall be interrupted.

Please clearly print or type all responses.

WHO MUST FILE:

1. The Undersigned: Any individual or entity (the "Undersigned") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS.
2. Entities holding an interest in the Undersigned: whenever an ownership interest in the undersigned (such as shares of stock of the Undersigned or a limited partnership interest in the Undersigned, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf. If the original Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10 percent or more of the Undersigned's stock must file EDS's on their own behalf.

ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS: By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

Exact legal name of Undersigned: AG Eport Holdings, L.L.C.

A. Business address: c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26<sup>th</sup> Floor, New York, New York 10167

B. Telephone: (212) 692-2000

C. Fax: (212) 867-5436

D. Name of contact person: Andrew Jacobs

E. Project Information. (1) City agency requesting EDS: Department of Planning and Development;  
(2) City action requested (e.g., loan, grant, sale of property): TIF Assistance;  
(3) property location: Area included within RBPD 447, including, but not limited to, 600 West Chicago; (4) project description rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including, a riverwalk along the north branch of the Chicago River, and various public parks.

II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes       No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
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N.A.

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b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
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N.A.

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c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
N.A.		

\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
N.A.	

2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
N.A.		

3. FOR LIMITED LIABILITY COMPANIES:

a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
no officers	

b. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
N.A.		

4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N.A.

b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
N.A.		

III. CERTIFICATION OF COMPLIANCE

A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

N.A.

B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

N.A.



- C. The Undersigned entity hereby certifies that (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N.A.

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**IV. CHILD SUPPORT OBLIGATIONS**

**A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.  No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4.  There are no Substantial Owners.

**V. CERTIFICATION**

A. The Undersigned and its principals (officers, directors, partners, members):

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery;

falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.

B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:

1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.

C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).

D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.

E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N.A.

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[If no explanation appears or begins on the lines above, it shall be conclusively presumed that the Undersigned certifies to each of the above statements.]

VI. RETAINED PARTIES

A. DEFINITIONS AND DISCLOSURE REQUIREMENTS

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

B. CERTIFICATION:

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
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See Eport 600, L.L.C. disclosure

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CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED: \_\_\_\_\_

VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

A. DEFINITIONS AND DISCLOSURE REOUIREMENT

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" shall not include any employment relationship of an

official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

[ ] Yes [ X ] No

If yes, please identify below the name(s) of such City elected official(s) and describe such relationships):

N.A.

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VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

[ ] Yes [ X ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

[ X ] N/A (ie., the contract, work or transaction is not for a City Property Sale)  
[ ] Yes  
[ ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.

**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

The Undersigned understands and agrees that:

- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
- B. If the City determines that any information provided herein is false, incomplete or inaccurate, the City may terminate the transaction, terminate the Undersigned's participation in the transaction, and/or decline to allow the Undersigned to participate in other contracts or transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted herein.

AG Eport Holdings, L.L.C.

by AG Asset Manager, Inc., its sole manager  
(Print or type name of individual or legal entity)

By: *Dana Roffman*  
(sign here)

Title of signatory: Vice President

Print or type name of signatory: Dana Roffman

Date: April 9, 2003

Subscribed to before me this 9 day of April, 2003 at New York County, New York.

*Scott Berning*  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
Notary Public, State of New York  
No. 01BE6087995  
Qualified in Kings County  
Commission Expires March 3, 2007

(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

**RECERTIFICATION**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Undersigned hereby represents, under penalty of perjury, that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date hereof.

AG Eport Holdings, L.L.C.

by AG Asset Manager, Inc., its sole manager  
(Print or type name of individual or legal entity)

By: *Dana Roffman*  
(sign here)

Title of signatory: Vice President

Print or type name of signatory: Dana Roffman

Date: April 9, 2003

Subscribed to before me this 9 day of April, 2003 at New York County, New York.

*Scott Berning*  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
Notary Public, State of New York  
No. 01BE6087995  
Qualified in Kings County  
Commission Expires March 3, 2007

INSERT II.B.3.b. for AG Eport Holdings, L.L.C. Disclosure

NAME	BUSINESS ADDRESS	PERCENTAGE INTEREST
AG Asset Manager, Inc., a Delaware corporation (sole manager)	245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	0.00%
AG MW Holdings, L.L.C., a Delaware limited liability company (Sole Member)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	100.00%

CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code"), the following information is required to be disclosed prior to any City agency, department or City Council action. Please fully complete each statement, with all information current as of the attestation date. Every question must be answered. If a question is not applicable, answer with "N.A." An incomplete EDS shall be returned and any city action shall be interrupted.

Please clearly print or type all responses.

WHO MUST FILE:

1. The Undersigned: Any individual or entity (the "Undersigned") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS.
2. Entities holding an interest in the Undersigned: whenever an ownership interest in the undersigned (such as shares of stock of the Undersigned or a limited partnership interest in the Undersigned, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf. If the original Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10 percent or more of the Undersigned's stock must file EDS's on their own behalf.

ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS: By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: AG MW Holdings, L.L.C.
- B. Business address: c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26<sup>th</sup> Floor, New York, New York 10167
- C. Telephone: (212) 692-2000
- D. Fax: (212) 867-5436
- E. Name of contact person: Andrew Jacobs
- F. Project Information. (1) City agency requesting EDS: Department of Planning and Development ;
- (2) City action requested (e.g., loan, grant, sale of property): TIF Assistance ;
- (3) property location: Area included within RBPD 447, including, but not limited to, 600 West Chicago ; (4) project description rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including, a riverwalk along the north branch of the Chicago River, and various public parks.

8000395



II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes       No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
<u>N.A.</u>	

b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
<u>N.A.</u>		

c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
N.A.		

\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
N.A.	

2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
N.A.		

3. FOR LIMITED LIABILITY COMPANIES:

a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
no officers	

- b. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
<u>See attached Insert II.B.3(b)</u>		

4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

- a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N.A.

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- b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
<u>N.A.</u>		

III. CERTIFICATION OF COMPLIANCE

- A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

N.A.

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- B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

N.A.

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- C. The Undersigned entity hereby certifies that (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N.A.

**IV. CHILD SUPPORT OBLIGATIONS**

**A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.  No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4.  There are no Substantial Owners.

**V. CERTIFICATION**

**A. The Undersigned and its principals (officers, directors, partners, members):**

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery;

falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.

B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:

1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.

C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).

D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.

E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N.A.

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[If no explanation appears or begins on the lines above, it shall be conclusively presumed that the Undersigned certifies to each of the above statements.]

VI. RETAINED PARTIES

A. DEFINITIONS AND DISCLOSURE REQUIREMENTS

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

B. CERTIFICATION:

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
See Eport 600, L.L.C. disclosure			

CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED: \_\_\_\_\_

VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

A. DEFINITIONS AND DISCLOSURE REOUIREMENT

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" shall not include any employment relationship of an

official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

[ ] Yes [ X ] No

If yes, please identify below the name(s) of such City elected officials) and describe such relationships):

N.A.

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VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

[ ] Yes [ X ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

[ X ] N/A (ie., the contract, work or transaction is not for a City Property Sale)  
[ ] Yes  
[ ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.

**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

The Undersigned understands and agrees that:

- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
- B. If the City determines that any information provided herein is false, incomplete or inaccurate, the City may terminate the transaction, terminate the Undersigned's participation in the transaction, and/or decline to allow the Undersigned to participate in other contracts or transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted herein.

AG MW HOLDINGS, L.L.C.,

by AG Asset Manager, Inc., its sole manager  
(Print or type name of individual or legal entity)

By: Andrew L. Jacobs (sign here)

Title of signatory: Vice President

Print or type name of signatory: Andrew Jacobs

Date: April 9, 2003

Subscribed to before me this 9 day of April,  
2003 at New York County, New York.

Scott Berning  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
**Notary Public, State of New York**  
**No. 01BE6087995**  
**Qualified in Kings County**  
**Commission Expires March 3, 2007**



(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

**RECERTIFICATION**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Undersigned hereby represents, under penalty of perjury, that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date hereof.

AG MW HOLDINGS, L.L.C.,

by AG Asset Manager, Inc., its sole manager  
(Print or type name of individual or legal entity)

By: *Andrew C Jacobs*  
(sign here)

Title of signatory: Vice President

Print or type name of signatory: Andrew Jacobs

Date: April 9, 2003

Subscribed to before me this 9 day of April, 2003 at New York County, New York.

*Scott Berning*  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
Notary Public, State of New York  
No. 01BE6087995  
Qualified in Kings County  
Commission Expires March 3, 2007

INSERT II.B.3.b. for AG MW Holdings, L.L.C. Disclosure:

NAME	BUSINESS ADDRESS	PERCENTAGE INTEREST
AG Asset Manager, Inc., a Delaware corporation (sole manager)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	0.00%
AG Long-Term Super Fund, L.P., a Delaware limited partnership (Member)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	77.50%
AG CNG Fund, L.P., a Delaware limited partnership (Member)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	8.75%
AG Princess, L.P., a Delaware limited partnership (Member)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	8.75%
AG MM, L.P., a Delaware limited partnership (Member)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	5.00%

Please note that the foregoing percentages represent the current capitalization of AG MW Holdings, L.L.C. and said percentages are subject to change based on actual contributions made by the foregoing listed members.

CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code"), the following information is required to be disclosed prior to any City agency, department or City Council action. Please fully complete each statement, with all information current as of the attestation date. Every question must be answered. If a question is not applicable, answer with "N.A." An incomplete EDS shall be returned and any city action shall be interrupted.

Please clearly print or type all responses.

WHO MUST FILE:

1. The Undersigned: Any individual or entity (the "Undersigned") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS.
2. Entities holding an interest in the Undersigned: whenever an ownership interest in the undersigned (such as shares of stock of the Undersigned or a limited partnership interest in the Undersigned, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf. If the original Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10 percent or more of the Undersigned's stock must file EDS's on their own behalf.

ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS: By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: AG Long Term Super Fund, L.P.
- B. Business address: c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26<sup>th</sup> Floor, New York, New York 10167
- C. Telephone: (212) 692-2000
- D. Fax: (212) 867-5436
- E. Name of contact person: Andrew Jacobs
- F. Project Information. (1) City agency requesting EDS: Department of Planning and Development ;
- (2) City action requested (e.g., loan, grant, sale of property): TIF Assistance ;
- (3) property location: Area included within RBPD 447, including, but not limited to, 600 West Chicago ; (4) project description rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including, a riverwalk along the north branch of the Chicago River, and various public parks.

II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes       No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
<u>N.A.</u>	
_____	
_____	
_____	

b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
<u>N.A.</u>		
_____		
_____		
_____		

- c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
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N.A.

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\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

- d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
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N.A.

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2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
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See attached Insert II.B.2

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3. FOR LIMITED LIABILITY COMPANIES:

- a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
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N.A.

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- b. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
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N.A.

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4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

- a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N.A.

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- b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
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N.A.

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III. CERTIFICATION OF COMPLIANCE

- A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

N.A.

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- B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

N.A.

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- C. The Undersigned entity hereby certifies that (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N.A.

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**IV. CHILD SUPPORT OBLIGATIONS**

**A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.  No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4.  There are no Substantial Owners.

**V. CERTIFICATION**

A. The Undersigned and its principals (officers, directors, partners, members):

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;

2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
  3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
  4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
  5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.
- B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:
1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
  2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
  3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.
- C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).
- D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.
- E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N.A.

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**VI. RETAINED PARTIES**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENTS**

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

**B. CERTIFICATION:**

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
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See Eport 600, L.L.C. disclosure

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CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED: \_\_\_\_\_

**VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENT**

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" shall not include any employment relationship of an

deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" shall not include any employment relationship of an official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

[ ] Yes [ X ] No

If yes, please identify below the name(s) of such City elected officials) and describe such relationships):

N.A.

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VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

[ ] Yes [ X ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

[ X ] N/A (ie., the contract, work or transaction is not for a City Property Sale)  
[ ] Yes  
[ ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.

**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

The Undersigned understands and agrees that:

- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
- B. If the City determines that any information provided herein is false, incomplete or inaccurate, the City may terminate the transaction, terminate the Undersigned's participation in the transaction, and/or decline to allow the Undersigned to participate in other contracts or transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted herein.

AG LONG TERM SUPER FUND, L.P.,

by Angelo, Gordon & Co., L.P., its general partner  
(Print or type name of individual or legal entity)

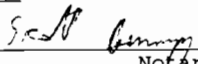
By:  (sign here)

Title of signatory: Chief Administrative Officer

Print or type  
name of signatory: Fred Berger

Date: April 9, 2007

Subscribed to before me this 9 day of April,  
2007 at New York County, New York.

  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
Notary Public, State of New York  
No. 01BE6087995  
Qualified in Kings County  
Commission Expires March 3, 2007

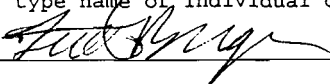
(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

**RECERTIFICATION**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Undersigned hereby represents, under penalty of perjury, that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date hereof.

AG LONG TERM SUPER FUND, L.P.,

by Angelo, Gordon & Co., L.P., its general partner  
(Print or type name of individual or legal entity)

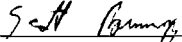
By:   
(sign here)

Title of signatory: Chief Administrative Officer

Print or type  
name of signatory: Fred Berger

Date: April 8, 2003

Subscribed to before me this 8 day of April,  
2003 at New York County, New York.

  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
**Notary Public, State of New York**  
**No. 01BE6087995**  
**Qualified in Kings County**  
**Commission Expires March 3, 2007**

INSERT II.B.2 for AG Long Term Super Fund, L.P.

AG Long-Term Super Fund, L.P is a privately offered limited partnership containing pooled investments. Pursuant to Regulation D promulgated pursuant to the Securities Act of 1933, as amended, notices of the offerings of the partnership interests are required to be filed with the Securities and Exchange Commission and must disclose the names of each beneficial owner having the power to vote or dispose of 10% or more of the partnership interests. The beneficial owners of said limited partnership are too numerous to mention, and according to the most recent filings with the Securities and Exchange Commission for such limited partnership, there is no beneficial owner of 10% or more of the partnership interests for such limited partnership. The general partner of AG Long Term Super Fund, L.P. is as follows:

NAME	BUSINESS ADDRESS	PERCENTAGE INTEREST
Angelo, Gordon & Co., L.P., a Delaware limited partnership (general partner)	245 Park Avenue, 26 <sup>th</sup> Floor New York, NY 10167	1.6134%

CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code"), the following information is required to be disclosed prior to any City agency, department or City Council action. Please fully complete each statement, with all information current as of the attestation date. Every question must be answered. If a question is not applicable, answer with "N.A." An incomplete EDS shall be returned and any city action shall be interrupted.

Please clearly print or type all responses.

WHO MUST FILE:

1. The Undersigned: Any individual or entity (the "Undersigned") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS.
2. Entities holding an interest in the Undersigned: whenever an ownership interest in the undersigned (such as shares of stock of the Undersigned or a limited partnership interest in the Undersigned, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf. If the original Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10 percent or more of the Undersigned's stock must file EDS's on their own behalf.

ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS: By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: AG CNG Fund, L.P.
- B. Business address: c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26<sup>th</sup> Floor, New York, New York 10167
- C. Telephone: (212) 692-2000
- D. Fax: (212) 867-5436
- E. Name of contact person: Andrew Jacobs
- F. Project Information. (1) City agency requesting EDS: Department of Planning and Development;  
(2) City action requested (e.g., loan, grant, sale of property): TIF Assistance;  
(3) property location: Area included within RBPD 447, including, but not limited to, 600 West Chicago; (4) project description rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including, a riverwalk along the north branch of the Chicago River, and various public parks.

8000.397

II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes       No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
N.A.	

b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
N.A.		

c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
N.A.		

\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
N.A.	

2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
See attached Insert II.B.2.		

3. FOR LIMITED LIABILITY COMPANIES:

a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
N.A.	



b. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
N.A.		

4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N.A.		

b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
N.A.		

III. CERTIFICATION OF COMPLIANCE

A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

N.A.		

B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

N.A.		

- C. The Undersigned entity hereby certifies that (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N.A.

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**IV. CHILD SUPPORT OBLIGATIONS**

**A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.  No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4.  There are no Substantial Owners.

**V. CERTIFICATION**

**A. The Undersigned and its principals (officers, directors, partners, members):**

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery;

falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
  4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
  5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.
- B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:
1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
  2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
  3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.
- C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).
- D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.
- E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N.A.

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[If no explanation appears or begins on the lines above, it shall be conclusively presumed that the Undersigned certifies to each of the above statements.]

VI. RETAINED PARTIES

A. DEFINITIONS AND DISCLOSURE REQUIREMENTS

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

B. CERTIFICATION:

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
See Eport 600, L.L.C. disclosure			

CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED: \_\_\_\_\_

VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

A. DEFINITIONS AND DISCLOSURE REQUIREMENT

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" shall not include any employment relationship of an

official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

[ ] Yes [ X ] No

If yes, please identify below the name(s) of such City elected officials) and describe such relationships):

N.A.

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VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

[ ] Yes [ X ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

[ X ] N/A (ie., the contract, work or transaction is not for a City Property Sale)  
[ ] Yes  
[ ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.


**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

The Undersigned understands and agrees that:

- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
- B. If the City determines that any information provided herein is false, incomplete or inaccurate, the City may terminate the transaction, terminate the Undersigned's participation in the transaction, and/or decline to allow the Undersigned to participate in other contracts or transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted herein.

AG CNG Fund, L.P.,

by Angelo, Gordon & Co., L.P., its general partner  
(Print or type name of individual or legal entity)

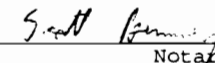
By:   
(sign here)

Title of signatory: Chief Administrative Officer

Print or type name of signatory: Fred Berger

Date: Apr 18, 2007

Subscribed to before me this 8 day of April,  
2007 at New York County, New York.

  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
Notary Public, State of New York  
No. 01BE6087996  
Qualified in Kings County  
Commission Expires March 3, 2007

(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

**RECERTIFICATION**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Undersigned hereby represents, under penalty of perjury, that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date hereof.

AG CNG Fund, L.P.,

by Angelo, Gordon & Co., L.P., its general partner  
(Print or type name of individual or legal entity)

BY: *Fred Berger*  
(sign here)

Title of signatory: Chief Administrative Officer

Print or type name of signatory: Fred Berger

Date: April 9, 2007

Subscribed to before me this 9 day of April, 2007 at New York County, New York.

*Scott Berning*  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
Notary Public, State of New York  
No. 01BE0087995  
Qualified in Kings County  
Commission Expires March 3, 2007

INSERT II.B.2 for AG CNG Fund, L.P.

AG CNG Fund is a tax qualified employee benefit plans for a publicly traded company and beneficially owned by persons too numerous to mention, none of whom individually owns 10% or more of said entity. The general partner of AG CNG Fund, L.P. is as follows:

NAME	BUSINESS ADDRESS	PERCENTAGE INTEREST
Angelo, Gordon & Co., L.P., a Delaware limited partnership (general partner)	245 Park Avenue, 26 <sup>th</sup> Floor New York, NY 10167	0.8012%



CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code"), the following information is required to be disclosed prior to any City agency, department or City Council action. Please fully complete each statement, with all information current as of the attestation date. Every question must be answered. If a question is not applicable, answer with "N.A." An incomplete EDS shall be returned and any city action shall be interrupted.

Please clearly print or type all responses.

WHO MUST FILE:

1. The Undersigned: Any individual or entity (the "Undersigned") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS.
2. Entities holding an interest in the Undersigned: whenever an ownership interest in the undersigned (such as shares of stock of the Undersigned or a limited partnership interest in the Undersigned, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf. If the original Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10 percent or more of the Undersigned's stock must file EDS's on their own behalf.

ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS: By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: AG Princess, L.P.
- B. Business address: c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26<sup>th</sup> Floor, New York, New York 10167
- C. Telephone: (212) 692-2000
- D. Fax: (212) 867-5436
- E. Name of contact person: Andrew Jacobs
- F. Project Information. (1) City agency requesting EDS: Department of Planning and Development;  
(2) City action requested (e.g., loan, grant, sale of property): TIF Assistance;  
(3) property location: Area included within RBPD 447, including, but not limited to, 600 West Chicago; (4) project description rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including, a riverwalk along the north branch of the Chicago River, and various public parks.

8000398

II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes       No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
------	-------

N.A.

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b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
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N.A.

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c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
N.A.		

\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
N.A.	

2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
See attached Insert II.B.2		

3. FOR LIMITED LIABILITY COMPANIES:

a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
N.A.	

b. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
N.A.		

4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N.A.		

b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
N.A.		

III. CERTIFICATION OF COMPLIANCE

A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

N.A.

B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

N.A.

- C. The Undersigned entity hereby certifies that (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N.A.

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**IV. CHILD SUPPORT OBLIGATIONS**

**A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.  No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4.  There are no Substantial Owners.

**V. CERTIFICATION**

**A. The Undersigned and its principals (officers, directors, partners, members):**

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery;

falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.

B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:

1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.

C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).

D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.

E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N.A.

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[If no explanation appears or begins on the lines above, it shall be conclusively presumed that the Undersigned certifies to each of the above statements.]

VI. RETAINED PARTIES

A. DEFINITIONS AND DISCLOSURE REQUIREMENTS

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

B. CERTIFICATION:

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
<hr/> <u>See Eport 600, L.L.C. disclosure</u> <hr/> <hr/> <hr/>			

CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED: \_\_\_\_\_

VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

A. DEFINITIONS AND DISCLOSURE REQUIREMENT

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" shall not include any employment relationship of an

official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

Yes  No

If yes, please identify below the name(s) of such City elected official(s) and describe such relationships):

N.A.

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VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

Yes  No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

N/A (ie., the contract, work or transaction is not for a City Property Sale)  
 Yes  
 No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.

**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

The Undersigned understands and agrees that:

- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
- B. If the City determines that any information provided herein is false, incomplete or inaccurate, the City may terminate the transaction, terminate the Undersigned's participation in the transaction, and/or decline to allow the Undersigned to participate in other contracts or transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted herein.

AG PRINCESS, L.P.,  
by Angelo, Gordon & Co., L.P., its general partner  
(Print or type name of individual or legal entity)

By: *[Signature]* (sign here)

Title of signatory: Chief Administrative Officer

Print or type name of signatory: Fred George

Date: Feb 18, 2003

Subscribed to before me this 8 day of Feb, 2003 at New York County, New York.

*[Signature]*  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
Notary Public, State of New York  
No. 01BE6087895  
Qualified in Kings County  
Commission Expires March 3, 2007

(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

**RECERTIFICATION**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Undersigned hereby represents, under penalty of perjury, that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date hereof.

AG PRINCESS, L.P.,

by Angelo, Gordon & Co., L.P., its general partner  
(Print or type name of individual or legal entity)

By: *Fred Berger* (sign here)

Title of signatory: Chief Administrative Officer

Print or type name of signatory: Fred Berger

Date: April 8, 2003

Subscribed to before me this 8 day of April, 2003 at New York County, New York.

*Scott Berning*  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
**Notary Public, State of New York**  
**No. 01BE6087995**  
**Qualified in Kings County**  
**Commission Expires March 3, 2007**

INSERT II.B.2 for AG Princess, L.P.

AG Princess, L.P. is a wholly-owned subsidiary of a charitable foundation. The general partner of AG Princess, L.P. is as follows:

NAME	BUSINESS ADDRESS	PERCENTAGE INTEREST
Angelo, Gordon & Co., L.P., a Delaware limited partnership (general partner)	245 Park Avenue, 26 <sup>th</sup> Floor New York, NY 10167	1.0133%

CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code"), the following information is required to be disclosed prior to any City agency, department or City Council action. Please fully complete each statement, with all information current as of the attestation date. Every question must be answered. If a question is not applicable, answer with "N.A." An incomplete EDS shall be returned and any city action shall be interrupted.

Please clearly print or type all responses.

WHO MUST FILE:

1. The Undersigned: Any individual or entity (the "Undersigned") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS.
2. Entities holding an interest in the Undersigned: whenever an ownership interest in the undersigned (such as shares of stock of the Undersigned or a limited partnership interest in the Undersigned, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf. If the original Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10 percent or more of the Undersigned's stock must file EDS's on their own behalf.

ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS: By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: AG MM, L.P.
- B. Business address: c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26<sup>th</sup> Floor, New York, New York 10167
- C. Telephone: (212) 692-2000
- D. Fax: (212) 867-5436
- E. Name of contact person: Andrew Jacobs
- F. Project Information. (1) City agency requesting EDS: Department of Planning and Development ;  
(2) City action requested (e.g., loan, grant, sale of property): TIF Assistance ;  
(3) property location: Area included within RBPD 447, including, but not limited to, 600 West Chicago ; (4) project description rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including, a riverwalk along the north branch of the Chicago River, and various public parks.

II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes       No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
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N.A.

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b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
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N.A.

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c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
N.A.		

\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
N.A.	

2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
See attached Insert II.B.2		

3. FOR LIMITED LIABILITY COMPANIES:

a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
N.A.	

- b. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
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N.A.

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4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

- a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N.A.

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- b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
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N.A.

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III. CERTIFICATION OF COMPLIANCE

- A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

N.A.

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- B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

N.A.

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- C. The Undersigned entity hereby certifies that (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N.A.

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**IV. CHILD SUPPORT OBLIGATIONS**

**A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.  No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2. \_\_\_\_\_ The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3. \_\_\_\_\_ The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4. \_\_\_\_\_ There are no Substantial Owners.

**V. CERTIFICATION**

**A. The Undersigned and its principals (officers, directors, partners, members):**

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery;



falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
  4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
  5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.
- B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:
1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
  2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
  3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.
- C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).
- D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.
- E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N.A.

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[If no explanation appears or begins on the lines above, it shall be conclusively presumed that the Undersigned certifies to each of the above statements.]

**VI. RETAINED PARTIES**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENTS**

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

**B. CERTIFICATION:**

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
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See Eport 600, L.L.C. disclosure

CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED: \_\_\_\_\_

**VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENT**

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" shall not include any employment relationship of an

official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

[ ] Yes [ X ] No

If yes, please identify below the name(s) of such City elected officials) and describe such relationships):

N.A.

---

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VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

[ ] Yes [ X ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

---

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2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

[ X ] N/A (ie., the contract, work or transaction is not for a City Property Sale)  
[ ] Yes  
[ ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

---

---

I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.

**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

The Undersigned understands and agrees that:

- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
- B. If the City determines that any information provided herein is false, incomplete or inaccurate, the City may terminate the transaction, terminate the Undersigned's participation in the transaction, and/or decline to allow the Undersigned to participate in other contracts or transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted herein.

AG MM, L.P.,

by Angelo, Gordon & Co., L.P., its investment manager  
(Print or type name of individual or legal entity)

By: *Fred Berger* (sign here)

Title of signatory: *Chief Administrative Officer*

Print or type  
name of signatory: *Fred Berger*

Date: *Apr. 1 8*, 200*3*

Subscribed to before me this *8* day of *Apr. 1*,  
200*3* at New York County, New York.

*Scott Berning*  
Notary Public

Commission expires: *March 3, 2007*

**SCOTT M. BERNING**  
**Notary Public, State of New York**  
**No. 01BE6087896**  
**Qualified in Kings County**  
**Commission Expires March 3, 2007**

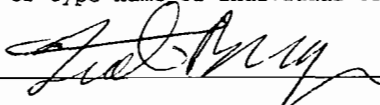
(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

**RECERTIFICATION**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Undersigned hereby represents, under penalty of perjury, that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date hereof.

AG MM, L.P.,

by Angelo, Gordon & Co., L.P., its investment manager  
(Print or type name of individual or legal entity)

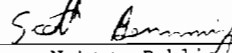
By:  (sign here)

Title of signatory: Chief Administrative Officer

Print or type name of signatory: Fred Berger

Date: Apr. 8, 2007

Subscribed to before me this 8 day of Apr. 1, 2007 at New York County, New York.

  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
**Notary Public, State of New York**  
**No. 01BE0087995**  
**Qualified in Kings County**  
**Commission Expires March 3, 2007**

INSERT II.B.2 for AG MM, L.P.

AG MM, L.P. is a tax qualified employee benefit plans for a publicly traded company and beneficially owned by persons too numerous to mention, none of whom individually owns 10% or more of said entity. The investment manager of AG MM, L.P. is as follows:

NAME	BUSINESS ADDRESS	PERCENTAGE INTEREST
Angelo, Gordon & Co., L.P., a Delaware limited partnership (investment manager)	245 Park Avenue, 26 <sup>th</sup> Floor New York, NY 10167	1.0113%

CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code"), the following information is required to be disclosed prior to any City agency, department or City Council action. Please fully complete each statement, with all information current as of the attestation date. Every question must be answered. If a question is not applicable, answer with "N.A." An incomplete EDS shall be returned and any city action shall be interrupted.

Please clearly print or type all responses.

WHO MUST FILE:

1. The Undersigned: Any individual or entity (the "Undersigned") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS.
2. Entities holding an interest in the Undersigned: whenever an ownership interest in the undersigned (such as shares of stock of the Undersigned or a limited partnership interest in the Undersigned, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf. If the original Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10 percent or more of the Undersigned's stock must file EDS's on their own behalf.

ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS: By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: AG Realty IV Eport Holdings, L.L.C.
- B. Business address: c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26<sup>th</sup> Floor, New York, New York 10167
- C. Telephone: (212) 692-2000
- D. Fax: (212) 867-5436
- E. Name of contact person: Andrew Jacobs
- F. Project Information. (1) City agency requesting EDS: Department of Planning and Development ;  
(2) City action requested (e.g., loan, grant, sale of property): TIF Assistance ;  
(3) property location: Area included within RBPD 447, including, but not limited to, 600 West Chicago ; (4) project description rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including, a riverwalk along the north branch of the Chicago River, and various public parks.

8000400

II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

Yes  No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
------	-------

N.A.

b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
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N.A.



c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
N.A.		

\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
N.A.	

2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
N.A.		

3. FOR LIMITED LIABILITY COMPANIES:

a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
no officers	

b. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
See attached Insert II.B.3(b)		

4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N.A.


b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
N.A.		

III. CERTIFICATION OF COMPLIANCE

A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

N.A.


B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

N.A.


- C. The Undersigned entity hereby certifies that (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N.A.

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**IV. CHILD SUPPORT OBLIGATIONS**

**A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.  No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4.  There are no Substantial Owners.

**V. CERTIFICATION**

A. The Undersigned and its principals (officers, directors, partners, members):

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery;

falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.

B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:

1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.

C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).

D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.

E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N.A.

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[If no explanation appears or begins on the lines above, it shall be conclusively presumed that the Undersigned certifies to each of the above statements.]

**VI. RETAINED PARTIES**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENTS**

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

**B. CERTIFICATION:**

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
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See Eport 600, L.L.C. disclosure

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CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED: \_\_\_\_\_

**VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENT**

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" shall not include any employment relationship of an

official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

[ ] Yes [ X ] No

If yes, please identify below the name(s) of such City elected officials) and describe such relationships):

N.A.

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VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

[ ] Yes [ X ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

[ X ] N/A (ie., the contract, work or transaction is not for a City Property Sale)  
[ ] Yes  
[ ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.

**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

The Undersigned understands and agrees that:

- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
- B. If the City determines that any information provided herein is false, incomplete or inaccurate, the City may terminate the transaction, terminate the Undersigned's participation in the transaction, and/or decline to allow the Undersigned to participate in other contracts or transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted herein.

AG REALTY IV EPORT HOLDINGS, L.L.C.,

by AG Asset Manager, Inc., its sole manager  
(Print or type name of individual or legal entity)

By: *Andrew Jacobs*  
(sign here)

Title of signatory: Vice President

Print or type name of signatory: Andrew Jacobs

Date: April 9, 2003

Subscribed to before me this 9 day of April, 2003 at New York County, New York.

*Scott Berning*  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
Notary Public, State of New York  
No. 01BE6087995  
Qualified In Kings County  
Commission Expires March 3, 2007

(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

**RECERTIFICATION**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Undersigned hereby represents, under penalty of perjury, that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date hereof.

AG REALTY IV EPORT HOLDINGS, L.L.C.,

by AG Asset Manager, Inc., its sole manager  
(Print or type name of individual or legal entity)

By: *Andrew Jacobs*  
(sign here)

Title of signatory: Vice President

Print or type  
name of signatory: Andrew Jacobs

Date: April 9, 2003

Subscribed to before me this 9 day of April,  
2003 at New York County, New York.

*Scott Berning*  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
Notary Public, State of New York  
No. 01BE6087995  
Qualified in Kings County  
Commission Expires March 3, 2007



INSERT II.B.3.b. for AG Realty IV Eport Holdings, L.L.C. Disclosure

NAME	BUSINESS ADDRESS	PERCENTAGE INTEREST
AG Asset Manager, Inc., a Delaware corporation (sole manager)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	0.00%
AG Realty IV MW Holdings, L.L.C., a Delaware limited liability company (Sole Member)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	100.00%

CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code"), the following information is required to be disclosed prior to any City agency, department or City Council action. Please fully complete each statement, with all information current as of the attestation date. Every question must be answered. If a question is not applicable, answer with "N.A." An incomplete EDS shall be returned and any city action shall be interrupted.

Please clearly print or type all responses.

WHO MUST FILE:

1. The Undersigned: Any individual or entity (the "Undersigned") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS.
2. Entities holding an interest in the Undersigned: whenever an ownership interest in the undersigned (such as shares of stock of the Undersigned or a limited partnership interest in the Undersigned, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf. If the original Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10 percent or more of the Undersigned's stock must file EDS's on their own behalf.

ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS: By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: AG Realty IV MW Holdings, L.L.C.
- B. Business address: c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26<sup>th</sup> Floor, New York, New York 10167
- C. Telephone: (212) 692-2000
- D. Fax: (212) 867-5436
- E. Name of contact person: Andrew Jacobs
- F. Project Information. (1) City agency requesting EDS: Department of Planning and Development;  
(2) City action requested (e.g., loan, grant, sale of property): TIF Assistance;  
(3) property location: Area included within RBP 447, including, but not limited to, 600 West Chicago; (4) project description rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including, a riverwalk along the north branch of the Chicago River, and various public parks.

8000401

II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes       No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
<u>N.A.</u>	
_____	
_____	
_____	

b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
<u>N.A.</u>		
_____		
_____		
_____		

c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
------	------------------	---------------------

N.A.

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\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
------	---------

N.A.

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2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
------	------------------	---------------------

N.A.

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3. FOR LIMITED LIABILITY COMPANIES:

a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
------	-------

no officers

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b. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
See attached Insert II.B.3(b)		

4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N.A.

b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
N.A.		

III. CERTIFICATION OF COMPLIANCE

A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

N.A.

B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

N.A.

- C. The Undersigned entity hereby certifies that: (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N.A.

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IV. CHILD SUPPORT OBLIGATIONS

A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.  No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4.  There are no Substantial Owners.

V. CERTIFICATION

A. The Undersigned and its principals (officers, directors, partners, members):

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery;

falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
  4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
  5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.
- B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:
1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
  2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
  3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.
- C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).
- D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.
- E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N.A.

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[If no explanation appears or begins on the lines above, it shall be conclusively presumed that the Undersigned certifies to each of the above statements.]

VI. RETAINED PARTIES

A. DEFINITIONS AND DISCLOSURE REQUIREMENTS

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

B. CERTIFICATION:

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
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See Eport 600, L.L.C. disclosure

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CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED: \_\_\_\_\_

VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

A. DEFINITIONS AND DISCLOSURE REQUIREMENT

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" shall not include any employment relationship of an



official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

Yes  No

If yes, please identify below the name(s) of such City elected officials) and describe such relationships):

N.A.

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VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

Yes  No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

N/A (ie., the contract, work or transaction is not for a City Property Sale)  
 Yes  
 No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.

**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

The Undersigned understands and agrees that:

- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
- B. If the City determines that any information provided herein is false, incomplete or inaccurate, the City may terminate the transaction, terminate the Undersigned's participation in the transaction, and/or decline to allow the Undersigned to participate in other contracts or transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted herein.

AG REALTY IV MW HOLDINGS, L.L.C.,  
by AG Asset Manager, Inc., its sole manager  
(Print or type name of individual or legal entity)

By: *Andrew Jacobs*  
(sign here)

Title of signatory: Vice President

Print or type  
name of signatory: Andrew Jacobs

Date: April 9, 2007

Subscribed to before me this 9 day of April,  
2007 at New York County, New York.

*Scott Berning*  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
**Notary Public, State of New York**  
**No. 01BE6087995**  
**Qualified in Kings County**  
**Commission Expires March 3, 2007**

(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

**RECERTIFICATION**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Undersigned hereby represents, under penalty of perjury, that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date hereof.

AG REALTY IV MW HOLDINGS, L.L.C.,

by AG Asset Manager, Inc., its sole manager  
(Print or type name of individual or legal entity)

By: *Andrew Jacobs*  
(sign here)

Title of signatory: Vice President

Print or type  
name of signatory: Andrew Jacobs

Date: April 9, 2007

Subscribed to before me this 9 day of April,  
2007 at New York County, New York.

*Scott Berning*  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
**Notary Public, State of New York**  
**No. 01BE6087995**  
**Qualified in Kings County**  
**Commission Expires March 3, 2007**

INSERT II.B.3.b. for AG Realty IV MW Holdings, L.L.C. Disclosure

<u>NAME</u>	<u>BUSINESS ADDRESS</u>	<u>PERCENTAGE INTEREST</u>
AG Asset Manager, Inc., a Delaware corporation (sole manager)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	0.00%
AG Realty Fund IV, L.P., a Delaware limited partnership (Member)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	100.00%

260

CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code"), the following information is required to be disclosed prior to any City agency, department or City Council action. Please fully complete each statement, with all information current as of the attestation date. Every question must be answered. If a question is not applicable, answer with "N.A." An incomplete EDS shall be returned and any city action shall be interrupted.

Please clearly print or type all responses.

WHO MUST FILE:

1. The Undersigned: Any individual or entity (the "Undersigned") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS.
2. Entities holding an interest in the Undersigned: whenever an ownership interest in the undersigned (such as shares of stock of the Undersigned or a limited partnership interest in the Undersigned, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf. If the original Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10 percent or more of the Undersigned's stock must file EDS's on their own behalf.

ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS: By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: AG Realty Fund IV, L.P.
- B. Business address: c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26<sup>th</sup> Floor, New York, New York 10167
- C. Telephone: (212) 692-2000
- D. Fax: (212) 867-5436
- E. Name of contact person: Andrew Jacobs
- F. Project Information. (1) City agency requesting EDS: Department of Planning and Development;  
(2) City action requested (e.g., loan, grant, sale of property): TIF Assistance;  
(3) property location: Area included within RBDP 447, including, but not limited to, 600 West Chicago; (4) project description rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including, a riverwalk along the north branch of the Chicago River, and various public parks.

8000402

II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes       No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
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N.A.

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b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
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N.A.

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c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
N.A.		

\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
N.A.	

2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
See attached Insert II.B.2		

3. FOR LIMITED LIABILITY COMPANIES:

a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
no officers	

b. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
N.A.		

4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N.A.		

b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
N.A.		

III. CERTIFICATION OF COMPLIANCE

A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

N.A.

B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

N.A.



- C. The Undersigned entity hereby certifies that (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N.A.

IV. CHILD SUPPORT OBLIGATIONS

A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.  No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4.  There are no Substantial Owners.

V. CERTIFICATION

A. The Undersigned and its principals (officers, directors, partners, members):

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery;

falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
  4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
  5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.
- B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:
1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
  2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
  3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.
- C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).
- D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.
- E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N.A.

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[If no explanation appears or begins on the lines above, it shall be conclusively presumed that the Undersigned certifies to each of the above statements.]

**VI. RETAINED PARTIES**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENTS**

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

**B. CERTIFICATION:**

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
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See Eport 600, L.L.C. disclosure

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CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED: \_\_\_\_\_

**VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENT**

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" shall not include any employment relationship of an

official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

[ ] Yes [ X ] No

If yes, please identify below the name(s) of such City elected officials) and describe such relationships):

N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

[ ] Yes [ X ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

[ X ] N/A (ie., the contract, work or transaction is not for a City Property Sale)  
[ ] Yes  
[ ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.  
\_\_\_\_\_  
\_\_\_\_\_

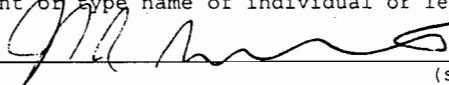
I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.

**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

The Undersigned understands and agrees that:

- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
- B. If the City determines that any information provided herein is false, incomplete or inaccurate, the City may terminate the transaction, terminate the Undersigned's participation in the transaction, and/or decline to allow the Undersigned to participate in other contracts or transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted herein.

AG REALTY FUND IV, L.P.,  
by AGR IV LLC, its general partner  
by Angelo, Gordon & Co., L.P., its Sole Managing Member  
 (Print or type name of individual or legal entity)

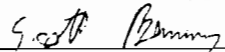
By:   
 (sign here)

Title of signatory: ~~vice president~~ chief financial officer

Print or type name of signatory: Joseph Wekselblatt

Date: April 9, 2007

Subscribed to before me this 9 day of April, 2007 at New York County, New York.

  
 Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
**Notary Public, State of New York**  
**No. 01BE6087995**  
**Qualified in Kings County**  
**Commission Expires March 3, 2007**

(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

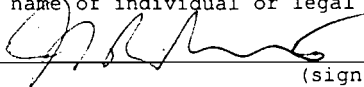
**RECERTIFICATION**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Undersigned hereby represents, under penalty of perjury, that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date hereof.

AG REALTY FUND IV, L.P.,

by AGR IV LLC, its general partner

by Angelo, Gordon & Co., L.P., its Sole Managing Member  
(Print or type name of individual or legal entity)

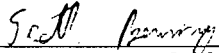
By:   
(sign here)

Title of signatory: ~~Vice President~~ Chief Financial Officer

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**SCOTT M. BERNING**  
**Notary Public, State of New York**  
**No. 01BE6087995**  
**Qualified in Kings County**  
**Commission Expires March 3, 2007**

INSERT II.B.2 for AG Realty Fund IV, L.P.

AG Realty Fund IV, L.P., is a privately offered limited partnerships containing pooled investments. Pursuant to Regulation D promulgated pursuant to the Securities Act of 1933, as amended, notices of the offerings of the partnership interests are required to be filed with the Securities and Exchange Commission and must disclose the names of each beneficial owner having the power to vote or dispose of 10% or more of the partnership interests. The beneficial owners of said limited partnerships are too numerous to mention. The offering for such limited partnership is still occurring and upon completion, the appropriate filing will be made with the Securities and Exchange Commission. However, there is no beneficial owner of 10% or more of the partnership interests for such limited partnership. The general partner of AG Realty Fund IV, L.P. is as follows:

<u>NAME</u>	<u>BUSINESS ADDRESS</u>	<u>PERCENTAGE INTEREST</u>
AGR IV, LLC, a Delaware limited liability company (general partner)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	3%

CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

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CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: AGR IV LLC
- B. Business address: c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26<sup>th</sup> Floor, New York, New York 10167
- C. Telephone: (212) 692-2000
- D. Fax: (212) 867-5436
- E. Name of contact person: Andrew Jacobs
- F. Project Information. (1) City agency requesting EDS: Department of Planning and Development;  
(2) City action requested (e.g., loan, grant, sale of property): TIF Assistance;  
(3) property location: Area included within RBPD 447, including, but not limited to, 600 West Chicago; (4) project description rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including, a riverwalk along the north branch of the Chicago River, and various public parks.

8000403



II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes       No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
------	-------

N.A.

b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
------	------------------	---------------------

N.A.

c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
N.A.		

\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
N.A.	

2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
N.A.		

3. FOR LIMITED LIABILITY COMPANIES:

a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
no officers	

b. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
See attached Insert II.B.3(b)		

4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N.A.

b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
N.A.		

III. CERTIFICATION OF COMPLIANCE

A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

N.A.

B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

N.A.

- C. The Undersigned entity hereby certifies that (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N.A.

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**IV. CHILD SUPPORT OBLIGATIONS**

**A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.   X   No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2.        The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3.        The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4.        There are no Substantial Owners.

**V. CERTIFICATION**

**A. The Undersigned and its principals (officers, directors, partners, members):**

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery;

falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
  4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
  5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.
- B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:
1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
  2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
  3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.
- C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).
- D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.
- E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N.A.

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[If no explanation appears or begins on the lines above, it shall be conclusively presumed that the Undersigned certifies to each of the above statements.]

**VI. RETAINED PARTIES**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENTS**

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

**B. CERTIFICATION:**

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
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See Eport 600, L.L.C. disclosure

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CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED: \_\_\_\_\_

**VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS**

**A. DEFINITIONS AND DISCLOSURE REOUIREMENT**

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" shall not include any employment relationship of an official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

[ ] Yes [ X ] No

If yes, please identify below the name(s) of such City elected officials) and describe such relationships):

N.A.

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VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

[ ] Yes [ X ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

[ X ] N/A (ie., the contract, work or transaction is not for a City Property Sale)  
[ ] Yes  
[ ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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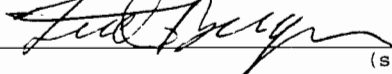
I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.

**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

The Undersigned understands and agrees that:

- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
- B. If the City determines that any information provided herein is false, incomplete or inaccurate, the City may terminate the transaction, terminate the Undersigned's participation in the transaction, and/or decline to allow the Undersigned to participate in other contracts or transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted herein.

AGR IV LLC,  
by Angelo, Gordon & Co., L.P., its Sole Managing Member  
(Print or type name of individual or legal entity)

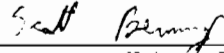
By:  (sign here)

Title of signatory: Chief Administrative Officer

Print or type name of signatory: Fred Beryak

Date: April 9, 200<sup>2</sup>

Subscribed to before me this 8 day of Apr., 200<sup>2</sup> at New York County, New York.

  
Notary Public

Commission expires: March 31, 2007

**SCOTT M. BERNANT**  
**Notary Public, State of New York**  
**No. 01BE60849**  
**Qualified in Kings County**  
**Commission Expires March 31, 2007**

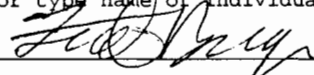


(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

**RECERTIFICATION**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Undersigned hereby represents, under penalty of perjury, that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date hereof.

AGR IV LLC,  
by Angelo, Gordon & Co., L.P., its Sole Managing Member  
(Print or type name of individual or legal entity)


By:  (sign here)

Title of signatory: Chief Administrative Officer

Print or type name of signatory: Fred Berger

Date: April 8, 2007

Subscribed to before me this 8 day of April,  
2007 at New York County, New York.

  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
Notary Public, State of New York  
No. **01BE007995**  
Qualified in **Kings** County  
Commission Expires **March 3, 2007**

INSERT II.B.3.b. for AGR IV LLC Disclosure

NAME	BUSINESS ADDRESS	PERCENTAGE INTEREST
Angelo, Gordon & Co., L.P., a Delaware limited partnership (Sole Managing Member)	245 Park Avenue, 26 <sup>th</sup> Floor New York, NY 10167	100.00%

CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code"), the following information is required to be disclosed prior to any City agency, department or City Council action. Please fully complete each statement, with all information current as of the attestation date. Every question must be answered. If a question is not applicable, answer with "N.A." An incomplete EDS shall be returned and any city action shall be interrupted.

Please clearly print or type all responses.

WHO MUST FILE:

1. The Undersigned: Any individual or entity (the "Undersigned") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS.
2. Entities holding an interest in the Undersigned: whenever an ownership interest in the undersigned (such as shares of stock of the Undersigned or a limited partnership interest in the Undersigned, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf. If the original Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10 percent or more of the Undersigned's stock must file EDS's on their own behalf.

ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS: By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: AG Nutmeg IV Eport Holdings, L.L.C.
- B. Business address: c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26<sup>th</sup> Floor, New York, New York 10167
- C. Telephone: (212) 692-2000
- D. Fax: (212) 867-5436
- E. Name of contact person: Andrew Jacobs
- F. Project Information. (1) City agency requesting EDS: Department of Planning and Development;  
(2) City action requested (e.g., loan, grant, sale of property): TIF Assistance;  
(3) property location: Area included within RBPD 447, including, but not limited to, 600 West Chicago; (4) project description rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including, a riverwalk along the north branch of the Chicago River, and various public parks.

8000404

II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes       No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
------	-------

N.A.

b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
------	------------------	---------------------

N.A.

- c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
N.A.		

\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

- d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
N.A.	

2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
N.A.		

3. FOR LIMITED LIABILITY COMPANIES:

- a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
no officers	

b. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
See attached Insert II.B.3(b)		

4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N.A.

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b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
N.A.		

III. CERTIFICATION OF COMPLIANCE

A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

N.A.

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B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

N.A.

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- C. The Undersigned entity hereby certifies that (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N.A.

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IV. CHILD SUPPORT OBLIGATIONS

A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.   X   No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2.        The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3.        The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4.        There are no Substantial Owners.

V. CERTIFICATION

A. The Undersigned and its principals (officers, directors, partners, members):

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery;

falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.

B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:

1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.

C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).

D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.

E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N.A.

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[If no explanation appears or begins on the lines above, it shall be conclusively presumed that the Undersigned certifies to each of the above statements.]



VI. RETAINED PARTIES

A. DEFINITIONS AND DISCLOSURE REQUIREMENTS

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

B. CERTIFICATION:

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
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See Eport 600, L.L.C. disclosure

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CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED: \_\_\_\_\_

VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

A. DEFINITIONS AND DISCLOSURE REQUIREMENT

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" shall not include any employment relationship of an

official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

Yes  No

If yes, please identify below the name(s) of such City elected official(s) and describe such relationships):

N.A.

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VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

Yes  No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

N/A (ie., the contract, work or transaction is not for a City Property Sale)  
 Yes  
 No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.

**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

The Undersigned understands and agrees that:

- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
- B. If the City determines that any information provided herein is false, incomplete or inaccurate, the City may terminate the transaction, terminate the Undersigned's participation in the transaction, and/or decline to allow the Undersigned to participate in other contracts or transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted herein.

AG NUTMEG IV EPORT HOLDINGS, L.L.C.,

by AG Asset Manager, Inc., its sole manager  
(Print or type name of individual or legal entity)

By: Andrew E Jacobs  
(sign here)

Title of signatory: Vice President

Print or type name of signatory: Andrew Jacobs

Date: April 9, 2003

Subscribed to before me this 9 day of April, 2003 at New York County, New York.

Scott M. Berning  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
Notary Public, State of New York  
No. 01BE6087995  
Qualified In Kings County  
Commission Expires March 3, 2007

(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

**RECERTIFICATION**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Undersigned hereby represents, under penalty of perjury, that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date hereof.

AG NUTMEG IV EPORT HOLDINGS, L.L.C.,

by AG Asset Manager, Inc., its sole manager  
(Print or type name of individual or legal entity)

By: Andrew Jacobs  
(sign here)

Title of signatory: Vice President

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Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
Notary Public, State of New York  
No. 01BE6087995  
Qualified in Kings County  
Commission Expires March 3, 2007

INSERT II.B.3.b. for AG Nutmeg IV Eport Holdings, L.L.C. Disclosure

NAME	BUSINESS ADDRESS	PERCENTAGE INTEREST
AG Asset Manager, Inc., a Delaware corporation (sole manager)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	0.00%
AG Nutmeg IV MW Holdings, L.L.C., a Delaware limited liability company (Sole Member)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	100.00%

CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code"), the following information is required to be disclosed prior to any City agency, department or City Council action. Please fully complete each statement, with all information current as of the attestation date. Every question must be answered. If a question is not applicable, answer with "N.A." An incomplete EDS shall be returned and any city action shall be interrupted.

Please clearly print or type all responses.

WHO MUST FILE:

1. The Undersigned: Any individual or entity (the "Undersigned") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS.
2. Entities holding an interest in the Undersigned: whenever an ownership interest in the undersigned (such as shares of stock of the Undersigned or a limited partnership interest in the Undersigned, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf. If the original Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10 percent or more of the Undersigned's stock must file EDS's on their own behalf.

ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS: By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: AG Nutmeg IV MW Holdings, L.L.C.
- B. Business address: c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26<sup>th</sup> Floor, New York, New York 10167
- C. Telephone: (212) 692-2000
- D. Fax: (212) 867-5436
- E. Name of contact person: Andrew Jacobs
- F. Project Information. (1) City agency requesting EDS: Department of Planning and Development;  
(2) City action requested (e.g., loan, grant, sale of property): TIF Assistance;  
(3) property location: Area included within RBPD 447, including, but not limited to, 600 West Chicago; (4) project description rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including, a riverwalk along the north branch of the Chicago River, and various public parks.

8000405

II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes       No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
<u>N.A.</u>	

b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
<u>N.A.</u>		

c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
N.A.		

\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
N.A.	

2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
N.A.		

3. FOR LIMITED LIABILITY COMPANIES:

a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
no officers	



- b. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
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See attached Insert II.B.3(b)

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4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

- a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N.A.

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- b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
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N.A.

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III. CERTIFICATION OF COMPLIANCE

- A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

N.A.

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- B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

N.A.

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- C. The Undersigned entity hereby certifies that (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N.A.

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**IV. CHILD SUPPORT OBLIGATIONS**

**A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.  No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4.  There are no Substantial Owners.

**V. CERTIFICATION**

**A. The Undersigned and its principals (officers, directors, partners, members):**

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery;

falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
  4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
  5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.
- B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:
1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
  2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
  3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.
- C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).
- D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.
- E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N.A.

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[If no explanation appears or begins on the lines above, it shall be conclusively presumed that the Undersigned certifies to each of the above statements.]

**VI. RETAINED PARTIES**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENTS**

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

**B. CERTIFICATION:**

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
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See Eport 600, L.L.C. disclosure

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CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED: \_\_\_\_\_

**VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS**

**A. DEFINITIONS AND DISCLOSURE REOUREMENT**

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" shall not include any employment relationship of an

official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

[ ] Yes [ X ] No

If yes, please identify below the name(s) of such City elected officials) and describe such relationships):

N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

[ ] Yes [ X ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

[ X ] N/A (ie., the contract, work or transaction is not for a City Property Sale)  
[ ] Yes  
[ ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.  
\_\_\_\_\_  
\_\_\_\_\_

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I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.

**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

The Undersigned understands and agrees that:

- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
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AG NUTMEG IV MW HOLDINGS, L.L.C.,

by AG Asset Manager, Inc., its sole manager  
(Print or type name of individual or legal entity)

By: Andrew E Jacobs (sign here)

Title of signatory: Vice President

Print or type name of signatory: Andrew Jacobs

Date: Apr. 19, 2003

Subscribed to before me this 9 day of Apr. 1, 2003 at New York County, New York.

Scott Berning  
Notary Public

Commission expires: March 3, 2007

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Notary Public, State of New York  
No. 01BE6087995  
Qualified in Kings County  
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by AG Asset Manager, Inc., its sole manager  
(Print or type name of individual or legal entity)

By: Andrew E Jacobs (sign here)

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Date: April 9, 2003

Subscribed to before me this 9 day of April, 2003 at New York County, New York.

Scott Berning  
Notary Public

Commission expires: March 7, 2007

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Notary Public, State of New York  
No. 01BE6087995  
Qualified in Kings County  
Commission Expires March 3, 2007

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NAME	BUSINESS ADDRESS	PERCENTAGE INTEREST
AG Asset Manager, Inc., a Delaware corporation (sole manager)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	0.00%
Nutmeg Realty Partners IV, L.P., a Delaware limited partnership (Member)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	100.00%



CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

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CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: Nutmeg Realty Partners IV, L.P.
- B. Business address: c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26<sup>th</sup> Floor, New York, New York 10167
- C. Telephone: (212) 692-2000
- D. Fax: (212) 867-5436
- E. Name of contact person: Andrew Jacobs
- F. Project Information. (1) City agency requesting EDS: Department of Planning and Development ;  
(2) City action requested (e.g., loan, grant, sale of property): TIF Assistance ;  
(3) property location: Area included within RBPD 447, including, but not limited to, 600 West Chicago ; (4) project description rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including, a riverwalk along the north branch of the Chicago River, and various public parks.

8000406

II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes       No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
------	-------

N.A.

b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
------	------------------	---------------------

N.A.

c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
N.A.		

\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
N.A.	

2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
See attached Insert II.B.2		

3. FOR LIMITED LIABILITY COMPANIES:

a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
N.A.	

b. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
N.A.		

4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N.A.		

b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
N.A.		

III. CERTIFICATION OF COMPLIANCE

A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

N.A.

B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

N.A.

- C. The Undersigned entity hereby certifies that (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N.A.

---

**IV. CHILD SUPPORT OBLIGATIONS**

**A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.  No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2. \_\_\_\_\_ The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3. \_\_\_\_\_ The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4. \_\_\_\_\_ There are no Substantial Owners.

**V. CERTIFICATION**

A. The Undersigned and its principals (officers, directors, partners, members):

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery;

falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.

B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:

1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.

C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).

D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.

E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N.A.

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[If no explanation appears or begins on the lines above, it shall be conclusively presumed that the Undersigned certifies to each of the above statements.]

**VI. RETAINED PARTIES**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENTS**

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

**B. CERTIFICATION:**

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
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See Eport 600, L.L.C. disclosure

CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED: \_\_\_\_\_

**VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS**

**A. DEFINITIONS AND DISCLOSURE REOUIREMENT**

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" shall not include any employment relationship of an

official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

**B. CERTIFICATION**

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

Yes  No

If yes, please identify below the name(s) of such City elected official(s) and describe such relationships):

N.A.

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**VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS**

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

Yes  No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

N/A (ie., the contract, work or transaction is not for a City Property Sale)  
 Yes  
 No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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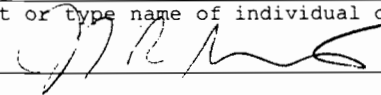
I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.

**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

The Undersigned understands and agrees that:

- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
- B. If the City determines that any information provided herein is false, incomplete or inaccurate, the City may terminate the transaction, terminate the Undersigned's participation in the transaction, and/or decline to allow the Undersigned to participate in other contracts or transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted herein.

NUTMEG REALTY PARTNERS IV, L.P.,  
by AGR IV LLC, its general partner  
by Angelo, Gordon & Co., L.P., its Sole Managing Member  
 (Print or type name of individual or legal entity)


By:   
 (sign here)

Title of signatory: Chief Financial Officer

Print or type name of signatory: Joseph Wokselblatt

Date: April 9, 2007

Subscribed to before me this 9 day of April,  
 2007 at New York County, New York.

  
 Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
**Notary Public, State of New York**  
**No. 01BE6087995**  
**Qualified in Kings County**  
**Commission Expires March 3, 2007**

(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

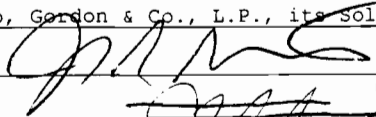
**RECERTIFICATION**

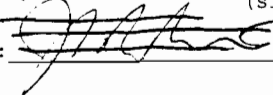
For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Undersigned hereby represents, under penalty of perjury, that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date hereof.

NUTMEG REALTY PARTNERS IV, L.P.,

by AGR IV LLC, its general partner

by Angelo, Gordon & Co., L.P., its Sole Managing Member


By:   
(sign here)

Title of signatory:  Chief Financial Officer

Print or type name of signatory: Joseph Wekselblatt

Date: April 9, 2007

Subscribed to before me this 9 day of April, 2007 at New York County, New York.

  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
Notary Public, State of New York  
No. 01BE0087095  
Qualified in Kings County  
Commission Expires March 3, 2007

INSERT II.B.2 for Nutmeg Realty Partners IV, L.P.

Nutmeg Realty Partners IV, L.P., is a tax qualified employee benefit plans for a publicly traded company and beneficially owned by persons too numerous to mention, none of whom individually owns 10% or more of said entity. The general partner of Nutmeg Realty Partners IV, L.P. is as follows:

NAME	BUSINESS ADDRESS	PERCENTAGE INTEREST
AGR IV LLC, a Delaware limited liability company (general partner)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	3%

CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code"), the following information is required to be disclosed prior to any City agency, department or City Council action. Please fully complete each statement, with all information current as of the attestation date. Every question must be answered. If a question is not applicable, answer with "N.A." An incomplete EDS shall be returned and any city action shall be interrupted.

Please clearly print or type all responses.

WHO MUST FILE:

1. The Undersigned: Any individual or entity (the "Undersigned") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS.
2. Entities holding an interest in the Undersigned: whenever an ownership interest in the undersigned (such as shares of stock of the Undersigned or a limited partnership interest in the Undersigned, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf. If the original Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10 percent or more of the Undersigned's stock must file EDS's on their own behalf.

ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS: By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: AG Advantage Eport Holdings, L.L.C.
- B. Business address: c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26<sup>th</sup> Floor, New York, New York 10167
- C. Telephone: (212) 692-2000
- D. Fax: (212) 867-5436
- E. Name of contact person: Andrew Jacobs
- F. Project Information. (1) City agency requesting EDS: Department of Planning and Development;  
(2) City action requested (e.g., loan, grant, sale of property): TIF Assistance;  
(3) property location: Area included within RBPD 447, including, but not limited to, 600 West Chicago; (4) project description rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including, a riverwalk along the north branch of the Chicago River, and various public parks.

8000407

II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes       No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
<u>N.A.</u>	
_____	
_____	
_____	

b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
<u>N.A.</u>		
_____		
_____		
_____		

c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
N.A.		

\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
N.A.	

2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
N.A.		

3. FOR LIMITED LIABILITY COMPANIES:

a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
no officers	

- b. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
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See attached Insert II.B.3(b)

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4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

- a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N.A.

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- b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
------	------------------	---------------------

N.A.

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III. CERTIFICATION OF COMPLIANCE

- A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

N.A.

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- B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

N.A.

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- C. The Undersigned entity hereby certifies that (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N.A.

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**IV. CHILD SUPPORT OBLIGATIONS**

**A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.  No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4.  There are no Substantial Owners.

**V. CERTIFICATION**

**A. The Undersigned and its principals (officers, directors, partners, members):**

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery;



falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
  4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
  5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.
- B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:
1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
  2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
  3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.
- C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).
- D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.
- E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N.A.

---

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---

[If no explanation appears or begins on the lines above, it shall be conclusively presumed that the Undersigned certifies to each of the above statements.]

VI. RETAINED PARTIES

A. DEFINITIONS AND DISCLOSURE REQUIREMENTS

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

B. CERTIFICATION:

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
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See Eport 600, L.L.C. disclosure

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CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED: \_\_\_\_\_

VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

A. DEFINITIONS AND DISCLOSURE REOUIREMENT

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" shall not include any employment relationship of an

official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

[ ] Yes [ X ] No

If yes, please identify below the name(s) of such City elected officials) and describe such relationships):

N.A.

VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

[ ] Yes [ X ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

[ X ] N/A (ie., the contract, work or transaction is not for a City Property Sale)  
[ ] Yes  
[ ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.

**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

The Undersigned understands and agrees that:

- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
- B. If the City determines that any information provided herein is false, incomplete or inaccurate, the City may terminate the transaction, terminate the Undersigned's participation in the transaction, and/or decline to allow the Undersigned to participate in other contracts or transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted herein.

AG Advantage Eport Holdings, L.L.C.

by AG Asset Manager, Inc., its sole manager  
(Print or type name of individual or legal entity)

By: *Dan Roffman*

Title of signatory: VICE PRESIDENT

Print or type name of signatory: Dan Roffman

Date: April 9, 2003

Subscribed to before me this 9 day of April, 2003 at New York County, New York.

*Scott Berning*  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
Notary Public, State of New York  
No. 01BE6087995  
Qualified in Kings County  
Commission Expires March 3, 2007

(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

**RECERTIFICATION**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Undersigned hereby represents, under penalty of perjury, that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date hereof.

AG Advantage Eport Holdings, L.L.C.

by AG Asset Manager, Inc., its sole manager  
(Print or type name of individual or legal entity)

By: *[Signature]*

Print or type name of signatory: VICE PRESIDENT Dana Koffman

Date: April 9, 2003

Subscribed to before me this 9 day of April,  
2003 at New York County, New York.

*[Signature]*  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
Notary Public, State of New York  
No. 01BE0087995  
Qualified In Kings County  
Commission Expires March 3, 2007

INSERT II.B.3.b. for AG Advantage Eport Holdings, L.L.C. Disclosure

NAME	BUSINESS ADDRESS	PERCENTAGE INTEREST
AG Asset Manager, Inc., a Delaware corporation (sole manager)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	0.00%
AG Advantage MW Holdings, L.L.C., a Delaware limited liability company (Sole Member)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	100.00%

CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code"), the following information is required to be disclosed prior to any City agency, department or City Council action. Please fully complete each statement, with all information current as of the attestation date. Every question must be answered. If a question is not applicable, answer with "N.A." An incomplete EDS shall be returned and any city action shall be interrupted.

Please clearly print or type all responses.

WHO MUST FILE:

1. The Undersigned: Any individual or entity (the "Undersigned") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS.
2. Entities holding an interest in the Undersigned: whenever an ownership interest in the undersigned (such as shares of stock of the Undersigned or a limited partnership interest in the Undersigned, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf. If the original Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10 percent or more of the Undersigned's stock must file EDS's on their own behalf.

ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS: By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: AG Advantage MW Holdings, L.L.C.
- B. Business address: c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26<sup>th</sup> Floor, New York, New York 10167
- C. Telephone: (212) 692-2000
- D. Fax: (212) 867-5436
- E. Name of contact person: Andrew Jacobs
- F. Project Information. (1) City agency requesting EDS: Department of Planning and Development;  
(2) City action requested (e.g., loan, grant, sale of property): TIF Assistance;  
(3) property location: Area included within RBPD 447, including, but not limited to, 600 West Chicago; (4) project description rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including, a riverwalk along the north branch of the Chicago River, and various public parks.

8000408

**II. DISCLOSURE OF OWNERSHIP INTERESTS**

**A. GENERAL INFORMATION**

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes       No

**B. ORGANIZATION INFORMATION\***

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
N.A.	

b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
N.A.		



c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
N.A.		

\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
N.A.	

2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
N.A.		

3. FOR LIMITED LIABILITY COMPANIES:

a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
no officers	

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- b. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
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See attached Insert II.B.3(b)

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4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

- a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N.A.

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- b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
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N.A.

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III. CERTIFICATION OF COMPLIANCE

- A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

N.A.

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- B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

N.A.

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- C. The Undersigned entity hereby certifies that (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N.A.

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**IV. CHILD SUPPORT OBLIGATIONS**

**A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.  No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2. \_\_\_\_\_ The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3. \_\_\_\_\_ The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4. \_\_\_\_\_ There are no Substantial Owners.

**V. CERTIFICATION**

A. The Undersigned and its principals (officers, directors, partners, members):

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery;

falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.

B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:

1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.

C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).

D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.

E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N.A.

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[If no explanation appears or begins on the lines above, it shall be conclusively presumed that the Undersigned certifies to each of the above statements.]

**VI. RETAINED PARTIES**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENTS**

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

**B. CERTIFICATION:**

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
------	------------------	---	---

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See Eport 600, L.L.C. disclosure

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CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED: \_\_\_\_\_

**VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS**

**A. DEFINITIONS AND DISCLOSURE REOUIREMENT**

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" shall not include any employment relationship of an

69

official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

[ ] Yes [ X ] No

If yes, please identify below the name(s) of such City elected officials) and describe such relationships):

N.A.

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VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

[ ] Yes [ X ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

[ X ] N/A (ie., the contract, work or transaction is not for a City Property Sale)  
[ ] Yes  
[ ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

---

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I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.

**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

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- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
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AG Advantage MW Holdings, L.L.C.,

by AG Asset Manager, Inc., its sole manager  
(Print or type name of individual or legal entity)

By: *Dana Roffman*  
(sign here)

Title of signatory: Vice President

Print or type name of signatory: Dana Roffman

Date: April 9, 2003

Subscribed to before me this 9 day of April,  
2003 at New York County, New York.

*Scott Berning*  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
Notary Public, State of New York  
No. 01BE6087995  
Qualified in Kings County  
Commission Expires March 3, 2007

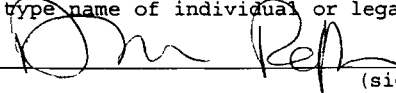
(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

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by AG Asset Manager, Inc., its sole manager  
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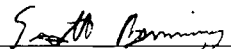
By:   
(sign here)

Title of signatory: Vice President

Print or type name of signatory: Dana Roffman

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Notary Public

Commission expires: March 3, 2007

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Notary Public, State of New York  
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INSERT II.B.3.b. for AG Advantage MW Holdings, L.L.C. Disclosure

NAME	BUSINESS ADDRESS	PERCENTAGE INTEREST
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AG Advantage Realty, L.P., a Delaware limited partnership (Member)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	100.00%

CITY OF CHICAGO

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AND AFFIDAVIT

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2. Entities holding an interest in the Undersigned: whenever an ownership interest in the undersigned (such as shares of stock of the Undersigned or a limited partnership interest in the Undersigned, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf. If the original Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10 percent or more of the Undersigned's stock must file EDS's on their own behalf.

ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS: By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: AG Advantage Realty, L.P.
- B. Business address: c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26<sup>th</sup> Floor, New York, New York 10167
- C. Telephone: (212) 692-2000
- D. Fax: (212) 867-5436
- E. Name of contact person: Andrew Jacobs
- F. Project Information. (1) City agency requesting EDS: Department of Planning and Development;  
(2) City action requested (e.g., loan, grant, sale of property): TIF Assistance;  
(3) property location: Area included within RBPD 447, including, but not limited to, 600 West Chicago; (4) project description rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including, a riverwalk along the north branch of the Chicago River, and various public parks.

8000409

II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes       No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
------	-------

N.A.

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b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
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N.A.

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c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
N.A.		

\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
N.A.	

2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
See attached Insert II.B.2		

3. FOR LIMITED LIABILITY COMPANIES:

a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
N.A.	

b. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
N.A.		

4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N.A.

b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
N.A.		

III. CERTIFICATION OF COMPLIANCE

A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

N.A.

B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

N.A.

- C. The Undersigned entity hereby certifies that (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N.A.

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**IV. CHILD SUPPORT OBLIGATIONS**

**A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.  No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2. \_\_\_\_\_ The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3. \_\_\_\_\_ The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4. \_\_\_\_\_ There are no Substantial Owners.

**V. CERTIFICATION**

**A. The Undersigned and its principals (officers, directors, partners, members):**

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery;

falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.

B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:

1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.

C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).

D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.

E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N.A.

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[If no explanation appears or begins on the lines above, it shall be conclusively presumed that the Undersigned certifies to each of the above statements.]

**VI. RETAINED PARTIES**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENTS**

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

**B. CERTIFICATION:**

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
See Eport 600, L.L.C. disclosure			

CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED: \_\_\_\_\_

**VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENT**

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" shall not include any employment relationship of an



official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

Yes  No

If yes, please identify below the name(s) of such City elected officials) and describe such relationships):

N.A.

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VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

Yes  No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

N/A (ie., the contract, work or transaction is not for a City Property Sale)  
 Yes  
 No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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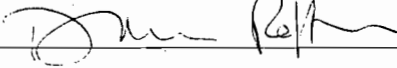
I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.

**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

The Undersigned understands and agrees that:

- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
- B. If the City determines that any information provided herein is false, incomplete or inaccurate, the City may terminate the transaction, terminate the Undersigned's participation in the transaction, and/or decline to allow the Undersigned to participate in other contracts or transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted herein.

AG Advantage Realty, L.P.,  
by AG Advantage GP, LLC, its general partner  
(Print or type name of individual or legal entity)

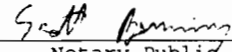
By:   
(sign here)

Title of signatory: VICE PRESIDENT

Print or type name of signatory: Dana Roffman

Date: April 9, 2007

Subscribed to before me this 9 day of April, 2007 at New York County, New York.

  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
**Notary Public, State of New York**  
**No. 01BE6087995**  
**Qualified in Kings County**  
**Commission Expires March 3, 2007**

(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

**RECERTIFICATION**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Undersigned hereby represents, under penalty of perjury, that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date hereof.

AG Advantage Realty, L.P.,

by AG Advantage GP, LLC, its general partner  
(Print or type name of individual or legal entity)

By: *Dane Roffman* (sign here)

**VICE PRESIDENT**

Title of signatory: \_\_\_\_\_

Print or type name of signatory: *Dane Roffman*

Date: *Apr. 9*, 200*7*

Subscribed to before me this *9* day of *Apr. 1*, 200*7* at New York County, New York.

*Scott Berning*  
Notary Public

Commission expires: *March 3, 2007*

**SCOTT M. BERNING**  
**Notary Public, State of New York**  
**No. 01BE6087995**  
**Qualified in Kings County**  
**Commission Expires March 3, 2007**

INSERT II.B.2 for AG Advantage Realty, L.P.

AG Advantage Realty, L.P., is a tax qualified employee benefit plans for a publicly traded company and beneficially owned by persons too numerous to mention, none of whom individually owns 10% or more of said entity. The general partner of AG Advantage Realty, L.P. is as follows:

NAME	BUSINESS ADDRESS	PERCENTAGE INTEREST
AG Advantage GP, LLC, a Delaware limited liability company (general partner)	c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26 <sup>th</sup> Floor, New York, NY 10167	1.00%

CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code"), the following information is required to be disclosed prior to any City agency, department or City Council action. Please fully complete each statement, with all information current as of the attestation date. Every question must be answered. If a question is not applicable, answer with "N.A." An incomplete EDS shall be returned and any city action shall be interrupted.

Please clearly print or type all responses.

WHO MUST FILE:

1. The Undersigned: Any individual or entity (the "Undersigned") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS.
2. Entities holding an interest in the Undersigned: whenever an ownership interest in the undersigned (such as shares of stock of the Undersigned or a limited partnership interest in the Undersigned, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf. If the original Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10 percent or more of the Undersigned's stock must file EDS's on their own behalf.

ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS: By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: AG Advantage GP, LLC
- B. Business address: c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26<sup>th</sup> Floor, New York, New York 10167
- C. Telephone: (212) 692-2000
- D. Fax: (212) 867-5436
- E. Name of contact person: Andrew Jacobs
- F. Project Information. (1) City agency requesting EDS: Department of Planning and Development ;  
(2) City action requested (e.g., loan, grant, sale of property): TIF Assistance ;  
(3) property location: Area included within RBPD 447, including, but not limited to, 600 West Chicago ; (4) project description rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including, a riverwalk along the north branch of the Chicago River, and various public parks.

8000410

II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes       No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
------	-------

N.A.

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b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
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N.A.

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c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
N.A.		

\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
N.A.	

2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
N.A.		

3. FOR LIMITED LIABILITY COMPANIES:

a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
no officers	

b. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
------	------------------	---------------------

See attached Insert II.B.3(b)

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4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N.A.

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b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
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N.A.

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III. CERTIFICATION OF COMPLIANCE

A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

N.A.

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B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

N.A.

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- C. The Undersigned entity hereby certifies that (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N.A.

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**IV. CHILD SUPPORT OBLIGATIONS**

**A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.   X   No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2.        The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3.        The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4.        There are no Substantial Owners.

**V. CERTIFICATION**

**A. The Undersigned and its principals (officers, directors, partners, members):**

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery;

falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
  4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
  5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.
- B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:
1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
  2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
  3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.
- C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).
- D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.
- E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N.A.

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[If no explanation appears or begins on the lines above, it shall be conclusively presumed that the Undersigned certifies to each of the above statements.]

**VI. RETAINED PARTIES**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENTS**

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

**B. CERTIFICATION:**

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
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See Eport 600, L.L.C. disclosure

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CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED: \_\_\_\_\_

**VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS**

**A. DEFINITIONS AND DISCLOSURE REOUIREMENT**

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" shall not include any employment relationship of an

official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

[ ] Yes [ X ] No

If yes, please identify below the name(s) of such City elected officials) and describe such relationships):

N.A.

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VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

[ ] Yes [ X ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

---

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2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

[ X ] N/A (ie., the contract, work or transaction is not for a City Property Sale)  
[ ] Yes  
[ ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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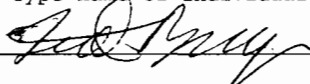
I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.

**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

The Undersigned understands and agrees that:

- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
- B. If the City determines that any information provided herein is false, incomplete or inaccurate, the City may terminate the transaction, terminate the Undersigned's participation in the transaction, and/or decline to allow the Undersigned to participate in other contracts or transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted herein.

AG ADVANTAGE GP, LLC,  
by Angelo, Gordon & Co., L.P., its Sole Managing Member  
(Print or type name of individual or legal entity)

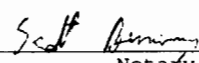
By:   
(sign here)

Title of signatory: ~~Vice President~~ Chief Administrative Officer

Print or type name of signatory: Fred Berger

Date: Apr 1 9, 2003

Subscribed to before me this 9 day of Apr 1, 2003 at New York County, New York.

  
Notary Public

Commission expires: March 31, 2007

**SCOTT M. BERNING**  
Notary Public, State of New York  
No. 01BE6087995  
Qualified in Kings County  
Commission Expires March 31, 2007

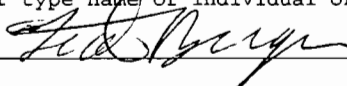
60

(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

**RECERTIFICATION**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Undersigned hereby represents, under penalty of perjury, that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date hereof.

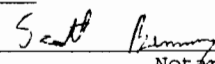
AG ADVANTAGE GP, LLC,  
by Angelo, Gordon & Co., L.P., its Sole Managing Member  
(Print or type name of individual or legal entity)

By:   
(sign here)

Title of signatory: ~~Vice President~~ Chief Administrative officer  
Print or type  
name of signatory: Fred Berger

Date: Apr. 9, 2007

Subscribed to before me this 9 day of Apr. 1,  
2007 at New York County, New York.

  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
**Notary Public, State of New York**  
**No. 01BE6087995**  
**Qualified in Kings County**  
**Commission Expires March 3, 2007**

INSERT II.B.3.b. for AG Advantage GP, LLC Disclosure

NAME	BUSINESS ADDRESS	PERCENTAGE INTEREST
Angelo, Gordon & Co., L.P., a Delaware limited partnership (Sole Managing Member)	245 Park Avenue, 26 <sup>th</sup> Floor New York, NY 10167	100.00%

CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code"), the following information is required to be disclosed prior to any City agency, department or City Council action. Please fully complete each statement, with all information current as of the attestation date. Every question must be answered. If a question is not applicable, answer with "N.A." An incomplete EDS shall be returned and any city action shall be interrupted.

Please clearly print or type all responses.

WHO MUST FILE:

1. The Undersigned: Any individual or entity (the "Undersigned") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS.
2. Entities holding an interest in the Undersigned: whenever an ownership interest in the undersigned (such as shares of stock of the Undersigned or a limited partnership interest in the Undersigned, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf. If the original Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10 percent or more of the Undersigned's stock must file EDS's on their own behalf.

ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS: By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: AG Asset Manager, Inc.
- B. Business address: c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26<sup>th</sup> Floor, New York, New York 10167
- C. Telephone: (212) 692-2000
- D. Fax: (212) 867-5436
- E. Name of contact person: Andrew Jacobs
- F. Project Information. (1) City agency requesting EDS: Department of Planning and Development;
- (2) City action requested (e.g., loan, grant, sale of property): TIF Assistance;
- (3) property location: Area included within RBPD 447, including, but not limited to, 600 West Chicago; (4) project description rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including, a riverwalk along the north branch of the Chicago River, and various public parks.

8000411



II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes       No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
<u>See attached Insert II.B.1.a.</u>	

b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
<u>N.A.</u>		

c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
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See attached Insert II.B.1.c.

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\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
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N.A.

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2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
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N.A.

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3. FOR LIMITED LIABILITY COMPANIES:

a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
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N.A.

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b. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
N.A.		

4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N.A.

b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
N.A.		

III. CERTIFICATION OF COMPLIANCE

A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

N.A.

B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

N.A.

- C. The Undersigned entity hereby certifies that (1, any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N.A.

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**IV. CHILD SUPPORT OBLIGATIONS**

**A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.  No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4.  There are no Substantial Owners.

**V. CERTIFICATION**

**A. The Undersigned and its principals (officers, directors, partners, members):**

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery;

falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.

B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:

1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.

C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).

D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.

E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N.A.

---

---

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VI. RETAINED PARTIES

A. DEFINITIONS AND DISCLOSURE REQUIREMENTS

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
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B. CERTIFICATION:

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
------	------------------	---	---

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See Eport 600, L.L.C. disclosure

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CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED: \_\_\_\_\_

VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

A. DEFINITIONS AND DISCLOSURE REQUIREMENT

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B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

Yes  No

If yes, please identify below the name(s) of such City elected officials) and describe such relationships):

N.A.

---

---

VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

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N.A.

---

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If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

N/A (ie., the contract, work or transaction is not for a City Property Sale)  
 Yes  
 No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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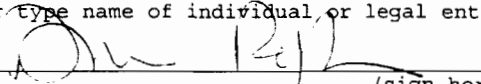
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The Undersigned understands and agrees that:

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(Print or type name of individual or legal entity)

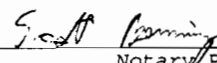
By:   
(sign here)

Title of signatory: VICE PRESIDENT

Print or type name of signatory: Dana Roffman

Date: April 19, 2003

Subscribed to before me this 9 day of April, 2003 at New York County, New York.

  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
Notary Public, State of New York  
No. 01BE6087995  
Qualified in Kings County  
Commission Expires March 3, 2007



(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

**RECERTIFICATION**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Undersigned hereby represents, under penalty of perjury, that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date hereof.

AG Asset Manager, Inc.  
(Print or type name of individual or legal entity)

By: Tom Rell  
(sign here)

Title of signatory: VICE PRESIDENT

Print or type name of signatory: Dana Roffman

Date: April 9, 2003

Subscribed to before me this 9 day of April, 2003 at New York County, New York.

Scott Berning  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
Notary Public, State of New York  
No. 01BE6087995  
Qualified in Kings County  
Commission Expires March 3, 2007

INSERT II.B.1.a. for AG Asset Manager, Inc. Disclosure:

NAME	TITLE
John M. Angelo	Director, President and Treasurer
Michael L. Gordon	Director, Vice-President and Secretary
David Roberts	Director, Vice-President and Assistant Secretary
Fred Berger	Director, Vice-President and Assistant Secretary
Keith F. Barket	Director, Vice-President and Assistant Secretary
Joseph R. Wekselblatt	Vice President and Assistant Secretary
Andrew Jacobs	Vice President and Assistant Secretary
Dana G. Roffman	Vice President and Assistant Secretary
Matthew Khoury	Vice President and Assistant Secretary
Adam Schwartz	Vice President and Assistant Secretary
Will Abbate	Assistant Secretary
Catherine Parsons	Assistant Secretary

INSERT II.B.1.c. for AG Asset Manager, Inc. Disclosure:

NAME	BUSINESS ADDRESS	PERCENTAGE INTEREST
Angelo, Gordon & Co., L.P.	245 Park Avenue, 26 <sup>th</sup> Floor New York, NY 10167	100%

CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code"), the following information is required to be disclosed prior to any City agency, department or City Council action. Please fully complete each statement, with all information current as of the attestation date. Every question must be answered. If a question is not applicable, answer with "N.A." An incomplete EDS shall be returned and any city action shall be interrupted.

Please clearly print or type all responses.

WHO MUST FILE:

1. The Undersigned: Any individual or entity (the "Undersigned") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS.
2. Entities holding an interest in the Undersigned: whenever an ownership interest in the undersigned (such as shares of stock of the Undersigned or a limited partnership interest in the Undersigned, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf. If the original Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10 percent or more of the Undersigned's stock must file EDS's on their own behalf.

ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS: By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: Angelo, Gordon & Co., L.P.
- B. Business address: c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26<sup>th</sup> Floor, New York, New York 10167
- C. Telephone: (212) 692-2000
- D. Fax: (212) 867-5436
- E. Name of contact person: Andrew Jacobs
- F. Project Information. (1) City agency requesting EDS: Department of Planning and Development ;  
(2) City action requested (e.g., loan, grant, sale of property): TIF Assistance ;  
(3) property location: Area included within RBPD 447, including, but not limited to, 600 West Chicago ; (4) project description rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including, a riverwalk along the north branch of the Chicago River, and various public parks.

II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes       No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
<u>N.A.</u>	
_____	
_____	
_____	

b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
<u>N.A.</u>		
_____		
_____		
_____		

- c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
------	------------------	---------------------

N.A.

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\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

- d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
------	---------

N.A.

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2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
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See attached Insert II.B.2

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3. FOR LIMITED LIABILITY COMPANIES:

- a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
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N.A.

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b. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
N.A.		

4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N.A.

b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
N.A.		

**III. CERTIFICATION OF COMPLIANCE**

A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

N.A.

B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

N.A.

- C. The Undersigned entity hereby certifies that (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N.A.

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**IV. CHILD SUPPORT OBLIGATIONS**

**A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.   X   No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2.        The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3.        The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4.        There are no Substantial Owners.

**V. CERTIFICATION**

**A. The Undersigned and its principals (officers, directors, partners, members):**

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery;

falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
  4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
  5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.
- B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:
1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
  2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
  3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.
- C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).
- D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.
- E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N.A.

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[If no explanation appears or begins on the lines above, it shall be conclusively presumed that the Undersigned certifies to each of the above statements.]



**VI. RETAINED PARTIES**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENTS**

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

**B. CERTIFICATION:**

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
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See Eport 600, L.L.C. disclosure

CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED: \_\_\_\_\_

**VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS**

**A. DEFINITIONS AND DISCLOSURE REOUIREMENT**

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" shall not include any employment relationship of an

official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

[ ] Yes [ X ] No

If yes, please identify below the name(s) of such City elected officials) and describe such relationships):

N.A.

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VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

[ ] Yes [ X ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

[ X ] N/A (ie., the contract, work or transaction is not for a City Property Sale)  
[ ] Yes  
[ ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.

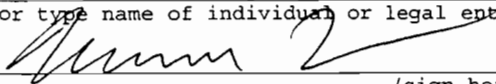
**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

The Undersigned understands and agrees that:

- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
- B. If the City determines that any information provided herein is false, incomplete or inaccurate, the City may terminate the transaction, terminate the Undersigned's participation in the transaction, and/or decline to allow the Undersigned to participate in other contracts or transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted herein.

ANGELO, GORDON & CO., L.P.,

by AG Partners, L.P., its general partner  
(Print or type name of individual or legal entity)

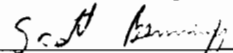
By:   
(sign here)

Title of signatory: General Partner

Print or type  
name of signatory: Michael Gordon

Date: April 9, 2007

Subscribed to before me this 9 day of April,  
2007 at New York County, New York.

  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
**Notary Public, State of New York**  
**No. 01BE6087995**  
**Qualified in Kings County**  
**Commission Expires March 3, 2007**

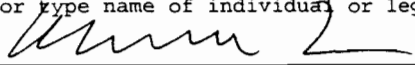
(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

**RECERTIFICATION**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Undersigned hereby represents, under penalty of perjury, that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date hereof.

ANGELO, GORDON & CO., L.P.,

by AG Partners, L.P., its general partner  
(Print or type name of individual or legal entity)

By:   
(sign here)

Title of signatory: General Partner

Print or type  
name of signatory: Michael Gordon

Date: April 9, 2003

Subscribed to before me this 9 day of April,  
2003 at New York County, New York.

Scott Berning  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
Notary Public, State of New York  
No. 01BE6087995  
Qualified in Kings County  
Commission Expires March 3, 2007

INSERT II.B.2 for Angelo, Gordon & Co., L.P. Disclosure:

Angelo, Gordon & Co. L.P. is a limited partnership, an investment advisor registered with the Securities and Exchange Commission, regulated under the Investment Advisers Act of 1940, as amended, and a broker-dealer regulated under the Securities Exchange Act of 1934, as amended, which is required to file regular reports with the Securities and Exchange Commission disclosing, among other items, those individuals who own 5% or more of said limited partnership. The beneficial owners of the limited partnership interests who own less than a 5% interest are too numerous to mention. The general partner of Angelo, Gordon & Co., L.P., and the limited partners who beneficially own more than 5% of Angelo, Gordon & Co., L.P. are as follows:

NAME	BUSINESS ADDRESS	PERCENTAGE INTEREST AS OF 1/31/2003
AG Partners, L.P., a Delaware limited partnership (general partner)	245 Park Avenue, 26 <sup>th</sup> Floor New York, NY 10167	Approx. 78.84%
Edmund H. Shea, Jr., as manager of Accounts held by J.F. Shea Co., Inc., as nominee (limited partner)	655 Brea Canyon Road Walnut, CA 91789	Approx. 5.73% <sup>1</sup>

<sup>1</sup> The beneficiaries of the accounts held for J.F. Shea Co. (of which Edmund H. Shea Jr. is the manager) are approximately 15 family members of the Shea family (either such individuals directly or through trusts established for such family members). This limited partnership interest should continue to decrease over time and should never be greater than it was as of January 31, 2003. The limited partnership interest held by the accounts held by J.F. Shea Co., Inc. as nominee and managed by Edmund H. Shea Jr. have no rights of control over the actions of Angelo, Gordon & Co., L.P.

CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code"), the following information is required to be disclosed prior to any City agency, department or City Council action. Please fully complete each statement, with all information current as of the attestation date. Every question must be answered. If a question is not applicable, answer with "N.A." An incomplete EDS shall be returned and any city action shall be interrupted.

Please clearly print or type all responses.

WHO MUST FILE:

1. The Undersigned: Any individual or entity (the "Undersigned") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS.
2. Entities holding an interest in the Undersigned: whenever an ownership interest in the undersigned (such as shares of stock of the Undersigned or a limited partnership interest in the Undersigned, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf. If the original Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10 percent or more of the Undersigned's stock must file EDS's on their own behalf.

ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS: By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: AG Partners, L.P.
- B. Business address: c/o Angelo, Gordon & Co., L.P., 245 Park Avenue, 26<sup>th</sup> Floor, New York, New York 10167
- C. Telephone: (212) 692-2000
- D. Fax: (212) 867-5436
- E. Name of contact person: Andrew Jacobs
- F. Project Information. (1) City agency requesting EDS: Department of Planning and Development ;
- (2) City action requested (e.g., loan, grant, sale of property): TIF Assistance ;
- (3) property location: Area included within RBPD 447, including, but not limited to, 600 West Chicago ; (4) project description rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including, a riverwalk along the north branch of the Chicago River, and various public parks.

8000413

II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes       No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
------	-------

N.A.

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b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
------	------------------	---------------------

N.A.

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c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
N.A.		

\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
N.A.	

2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
See attached Insert II.B.2		

3. FOR LIMITED LIABILITY COMPANIES:

a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
N.A.	



b. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
N.A.		

4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N.A.

b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
N.A.		

III. CERTIFICATION OF COMPLIANCE

A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

N.A.

B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

N.A.

- C. The Undersigned entity hereby certifies that (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N.A.

---

**IV. CHILD SUPPORT OBLIGATIONS**

**A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.  No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4.  There are no Substantial Owners.

**V. CERTIFICATION**

**A. The Undersigned and its principals (officers, directors, partners, members):**

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery;

falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
  4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
  5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.
- B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:
1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
  2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
  3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.
- C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).
- D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.
- E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N.A.

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[If no explanation appears or begins on the lines above, it shall be conclusively presumed that the Undersigned certifies to each of the above statements.]

**VI. RETAINED PARTIES**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENTS**

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

**B. CERTIFICATION:**

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
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See Eport 600, L.L.C. disclosure

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CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED: \_\_\_\_\_

**VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENT**

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" shall not include any employment relationship of an

official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

[ ] Yes [ X ] No

If yes, please identify below the name(s) of such City elected officials) and describe such relationships):

N.A.

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VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

[ ] Yes [ X ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

[ X ] N/A (ie., the contract, work or transaction is not for a City Property Sale)  
[ ] Yes  
[ ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N.A.

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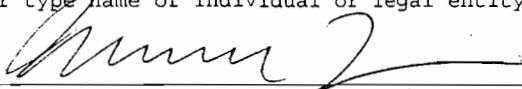
I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.

**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

The Undersigned understands and agrees that:

- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
- B. If the City determines that any information provided herein is false, incomplete or inaccurate, the City may terminate the transaction, terminate the Undersigned's participation in the transaction, and/or decline to allow the Undersigned to participate in other contracts or transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted herein.

AG PARTNER, L.P.,  
by John M. Angelo and Michael L. Gordon,  
its general partners  
 (Print or type name of individual or legal entity)

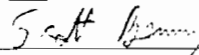
By:   
 (sign here)

Title of signatory: General Partner

Print or type name of signatory: Michael Gordon

Date: Apr. 18, 2003

Subscribed to before me this 8 day of Apr. 1, 2003 at New York County, New York.

  
 Notary Public

Commission expires: March 3, 2007

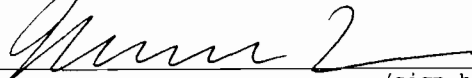
**SCOTT M. BERNING**  
**Notary Public, State of New York**  
**No. 01BE0087995**  
**Qualified in Kings County**  
**Commission Expires March 3, 2007**

(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

**RECERTIFICATION**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Undersigned hereby represents, under penalty of perjury, that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date hereof.

AG PARTNER, L.P.,  
by John M. Angelo and Michael L. Gordon,  
its general partners  
(Print or type name of individual or legal entity)

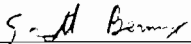
By:   
(sign here)

Title of signatory: General Partner

Print or type name of signatory: Michael Gordon

Date: April 8, 2007

Subscribed to before me this 8 day of April, 2007 at New York County, New York.

  
Notary Public

Commission expires: March 3, 2007

**SCOTT M. BERNING**  
**Notary Public, State of New York**  
**No. 0157067995**  
**Qualified in Kings County**  
**Commission Expires March 3, 2007**

INSERT II.B.2 for AG Partners, L.P. Disclosure:

NAME	BUSINESS ADDRESS	PERCENTAGE INTEREST
John M. Angelo (general partner)	245 Park Avenue, 26 <sup>th</sup> Floor New York, NY 10167	39%
Michael L. Gordon (general partner)	245 Park Avenue, 26 <sup>th</sup> Floor New York, NY 10167	39%
No limited partner has an ownership interest greater than 10%		

Please note that the foregoing percentages represent the current capitalization of AG Partners, L.P. and said percentages are subject to change based on actual contributions made by the various partners.



CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code"), the following information is required to be disclosed prior to any City agency, department or City Council action. Please fully complete each statement, with all information current as of the attestation date. Every question must be answered. If a question is not applicable, answer with "N.A." An incomplete EDS shall be returned and any city action shall be interrupted.

Please clearly print or type all responses.

WHO MUST FILE:

1. The Undersigned: Any individual or entity (the "Undersigned") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS.
2. Entities holding an interest in the Undersigned: whenever an ownership interest in the undersigned (such as shares of stock of the Undersigned or a limited partnership interest in the Undersigned, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf. If the original Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10 percent or more of the Undersigned's stock must file EDS's on their own behalf.

ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS: By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: Tacport Equity LLC
- B. Business address: c/o Taconic Investment Partners LLC, 111 Eighth Avenue, Suite 1500 NY, NY 10011
- C. Telephone: 212-220-9945
- D. Fax: 212-220-9949
- E. Name of contact person: Charles R. Bendit
- F. Project Information. (1) City agency requesting EDS: Department of Planning & Development;  
(2) City action requested (e.g., loan, grant, sale of property): TIF Assistance  
(3) property location: 600 West Chicago Avenue, and other property within RBPD. 447, as amended; (4) project description Rehabilitation of the historic Catalog Building public infrastructure improvements including a riverwalk; and public park

8000414

II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes       No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
N/A	

b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
N/A		

c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
N/A		

\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
N/A	

2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
N/A		

3. FOR LIMITED LIABILITY COMPANIES:

a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
No officers. The sole managing member of the limited liability company is Tacport Principals LLC	

List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
See Schedule 1 attached hereto		

4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N/A

b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
N/A		

III. CERTIFICATION OF COMPLIANCE

A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

N/A

B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

N/A

6

- C. The Undersigned entity hereby certifies that (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N/A

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IV. CHILD SUPPORT OBLIGATIONS

A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.  No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2. \_\_\_\_\_ The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3. \_\_\_\_\_ The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4. \_\_\_\_\_ There are no Substantial Owners.

V. CERTIFICATION

A. The Undersigned and its principals (officers, directors, partners, members):

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery;

falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.

B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:

1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.

C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).

D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.

E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N/A

---

---

---

[If no explanation appears or begins on the lines above, it shall be conclusively presumed that the Undersigned certifies to each of the above statements.]

VI. RETAINED PARTIES

A. DEFINITIONS AND DISCLOSURE REQUIREMENTS

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

B. CERTIFICATION

:

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
------	------------------	---	---

NONE

CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED: \_\_\_\_\_

VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

A. DEFINITIONS AND DISCLOSURE REQUIREMENT

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other

private business dealing" shall not include any employment relationship of an official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

Yes  No

If yes, please identify below the name(s) of such City elected officials) and describe such relationships):

N/A

---

---

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VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

Yes  No

If yes, identify the officials or employees having such interest and the nature of such interest:

---

---

---

2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

N/A (ie., the contract, work or transaction is not for a City Property Sale)  
 Yes  
 No



If yes, identify the officials or employees having such interest and the nature of such interest:

\_\_\_\_\_  
\_\_\_\_\_

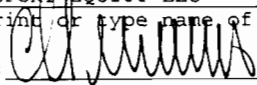
I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.

**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

The Undersigned understands and agrees that:

- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
- B. If the City determines that any information provided herein is false, incomplete or inaccurate, the City may terminate the transaction, terminate the Undersigned's participation in the transaction, and/or decline to allow the Undersigned to participate in other contracts or transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted herein.

TACPORT EQUITY LLC  
(Print or type name of individual or legal entity)

By:   
(sign here)

Title of signatory: Charles R. Bendit, as a managing member of Tacport Principals LLC,  
the sole managing member of Tacport Equity LLC, and not individually.

Print or type  
name of signatory: \_\_\_\_\_

Date: March, 2003

Subscribed to before me this \_\_\_\_ day of \_\_\_\_\_,  
200\_\_ at Cook County, Illinois.

\_\_\_\_\_  
Notary Public

Commission expires: \_\_\_\_\_

//

**ACKNOWLEDGEMENT**

STATE OF NEW YORK    )  
                                  )  
COUNTY OF NEW YORK )

ss:

On the 14<sup>th</sup> day of March in the year 2003, before me, the undersigned, a Notary Public in and for said State, personally appeared **CHARLES R. BENDIT**, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

*Lenore G. Sotelo*  
Notary Public (SEAL)

**LENORE G. SOTELO**  
**Notary Public, State of New York**  
**No. 01SO4827575**  
**Qualified in Nassau County**  
**Commission Expires Sept. 30, 20 06**

---

(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

**RECERTIFICATION**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Undersigned hereby represents, under penalty of perjury, that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date hereof.

\_\_\_\_\_  
(Print or type name of individual or legal entity)

By: \_\_\_\_\_  
(sign here)

Title of signatory: \_\_\_\_\_

Print or type  
name of signatory: \_\_\_\_\_

Date: \_\_\_\_\_, 200\_\_

Subscribed to before me this \_\_\_\_ day of \_\_\_\_\_,  
200\_\_ at Cook County, Illinois.

\_\_\_\_\_  
Notary Public

Commission expires: \_\_\_\_\_

**Schedule 1**

**TACPORT EQUITY LLC**

**MEMBER INFORMATION**

Member	Percentage Interest
(1) Dr. Felix Glaubach 5 Lighthouse Road Kings Point, NY 11024	18.1226%
(2) Betty Leider 10312 West Broadview Drive Bay Harbor Island, FL 33154	8.8096%
(3) Martin Turchin 3060 Miro Drive South Palm Beach Gardens, FL 33410	4.2070%
(4) RFIA Holdings LLC 1500 Broadway, Suite 1020 New York, NY 10036	6.6436%
(5) George Gellert Atalanta Corporation One Atalanta Plaza Elizabeth, NJ 07206	4.9082%
(6) Estate of Edward S. Gordon c/o Anthony M. Saytanides 441 Lexington Avenue, Suite 805 New York, NY 10017	3.1483%
(7) Kaufman Investment Partners 12 B/8 Zerach Barnet Street Harnof, Jerusalem 95404 Israel	2.5170%
(8) Kenneth R. Goldman 260 Bristlecone Way Boulder, CO 80304	2.5170%
(9) Storm King, LLC The Adco Group 645 Fifth Avenue, 8th Floor New York, NY 10022 Attention: B.J. Hoppe	2.5170%
(10) GRQ Chicago, LLC c/o Paul N. Glickman 15 West Way Chappaqua, NY 10514	2.2024%
(11) Stephen B. Siegel Insignia/ESG, Inc. 200 Park Avenue New York, NY 10166	2.9449%
(12) Pariser Family (Chicago) LLC 11 Carrington Drive Greenwich, CT 06831	3.0198%
(13) Charles R. Bendit	2.6272%

**TACPORT EQUITY LLC****MEMBER INFORMATION**

<b>Member</b>	<b>Percentage Interest</b>
40 West 74th Street New York, NY 10023	
(14) Baruch Giaubach 5 Lighthouse Road Kings Point, NY 11024	1.2585%
(15) Marilyn Pariser 17031 Boca Club Boulevard, Apt. 106B Boca Raton, FL 33487	1.9633%
(16) Benjamin L. Bendit Non-Marital Trust 40 W. 74th Street, Apt. 2 New York, NY 10023	1.7619%
(17) B.H.C. Brinkers Stoeplaan 17 2243 CX Wassenaar The Netherlands	1.2585%
(18) Le Manoir B.V. c/o G.J. de Kroes Edange Holding B.V. c/o B.J. Lips Lange Voorhout 64 2514 EH Den Haag The Netherlands	1.9633%
(19) Katz Investment Co., LLC 101 Lassen Ct., Apt. 1 Princeton, NJ 08540	1.7619%
(20) Zapco Holdings, Inc. Deferred Compensation Plan Trust c/o Nancy Heinrich, Trustee 10015 E. Corrine Drive Scottsdale, AZ 85260	1.7619%
(21) Robert Jay Rudin 35 Mayflower Drive Tenafly, NJ 07670	1.2585%
(22) Marshall D. Butler Foundation 750 Lexington Avenue, 27th Floor New York, NY 10022	1.2585%
(23) Jane Dresner Sadaka 895 Park Avenue, Apt. 6B New York, NY 10021	1.2585%
(24) David & Esther Muschel 1296 Somerset Road Teaneck, NJ 07666	1.9633%
(25) Ronald Gurman 25 Valley Lane Chappaqua, NY 10514	1.7619%
(26) jbcitrin.com LLC c/o Jeffrey B. Citrin	0.9439%

**TACPORT EQUITY LLC****MEMBER INFORMATION**

<b>Member</b>	<b>Percentage Interest</b>
7 Dewart Road Greenwich, CT 06830	
(27) Brian D. Gell 1 Sleepy Hollow Chappaqua, NY 10514	1.4725%
(28) Caria Giannini 10 West 74th Street, Apt. 9D New York, NY 10023	0.9439%
(29) KJM Family Trust 40 West 74th Street New York, NY 10023	1.2985%
(30) Robert Ivanhoe 125 Lower Cross Road Greenwich, CT 06831	0.7012%
(31) H.C. Knuvers Joelaan 2 1217 GG Hilversum The Netherlands	0.6293%
(32) T.C.C. van Duyl Zeestraat 163 2518 DH Den Hag The Netherlands	0.8810%
(33) Evan H. Heller 3 Shore Road Rye, NY 10580	0.8810%
(34) Jonathan L. Mechanic 808 Broadway, Apartment 2R New York, NY 10003	0.8810%
(35) Scott L. Gottlieb 4 Seneca Road Scarsdale, NY 10583	0.9816%
(36) Michael R. Laginestra 9 Old Country Court Demarest, NJ 07627	0.9816%
(37) Lenore P. Lesser 45 Woodmont Road Rochester, NY 14620-3357	1.1219%
(38) Paul E. Pariser 11 Carrington Drive Greenwich, CT 06831	0.9059%
(39) Russell Appel 7 Red Ground Road Old Westbury, NY 11568	0.4719%
(40) A. Floyd Lattin	0.4719%

**TACPORT EQUITY LLC****MEMBER INFORMATION**

<b>Member</b>	<b>Percentage Interest</b>
<b>P. O. Box 206/2961 Lucas Turnpike Accord, NY 12404</b>	
<b>(41) George Petrow 15 Brookside Park Greenwich, CT 06831</b>	<b>0.4908%</b>
<b>(42) Craig H. Solomon and Diane L. Solomon 47 East 88th Street, #6A New York, NY 10128</b>	<b>0.3146%</b>
<b>(43) Alan S. Well 26 Valleyview Avenue Rye, NY 10580</b>	<b>0.4908%</b>
<b>(44) Evan Pariser 1385 York Avenue, Apt. 20A New York, NY 10021</b>	<b>0.4908%</b>
<b>(45) Gary S. Kleinman 10 Carlton Court New York, NY 10956</b>	<b>0.3146%</b>
<b>(46) Howard D. Pariser 500 E. 77th Street, Apt. 1837 New York, NY 10162</b>	<b>0.3146%</b>
<b>(47) Tacport Principals LLC 1500 Broadway, Suite 1020 New York, NY 10036</b>	<b>0.6040%</b>
<b>Total</b>	<b><u>100.0000%</u></b>

CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code"), the following information is required to be disclosed prior to any City agency, department or City Council action. Please fully complete each statement, with all information current as of the attestation date. Every question must be answered. If a question is not applicable, answer with "N.A." An incomplete EDS shall be returned and any city action shall be interrupted.

Please clearly print or type all responses.

WHO MUST FILE:

1. The Undersigned: Any individual or entity (the "Undersigned") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS.
2. Entities holding an interest in the Undersigned: whenever an ownership interest in the undersigned (such as shares of stock of the Undersigned or a limited partnership interest in the Undersigned, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf. If the original Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10 percent or more of the Undersigned's stock must file EDS's on their own behalf.

ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS: By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: Tacport Principals LLC
- B. Business address: c/o Taconic Investment Partners LLC, 111 Eighth Avenue Suite 1500 NY, NY 10011
- C. Telephone: 212-220-9945
- D. Fax: 212-220-9949
- E. Name of contact person: Charles R. Bendit
- F. Project Information. (1) City agency requesting EDS: Department of Planning & Development  
2) City action requested (e.g., loan, grant, sale of property): TIF Assistance ;  
(3) property location: 600 West Chicago Avenue, and other property within RBPD. 447, as amended ; (4) project description Rehabilitation of the historic Catalog Building public infrastructure improvements including a riverwalk; and public park

8000415



II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes
- No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
N/A	

b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
N/A		

c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
N/A		

\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
N/A	

2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
N/A		

3. FOR LIMITED LIABILITY COMPANIES:

a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
No officers. The sole managing members of the limited liability company are Charles R. Bendit and Paul E. Pariser.	

b. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
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See Schedule 1 attached hereto

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4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N/A

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b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
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N/A

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III. CERTIFICATION OF COMPLIANCE

A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

N/A

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B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

N/A

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- C. The Undersigned entity hereby certifies that (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N/A

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IV. CHILD SUPPORT OBLIGATIONS

A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.  No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4.  There are no Substantial Owners.

V. CERTIFICATION

A. The Undersigned and its principals (officers, directors, partners, members):

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery;

falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.

B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:

1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.

C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).

D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.

E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N/A

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[If no explanation appears or begins on the lines above, it shall be conclusively presumed that the Undersigned certifies to each of the above statements.]

VI. RETAINED PARTIES

A. DEFINITIONS AND DISCLOSURE REQUIREMENTS

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

B. CERTIFICATION

:

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
NONE			

CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED: \_\_\_\_\_

VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

A. DEFINITIONS AND DISCLOSURE REQUIREMENT

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other

private business dealing" shall not include any employment relationship of an official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

[ ] Yes [ X ] No

If yes, please identify below the name(s) of such City elected officials) and describe such relationships):

N/A

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VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

[ ] Yes [ X ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

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2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

[ X ] N/A (ie., the contract, work or transaction is not for a City Property Sale)  
[ ] Yes  
[ ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

\_\_\_\_\_

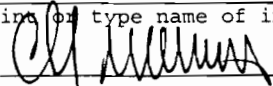
I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.

**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

The Undersigned understands and agrees that:

- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
- B. If the City determines that any information provided herein is false, incomplete or inaccurate, the City may terminate the transaction, terminate the Undersigned's participation in the transaction, and/or decline to allow the Undersigned to participate in other contracts or transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted herein.

TACPORT PRINCIPALS LLC  
(Print or type name of individual or legal entity)

By:   
(sign here)

Title of signatory: Charles R. Bendit, as a managing member of Tacport Principals LLC  
and not individually

Print or type  
name of signatory: \_\_\_\_\_

Date: March, 2003

Subscribed to before me this \_\_\_\_ day of \_\_\_\_\_,  
200\_\_ at Cook County, Illinois.

\_\_\_\_\_  
Notary Public

Commission expires: \_\_\_\_\_



---

(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

**RECERTIFICATION**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Undersigned hereby represents, under penalty of perjury, that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date hereof.

\_\_\_\_\_  
(Print or type name of individual or legal entity)

By: \_\_\_\_\_  
(sign here)

Title of signatory: \_\_\_\_\_

Print or type  
name of signatory: \_\_\_\_\_

Date: \_\_\_\_\_, 200\_\_

Subscribed to before me this \_\_\_\_ day of \_\_\_\_\_,  
200\_\_ at Cook County, Illinois.

\_\_\_\_\_  
Notary Public

Commission expires: \_\_\_\_\_

**ACKNOWLEDGEMENT**

STATE OF NEW YORK    )  
                                  )  
                                  )                    ss:  
COUNTY OF NEW YORK )

On the 14<sup>th</sup> day of March in the year 2003, before me, the undersigned, a Notary Public in and for said State, personally appeared **CHARLES R. BENDIT**, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his capacity, and that by his signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

*Lenore G. Sotelo*  
Notary Public (SEAL)

**LENORE G. SOTELO**  
Notary Public, State of New York  
No. 01SO4827575  
Qualified in Nassau County  
Commission Expires Sept. 30, 20 06

## Schedule 1

### TACPORT PRINCIPALS LLC

#### MEMBER INFORMATION

<u>Member</u>	<u>Percentage Interest</u>
(1) Paul E. Pariser 11 Carrington Drive Greenwich, CT 06831	33.3333%
(2) Charles R. Bendit 40 West 74th Street New York, NY 10023	8.3332%
(3) KJM Family Trust 40 West 74th Street New York, NY 10023	25.0001%
(4) RFIA Holdings LLC 1500 Broadway, Suite 1020 New York, NY 10036	33.3333%
<hr/> <b>Total</b>	<hr/> <b>100.0000%</b>

CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code"), the following information is required to be disclosed prior to any City agency, department or City Council action. Please fully complete each statement, with all information current as of the attestation date. Every question must be answered. If a question is not applicable, answer with "N.A." An incomplete EDS shall be returned and any city action shall be interrupted.

Please clearly print or type all responses.

WHO MUST FILE:

1. The Undersigned: Any individual or entity (the "Undersigned") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS.
2. Entities holding an interest in the Undersigned: whenever an ownership interest in the undersigned (such as shares of stock of the Undersigned or a limited partnership interest in the Undersigned, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf. If the original Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10 percent or more of the Undersigned's stock must file EDS's on their own behalf.

ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS: By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: AE-Eport Associates, LP
- B. Business address: Amerimar Enterprises, Inc., 210 West Rittenhouse Square, Suite 1900, Philadelphia, PA 19103
- C. Telephone: (215) 893-6000
- D. Fax: (215) 893-6060
- E. Name of contact person: Stephen J. Gleason
- F. Project Information. (1) City agency requesting EDS: Department of Planning and Development; (2) City action requested -e.g., loan, grant, sale of property: TIF Assistance; (3) property location: Area included within PD 447, including but not limited to, 600 West Chicago; (4) project description: Rehabilitation of existing historic Catalog Building (formally owned by Montgomery Ward); various public improvements, including a riverwalk along the north branch of the Chicago River, and various public parks.

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II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes       No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
N/A	

b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
N/A		

c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
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N/A

\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
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N/A

2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
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AE-Eport, Inc.	210 West Rittenhouse Square, Suite 1900, Philadelphia, PA 19103	1.00000%
David G. Marshall	210 West Rittenhouse Square, Suite 1900, Philadelphia, PA 19103	18.55481%
GMM Holding & Co., Inc.	210 West Rittenhouse Square, Suite 1900, Philadelphia, PA 19103	54.95511%
Stephen J. Gleason	210 West Rittenhouse Square, Suite 1900, Philadelphia, PA 19103	4.42391%
Jon A. Cummins I	210 West Rittenhouse Square, Suite 1900, Philadelphia, PA 19103	3.43657%
Charles B. Blume	210 West Rittenhouse Square, Suite 1900, Philadelphia, PA 19103	3.12631%
James W. Loveman	210 West Rittenhouse Square, Suite 1900, Philadelphia, PA 19103	0.32895%
Paul D. Fishbein	225 W. Hubbard Street, 4 <sup>th</sup> Floor, Chicago, Illinois 60610	13.84537%
Karen L. Oruska	210 West Rittenhouse Square, Suite 1900, Philadelphia, PA 19103	0.32895%

3. FOR LIMITED LIABILITY COMPANIES:

a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
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N/A

- b. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
N/A		

4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

- a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N/A		

- b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
N/A		

III. CERTIFICATION OF COMPLIANCE

- A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

None.

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- B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

None.

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- C. The Undersigned entity hereby certifies that (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N/A

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**IV. CHILD SUPPORT OBLIGATIONS**

**A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.   X   No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2.        The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3.        The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4.        There are no Substantial Owners.

**V. CERTIFICATION**

A. The Undersigned and its principals (officers, directors, partners, members):

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery;



falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.

B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:

1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.

C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).

D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.

E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N/A

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[If no explanation appears or begins on the lines above, it shall be conclusively presumed that the Undersigned certifies to each of the above statements.]

VI. RETAINED PARTIES

A. DEFINITIONS AND DISCLOSURE REQUIREMENTS

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

B. CERTIFICATION

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Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)
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CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED:     X    

VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

A. DEFINITIONS AND DISCLOSURE REQUIREMENT

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other

private business dealing" shall not include any employment relationship of an official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

[ ] Yes [ X ] No

If yes, please identify below the name(s) of such City elected officials) and describe such relationships):

N/A

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VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

[ ] Yes [ X ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N/A

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2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

[ X ] N/A (ie., the contract, work or transaction is not for a City Property Sale)  
[ ] Yes  
[ ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N/A

I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.

**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

The Undersigned understands and agrees that:

- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
- B. If the City determines that any information provided herein is false, incomplete or inaccurate, the City may terminate the transaction, terminate the Undersigned's participation in the transaction, and/or decline to allow the Undersigned to participate in other contracts or transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted herein.

AE-Eport Associates, LP  
By: AE-Eport, Inc., its General Partner

(Print or type name of individual or legal entity)

By: \_\_\_\_\_ (sign here)

Title of signatory: Vice President

Print or type name of signatory: Stephen J. Gleason

Date: May 16, 2003

Subscribed to before me this 16<sup>th</sup> day of May,  
2003 at Cook County, Illinois. Phila PA

Andrea G. Nolfi  
Notary Public

Commission expires: August 19, 2006

NOTARIAL SEAL
ANDREA G. NOLFI, Notary Public
City of Philadelphia, Phila. County
My Commission Expires August 19, 2006

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(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

**RECERTIFICATION**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Undersigned hereby represents, under penalty of perjury, that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date hereof.

\_\_\_\_\_  
(Print or type name of individual or legal entity)

By: \_\_\_\_\_  
(sign here)

Title of signatory: \_\_\_\_\_

Print or type  
name of signatory: \_\_\_\_\_

Date: \_\_\_\_\_, 200\_\_

Subscribed to before me this \_\_\_\_ day of \_\_\_\_\_,  
200\_\_ at Cook County, Illinois.

\_\_\_\_\_  
Notary Public

Commission expires: \_\_\_\_\_

CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code"), the following information is required to be disclosed prior to any City agency, department or City Council action. Please fully complete each statement, with all information current as of the attestation date. Every question must be answered. If a question is not applicable, answer with "N.A." An incomplete EDS shall be returned and any city action shall be interrupted.

Please clearly print or type all responses.

WHO MUST FILE:

1. The Undersigned: Any individual or entity (the "Undersigned") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS.
2. Entities holding an interest in the Undersigned: whenever an ownership interest in the undersigned (such as shares of stock of the Undersigned or a limited partnership interest in the Undersigned, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf. If the original Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10 percent or more of the Undersigned's stock must file EDS's on their own behalf.

ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS: By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: AE-Eport, Inc.
- B. Business address: Amerimar Enterprises, Inc., 210 West Rittenhouse Square, Suite 1900, Philadelphia, PA 19103
- C. Telephone: (215) 893-6000
- D. Fax: (215) 893-6060
- E. Name of contact person: Stephen J. Gleason
- F. Project Information. (1) City agency requesting EDS: Department of Planning and Development; (2) City action requested e.g., loan, grant, sale of property: TIF Assistance; (3) property location: Area included within PD 447, including but not limited to, 600 West Chicago; (4) project description: Rehabilitation of existing historic Catalog Building formally owned by Montgomery Ward; various public improvements, including a riverwalk along the north branch of the Chicago River, and various public parks.

8000417

II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware \_\_\_\_\_

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes       No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
David G. Marshall	Director
Gerald M. Marshall	Director and President
Stephen J. Gleason	Vice President
Paul D. Fishbein	Vice President
Charles B. Blume	Secretary and Treasurer

b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
N/A		

c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
David G. Marshall	210 West Rittenhouse Square, Suite 1900, Philadelphia, PA 19103	12.74239%
Gerald M. Marshall	210 West Rittenhouse Square, Suite 1900, Philadelphia, PA 19103	37.74007%
Stephen J. Gleason	210 West Rittenhouse Square, Suite 1900, Philadelphia, PA 19103	8.77193%
Jon A. Cummins I	210 West Rittenhouse Square, Suite 1900, Philadelphia, PA 19103	8.34795%
Charles B. Blume	210 West Rittenhouse Square, Suite 1900, Philadelphia, PA 19103	3.15789%
James W. Loveman	210 West Rittenhouse Square, Suite 1900, Philadelphia, PA 19103	1.75439%
Paul D. Fishbein	225 W. Hubbard Street, 4 <sup>th</sup> Floor, Chicago, Illinois 60610	25.73099%
Karen L. Oruska	210 West Rittenhouse Square, Suite 1900, Philadelphia, PA 19103	1.75439%

\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

- d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
------	---------

N/A

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2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
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N/A

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3. FOR LIMITED LIABILITY COMPANIES:

- a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
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N/A

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- b. List below the name, business address and percentage of ownership interest of each member and manager. If there are no managers, write "no managers."



Name	Business Address	Percentage Interest
N/A		

4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N/A		

b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
N/A		

III. CERTIFICATION OF COMPLIANCE

A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

None.

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B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

None.

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- C. The Undersigned entity hereby certifies that (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N/A

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IV. CHILD SUPPORT OBLIGATIONS

A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.  No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4.  There are no Substantial Owners.

V. CERTIFICATION

A. The Undersigned and its principals (officers, directors, partners, members):

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery;

falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.

B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:

1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.

C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).

D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.

E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N/A

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[If no explanation appears or begins on the lines above, it shall be conclusively presumed that the Undersigned certifies to each of the above statements.]

VI. RETAINED PARTIES

A. DEFINITIONS AND DISCLOSURE REQUIREMENTS

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

B. CERTIFICATION

:

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)

CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED:   X  

VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

A. DEFINITIONS AND DISCLOSURE REQUIREMENT

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other

private business dealing" shall not include any employment relationship of an official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

[ ] Yes [ X ] No

If yes, please identify below the name(s) of such City elected officials) and describe such relationships):

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VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

[ ] Yes [ X ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

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2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

[ X ] N/A (ie., the contract, work or transaction is not for a City Property Sale)  
[ ] Yes  
[ ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N/A

I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.

**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

The Undersigned understands and agrees that:

- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
- B. If the City determines that any information provided herein is false, incomplete or inaccurate, the City may terminate the transaction, terminate the Undersigned's participation in the transaction, and/or decline to allow the Undersigned to participate in other contracts or transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted herein.

AE-Eport, Inc.

(Print or type name of individual or legal entity)

By: [Signature] (sign here)

Title of signatory: Vice President

Print or type name of signatory: Stephen J. Gleason

Date: May 16, 2003

Subscribed to before me this 16<sup>th</sup> day of May, 2003 at Philadelphia, PA, AGN

[Signature]  
Notary Public

Commission expires: August 19, 2006

NOTARIAL SEAL
ANDREA G. NOLFI, Notary Public
City of Philadelphia, Phila. County
My Commission Expires August 19, 2006

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(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

**RECERTIFICATION**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Undersigned hereby represents, under penalty of perjury, that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date hereof.

\_\_\_\_\_  
(Print or type name of individual or legal entity)

By: \_\_\_\_\_  
(sign here)

Title of signatory: \_\_\_\_\_

Print or type  
name of signatory: \_\_\_\_\_

Date: \_\_\_\_\_, 200\_\_

Subscribed to before me this \_\_\_\_ day of \_\_\_\_\_,  
200\_\_\_\_ at Cook County, Illinois.

\_\_\_\_\_  
Notary Public

Commission expires: \_\_\_\_\_

CITY OF CHICAGO

ECONOMIC DISCLOSURE STATEMENT  
AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code"), the following information is required to be disclosed prior to any City agency, department or City Council action. Please fully complete each statement, with all information current as of the attestation date. Every question must be answered. If a question is not applicable, answer with "N.A." An incomplete EDS shall be returned and any city action shall be interrupted.

Please clearly print or type all responses.

WHO MUST FILE:

1. The Undersigned: Any individual or entity (the "Undersigned") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS.
2. Entities holding an interest in the Undersigned: whenever an ownership interest in the undersigned (such as shares of stock of the Undersigned or a limited partnership interest in the Undersigned, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf. If the original Undersigned is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10 percent or more of the Undersigned's stock must file EDS's on their own behalf.

ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS: By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

CERTIFYING THIS EDS: Execute the certification on the date of the initial submission of this EDS. You may be asked to update this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction. If you need extra space to fully answer a question, you may insert additional pages.

I. GENERAL INFORMATION

- A. Exact legal name of Undersigned: GMM Holding & Co., Inc.
- B. Business address: Amerimar Enterprises, Inc., 210 West Rittenhouse Square, Suite 1900, Philadelphia, PA 19103
- C. Telephone: (215) 893-6000
- D. Fax: (215) 893-6060
- E. Name of contact person: Gerald M. Marshall
- F. Project Information. (1) City agency requesting EDS: Department of Planning and Development; (2) City action requested (e.g., loan, grant, sale of property): TIF Assistance; (3) property location: Area included within PD 447, including but not limited to, 600 West Chicago; (4) project description Rehabilitation of existing historic Catalog Building formally owned by Montgomery Ward; various public improvements, including a riverwalk along the north branch of the Chicago River, and various public parks.

8000418



II. DISCLOSURE OF OWNERSHIP INTERESTS

A. GENERAL INFORMATION

1. Indicate whether the Undersigned is an individual or legal entity and, if a legal entity, indicate the type of entity below:

- Individual
- Business corporation
- Not-for-profit corporation
- General partnership
- Limited partnership
- Limited liability company
- Joint venture
- Sole proprietorship
- Other entity (please specify) \_\_\_\_\_

2. State of incorporation or organization, if applicable:

Delaware

3. For corporations, limited partnerships and limited liability companies not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?

- Yes       No

B. ORGANIZATION INFORMATION\*

1. FOR CORPORATIONS:

a. List below the names and titles of the executive officers and directors of the corporation.

Name	Title
<u>Gerald M. Marshall</u>	<u>President</u>
_____	_____
_____	_____
_____	_____
_____	_____

b. For companies whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10 percent of the company's outstanding shares:

Name	Business Address	Percentage Interest
<u>N/A</u>	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

c. For companies that are not publicly traded pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder.

Name	Business Address	Percentage Interest
Gerald M. Marshall	210 West Rittenhouse Square, Ste 1900, Phila., Pa 19103	100%

\*City ordinance requires that, whenever stock or beneficial interest is held by a corporation or other legal entity, the shareholder or other entity must make the disclosure as indicated herein.

d. For not-for-profit corporations, list below the officers and any paid executive of the corporation (if the not-for-profit has members who are legal entities, also list the members).

Name	Address
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N/A

2. FOR PARTNERSHIPS:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner.

Name	Business Address	Percentage Interest
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N/A

3. FOR LIMITED LIABILITY COMPANIES:

a. List below the names and titles of the executive officers, if any, of the limited liability company. If there are no officers, write "no officers."

Name	Title
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N/A

b. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers."

Name	Business Address	Percentage Interest
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N/A

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4. FOR LAND TRUSTS, BUSINESS TRUSTS OR ESTATES:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust:

N/A

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b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held:

Name	Business Address	Percentage Interest
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N/A

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**III. CERTIFICATION OF COMPLIANCE**

A. The Undersigned entity has not, in the past five years, been found in violation of any city, state or federal environmental law or regulation. If there have been any such violations, note them below:

None.

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B. The Undersigned entity is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor is the entity delinquent in paying any fine, fee, tax or other charge owed to the city. This includes all water charges, sewer charges, property taxes or sales taxes. If there are any such delinquencies, note them below:

None.

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- C. The Undersigned entity hereby certifies that (1) any contractors/subcontractors retained in connection with the city project have not, in the past five years, been found in violation of any city, state or federal environmental law or regulation, (2) the Undersigned will not, without the city's prior written consent, use any contractors/subcontractors who have committed such violations, and (3) the Undersigned will not use any facility on the U.S. EPA's List of Violating Facilities in connection with the project for the duration of time that the facility remains on the list.

If the Undersigned is unable to so certify, provide an explanation: N/A

**IV. CHILD SUPPORT OBLIGATIONS**

**A. CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who owns or holds a 10 percent or more interest in the Affiant.

If the Affiant's response below is #1 or #2, then all of the Affiant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Affiant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default.

Check one:

1.  No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
2.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial owners are in compliance with such agreements.
3.  The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
4.  There are no Substantial Owners.

**V. CERTIFICATION**

**A. The Undersigned and its principals (officers, directors, partners, members):**

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;

3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (2) above; and
4. have not within a three-year period preceding the date hereof had one or more public transactions (federal, state or local) terminated for cause or default.
5. have not, within a five-year period preceding the date hereof, been convicted, or found liable in a civil proceeding, in any criminal or civil action instituted by the city or by the federal government., any state, or any other unit of local government.

B. The Undersigned, or any party to be used in the performance of the Project (an "Applicable Party"), or any Affiliated Entity (meaning an entity that, directly or indirectly, has the legal authority to control the undersigned) of either the Undersigned or any Applicable Party, or any responsible official thereof, or any other official, agent or employee of the Undersigned, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official thereof, has not, during the three years prior to the date hereof or, with respect to an Applicable Party or any Affiliated Entity thereof, during the three years prior to the date of such Applicable Party's contract in connection with the Project:

1. bribed or attempted to bribe, or been convicted of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
3. made an admission of such conduct described in (1) or (2) above which is a matter of record, but has not been prosecuted for such conduct.

C. The undersigned understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (office of the Inspector General).

D. Neither the Undersigned nor any employee, official, agent or partner of the Undersigned is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3, as amended, supplemented and restated from time to time; (2) bid-rotating in violation of 720 ILCS 5/33E-4, as amended, supplemented and restated from time to time; or (3) any similar offense of any state or of the United States of America which contains the same elements as the offense of bid-rigging or bid-rotating.

E. If the Undersigned is unable to certify to any of the above statements in this Section, the Undersigned shall explain below:

N/A

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[If no explanation appears or begins on the lines above, it shall be conclusively presumed that the Undersigned certifies to each of the above statements.]

VI. RETAINED PARTIES

A. DEFINITIONS AND DISCLOSURE REQUIREMENTS

1. Pursuant to Executive Order 97-1, every City contract and lease must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors and other persons whom the Undersigned has retained or expects to retain in connection with obtaining the contract or lease. In particular, the Undersigned must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Undersigned is not required to disclose employees who are paid solely through the Undersigned's regular payroll.
2. "Lobbyist" means any person (i) who, on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.
3. If the Undersigned is uncertain whether a disclosure is required under this Section, the Undersigned must either ask the City whether disclosure is required or make the disclosure.

B. CERTIFICATION

:

Name	Business Address	Relationship (attorney, lobbyist, etc.)	Fees (indicate whether paid or estimated)

CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED OR ARE ANTICIPATED TO BE RETAINED:   X  

VII. BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS

A. DEFINITIONS AND DISCLOSURE REQUIREMENT

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months prior to the date of execution of this EDS.
2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; provided, however, a "financial interest" shall not include: (i) any ownership through purchase at fair market value or inheritance of less than one percent of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended; (ii) the authorized compensation paid to an official or employee for his office or employment; (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; (v) an endowment or insurance policy or

annuity contract purchased from an insurance company. A "contractual or other private business dealing" shall not include any employment relationship of an official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

B. CERTIFICATION

1. Has the Undersigned had a "business relationship" with any City elected official in the 12 months prior to the date of execution of this EDS?

[ ] Yes [ X ] No

If yes, please identify below the name(s) of such City elected official(s) and describe such relationships):

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VIII. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS

Any words or terms that are defined in Chapter 2-156 of the Municipal code of Chicago (the "Municipal Code") have the same meanings when used in this Certification. Complete BOTH sections 1 and 2. In accordance with Section 2-156-110 of the Municipal Code:

1. Does any official or employee of the City of Chicago (the "City") have a financial interest in his or her own name or in the name of any other person in this contract, work, business or transaction?

[ ] Yes [ X ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

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2. Unless sold pursuant to a process of competitive bidding, no official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this section.

If the contract, work, business or transaction involves a City Property Sale, does any official or employee of the City have a financial interest in his or her own name or in the name of any other person in the City Property Sale?

[ X ] N/A (ie., the contract, work or transaction is not for a City Property Sale)  
[ ] Yes  
[ ] No

If yes, identify the officials or employees having such interest and the nature of such interest:

N/A

I further certify that no such financial interest in this contract, work, business or transaction will be acquired by any official or employee of the City.

**IX. CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

The Undersigned understands and agrees that:

- A. The certifications contained in this EDS shall become part of any contract awarded to the Undersigned by the City in connection with the City assistance to which this EDS pertains, and are a material inducement to the City's execution of such contract or other action with respect to which this EDS is being executed and delivered on behalf of the Undersigned. Furthermore, the Undersigned shall comply with the certifications contained herein during the term and/or performance of the contract or completion of the transaction.
- B. If the City determines that any information provided herein is false, incomplete or inaccurate, the City may terminate the transaction, terminate the Undersigned's participation in the transaction, and/or decline to allow the Undersigned to participate in other contracts or transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible rights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted herein.

GMM Holding & Co., Inc.  
(Print or type name of individual or legal entity)

By: *Gerald M. Marshall*, President  
(sign here)

Title of signatory: President

Print or type name of signatory: Gerald M. Marshall

Date: May 16, 2003

Subscribed to before me this 16<sup>th</sup> day of May  
2003 at Cook County, Illinois Phila. Pennsylvania AGN

*Andrea G. Nolfi*  
Notary Public

Commission expires: August 19, 2006

NOTARIAL SEAL
ANDREA G. NOLFI, Notary Public
City of Philadelphia, Phila. County
My Commission Expires August 19, 2006



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(Do not write below this line except to recertify prior to submission to City Council or on the date of closing.)

**RECERTIFICATION**

For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Undersigned hereby represents, under penalty of perjury, that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date hereof.

\_\_\_\_\_  
(Print or type name of individual or legal entity)

By: \_\_\_\_\_  
(sign here)

Title of signatory: \_\_\_\_\_

Print or type  
name of signatory: \_\_\_\_\_

Date: \_\_\_\_\_, 200\_\_

Subscribed to before me this \_\_\_\_ day of \_\_\_\_\_,  
200\_\_ at Cook County, Illinois.

\_\_\_\_\_  
Notary Public

Commission expires: \_\_\_\_\_

FOR CITY USE

AFFIDAVIT NO.

CITY OF CHICAGO  
ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code") or, if applicable, under § 8.5 of the Illinois Municipal Purchasing Act 65 ILCS 5/8-10-8.5 (the "Purchasing Act"), the following information is required to be disclosed before any City agency, department or City Council action. Please fully complete each statement, with all information current as of the date this Economic Disclosure Statement and Affidavit ("EDS") is signed. Every question must be answered. If a question is not applicable, answer with "N.A." **An incomplete EDS will be returned and any City action will be interrupted.**

Please **print or type** all responses clearly and legibly. Add additional pages if needed, being careful to identify the portion of the EDS to which each additional page refers.

**WHO MUST SUBMIT AN EDS:**

1. **Applicants:** Any individual or entity (the "Applicant") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS. **For example, vendors seeking City contracts and individuals or entities applying for concessions, loans or grants are "Applicants."**

2. **Entities holding an interest in the Applicant:** Generally, whenever an ownership interest in the Applicant (such as shares of stock of the Applicant or a limited partnership interest in the Applicant, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf, and any parent of that legal entity must do so, except as provided below, until individual owners are disclosed. Please see Chapter 2-154 of the Municipal Code for further details regarding the nature and extent of disclosure required. Under the Municipal Code, if the Applicant is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10% or more of the Applicant's stock must file EDSs on their own behalf. However, under the Purchasing Act, legal entities holding 7.5% or more of a vendor Applicant must file EDSs.

**ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS:** By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

**CERTIFYING THIS EDS:** Execute the certification on the date of the initial submission of this EDS. **You may be asked to re-certify this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction.**

**PUBLIC DISCLOSURE:** It is the City's policy to make this document available to the public on its Internet site and/or upon request.

**GENERAL INFORMATION**

Date this EDS completed: April 17, 2003

A. **Who is submitting this EDS?** That party will be the "Undersigned" throughout this EDS.

[ ] Check here if you are filing as "Applicant." Exact legal name: \_\_\_\_\_

[ X ] Check here if you are filing as an "entity holding an interest in an Applicant." Exact legal name: Eport 600 West Chicago, L.L.C. an Illinois limited liability company (Also, please identify Applicant in which this entity holds an interest: \_\_\_\_\_

Eport 600, L.L.C. a Delaware limited liability company, Eport 600 Riverwalk Owner, L.L.C. a Delaware limited liability company and Eport 600 Property Owner, L.L.C. a Delaware limited liability company)

B. Business address: c/o Centrum Properties, Inc., 225 W. Hubbard Street, 4<sup>th</sup> Floor, Chicago, IL 60610

C. Telephone: (312) 832-2500 Fax: (312) 923-0984 Email: jmclinden@centrumproperties.com

D. Name of contact person: John McLinden

E. If a procurement, Specification # N/A and Contract # N/A

F. If not a procurement:

1. City Agency requesting EDS Chicago Department of Planning & Development, TIF Division :

2. City action requested (e.g. loan, grant, sale of property): TIF Assistance :

3. If property involved, list property location: Area included within RBPO 447; including but not limited to, 600 West Chicago

G. Brief description of project, (include project number and location if applicable): Rehabilitation of existing historic Catalog Building, including a river walk along the North branch of the Chicago River, and various public parks.

**SECTION ONE: DISCLOSURE OF OWNERSHIP INTERESTS**

**A. NATURE OF ENTITY**

1. Indicate whether the Undersigned is an individual or legal entity:

- Individual  Limited Liability Company
- Business corporation  Joint venture
- Sole proprietorship  Not-for-profit corporation  
[Is the not-for-profit corporation also a 501(c)(3)?  Yes  No.
- General Partnership  Other entity (please specify)
- Limited partnership \_\_\_\_\_

2. State of incorporation or organization, if applicable: Illinois

3. For legal entities not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?  Yes  No  N/A

**B. ORGANIZATION INFORMATION**

1. IF THE UNDERSIGNED IS A CORPORATION:

a. List below the names and titles of all executive officers and all directors of the corporation. For not-for-profit corporations, also list below any executive director of the corporation, and indicate all members, if any, who are legal entities. If there are no members, write "no members."

Name	Title
_____	_____
_____	_____
_____	_____
_____	_____

b. For corporations whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10% (or 7.5%, as applicable) of the corporation's outstanding shares. Note: it may be necessary for some shareholders to complete an EDS as an "Entity holding an interest in the Applicant."

Name	Business Address	Percentage Interest
_____	_____	_____
_____	_____	_____
_____	_____	_____

c. For corporations that are not registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder. Note: it may be necessary for some shareholders to complete an EDS as an "Entity holding an interest in the Applicant."

Name	Business Address	Percentage Interest
_____	_____	_____
_____	_____	_____
_____	_____	_____

2. IF THE UNDERSIGNED IS A PARTNERSHIP:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner. Note: it may be necessary for some partners to complete an EDS as an "Entity holding an interest in the Applicant."

Name	Business Address	Percentage Interest

3. IF THE UNDERSIGNED IS A LIMITED LIABILITY COMPANY:

a. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers," and indicate how managed. Note: it may be necessary for some members to complete an EDS as an "Entity holding an interest in the Applicant."

Name	Business Address	Percentage Interest
600 West Chicago, L.L.C.	c/oCentrum Properties, Inc., 225 W. Hubbard, 4 <sup>th</sup> Fl, Chicago, IL 60610	100.00

b. List below the names and titles of all officers, if any. If there are no officers, write "no officers."

Name	Title
Arthur Slaven	Manager
John McLinden	Manager
Laurence Ashkin	Manager
Sol Barket	Manager

4. IF THE UNDERSIGNED IS A LAND TRUST, BUSINESS TRUST OR ESTATE:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust.

Name	Business Address

b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held. Note: it may be necessary for some beneficiaries to complete an EDS as an "Entity holding an interest in the Applicant."

Name	Business Address	Percentage Interest

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**SECTION TWO: BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENT**

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months before the date this EDS is signed.

2. A **"business relationship"** means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; but a "financial interest" does not include: (i) any ownership through purchase at fair market value or inheritance of less than 1% of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended, (ii) the authorized compensation paid to an official or employee for his office or employment (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; or (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" does not include any employment relationship of an official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

**B. CERTIFICATION**

1. Has the Undersigned had a "business relationship" with any City elected officials in the 12 months before the date this EDS is signed?

Yes                       No

If yes, please identify below the name(s) of such City elected official(s) and describe such relationship(s):

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**●STOP**

If you are filing on behalf of an "Entity holding an interest in the Applicant," go to Section Seven (Notice and Acknowledgment Regarding City Governmental Ethics and Campaign Finance Ordinances), page 12. The following sections Three through Six are to be completed only by the Applicant in the Applicant's EDS:

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**SECTION THREE: DISCLOSURE OF RETAINED PARTIES**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENTS**

1. Pursuant to Executive Order 97-1, every City contract, lease, and all matters requiring City approval must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors, and any other person whom the Applicant has retained or expects to retain in connection with the matter in connection with which this EDS is submitted. In particular, the Applicant must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Applicant is not required to disclose employees who are paid solely through the Applicant's regular payroll.

"Lobbyist" means any person (i) who, for compensation or on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.

2. If the Applicant is uncertain whether a disclosure is required under this Section, the Applicant must either ask the City whether disclosure is required or make the disclosure.

**B. CERTIFICATION**

Each and every attorney, lobbyist, accountant, consultant, subcontractor, or other person retained or anticipated to be retained directly by the Applicant with respect to or in connection with the project or transaction that is the subject of this EDS is listed below [begin list here, add sheets as necessary]:

Name	Business Address	Relationship to Applicant (attorney, lobbyist, etc.; retained or anticipated to be retained)	Fees (indicate whether paid or estimated)

CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED DIRECTLY BY THE APPLICANT OR ARE ANTICIPATED TO BE RETAINED DIRECTLY BY THE APPLICANT.

**SECTION FOUR: CERTIFICATIONS BY APPLICANT**

**I. CERTIFICATION OF COMPLIANCE**

For purposes of the certifications in A, B, and C below, the term "affiliate" means any entity that, directly or indirectly: controls the Applicant, is controlled by the Applicant, or is, with the Applicant, under common control of another individual or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with the federal government or a state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity.

A. The Applicant is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Applicant or its affiliates delinquent in paying any fine, fee, tax or other charge owed to the City. This includes all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes. If there are any such delinquencies, note them below:

NONE

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If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

B. The Applicant and its affiliates have not, in the past five years, been found in violation of any City, state or federal environmental law or regulation. If there have been any such violations, note them below:

NONE

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

C. The Applicant and its affiliates will not use, nor permit their subcontractors to use, any facility on the U.S. EPA's List of Violating Facilities in connection with the project or transaction for the duration of time that such facility remains on the list.

D. The Applicant will obtain from any contractors/subcontractors hired or to be hired in connection with the City contract, work, business, or transaction that is the subject of this EDS certifications equal in form and substance to those in Section Four, 1,A-C above and will not, without the prior written consent of the City, use any such subcontractor that does not provide the certification or that the Applicant has reason to believe has not provided or cannot provide truthful certifications.

If the Applicant is unable to so certify, provide an explanation:

NONE

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

**II. CHILD SUPPORT OBLIGATIONS- CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who, directly or indirectly, owns or holds a 10% or more interest in the Applicant. Note: This may include individuals disclosed in Part One (Disclosure of Ownership Interests), and individuals disclosed in an EDS filed by an "Entity holding an interest in the Applicant."

If the Applicant's response below is #1 or #2, then all of the Applicant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Applicant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default. Moreover, failure of the Applicant to comply with the provisions of § 2-92-415(e) of the Municipal Code also constitutes an event of default.

**Check one:**

- 1. No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
- 2. The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial Owners, however, have entered into court-approved agreements for the payment of all such child support owed, and all such Substantial Owners are in compliance with such agreements.
- 3. The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations and (a) at least one such Substantial Owner has not entered into a court-approved agreement for the payment of all such child support owed; or (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; or both (a) and (b).
- 4. There are no Substantial Owners.

### **III. FURTHER CERTIFICATIONS**

A. The Applicant and, if the Applicant is a legal entity, its principals (officers, directors, partners, members, managers, executive director):

1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
2. have not within a five-year period preceding the date hereof been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (b) above;
4. have not within a five-year period preceding the date of this EDS had one or more public transactions (federal, state or local) terminated for cause or default; and
5. have not, within a five-year period preceding the date hereof, been convicted, adjudged guilty, or found liable in a civil proceeding, in any criminal or civil action instituted by the City or by the federal government, any state, or any other unit of local government.

B. The certifications in this subpart B concern:

- the Applicant;
- any party participating in the performance of the project or transaction that is the subject of this EDS ("an **Applicable Party**");
- any "**Affiliated Entity**" (meaning an entity that, directly or indirectly: controls the Applicant, is controlled by the Applicant or is, with the Applicant, under common control of another individual or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Applicable Parties, the term Affiliated Entity means an entity that directly or indirectly controls the Applicable Party, is controlled by it, or, with the Applicable Party, is under common control of another individual or entity;
- any responsible official of the Applicant, any Applicable Party or any Affiliated Entity;
- any other official, agent or employee of the Applicant, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Applicant, any Applicable Party or any Affiliated Entity.

Neither the Applicant, nor any Applicable Party, nor any Affiliated Entity of either the Applicant or any Applicable Party have, during the five years before the date this EDS is signed, or, with respect to an Applicable Party, an Affiliated Entity, or an Affiliated Entity of an Applicable Party during the five years before the date of such Applicable Party's or Affiliated Entity's contract or engagement in connection with the project or transaction that is the subject of this EDS:

1. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
3. made an admission of such conduct described in (1) or (2) above that is a matter of record, but have not been prosecuted for such conduct; or
4. violated the provisions of § 2-92-610 of the Municipal Code (**Living Wage Ordinance**).

C. The Applicant understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (Office of the Inspector General).



D. Neither the Applicant nor any employee, official, agent or partner of the Applicant is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-digging or bid-rotating.

E. If the Applicant is unable to certify to any of the above statements in this Part III, the Applicant must explain below:

N/A

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

**IV. CERTIFICATION ON STATUS AS FINANCIAL INSTITUTION**

For purposes of this Part IV, under § 2-32-455(b) of the Municipal Code, the term "Financial Institution" means a bank, savings and loan association, thrift, credit union, mortgage banker, mortgage broker, a trust company, a savings bank, an investment bank, a securities broker, a municipal securities broker, a securities dealer, a municipal securities dealer, a securities underwriter, a municipal securities underwriter, an investment trust, a venture capital company, a bank holding company, a financial services holding company, or any licensee under the Consumer Installment Loan Act, the Sales Finance Agency Act, or the Residential Mortgage Licensing Act. However, "financial institution" specifically shall not include any entity whose predominant business is the providing of tax deferred, defined contribution, pension plans to public employees in accordance with Section 403(b) and 457 of the Internal Revenue Code. [Additional definitions may be found in Section 2-32-455(b) of the Municipal Code.]

**A. CERTIFICATION**

The Applicant certifies that the Applicant [check one]

\_\_\_\_\_ is  
 \_\_\_\_\_ is not

a "financial institution" as defined in Section 2-32-455 (b) of the Municipal Code.

**B. If the Applicant IS a financial institution, then the applicant pledges:**

"We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal Code of Chicago. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City."

If the Applicant is unable to make this pledge because it or its affiliates (as defined in § 2-32-455(b) of the Municipal Code) are predatory lenders within the meaning of Chapter 2-32, explain here (attach additional pages if necessary):

N/A

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

**V. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS**

Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same meanings when used in this PART V.

1. In accordance with § 2-156-110 of the Municipal Code:

Does any official or employee of the City of Chicago have a financial interest in his or her own name or in the name of any other person in the contract, work, business, or transaction that is the subject of this EDS?

\_\_\_\_ Yes.  
 X No.

2. Unless sold pursuant to a process of competitive bidding, no City elected official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this PART V.

Does the contract, work, business, or transaction in connection with which this EDS is submitted involve a City Property Sale?

Yes.

No.

If you answered "yes" to question one above, identify the City officials or employees having such interest and the nature of such interest:

Name

Business Address

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3. The Applicant further certifies that no prohibited financial interest in the contract, work, business or transaction that is the subject of this EDS will be acquired by any City official or employee.

#### **VI. CERTIFICATION REGARDING SLAVERY ERA BUSINESS**

Section 2-92-585 of the Municipal Code requires that any entity entering into a contract with the City must complete an affidavit verifying that the entity has searched any and all records of the entity and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies from the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves) and must disclose in the affidavit such records to the City. In addition, § 2-92-585 requires that the entity disclose in the affidavit the names of any slaves or slaveholders described in those records. Failure to comply with § 2-92-585 makes the contract voidable on behalf of the City.

**Please check either (1) or (2) below. If the Applicant checks (2), the Applicant must disclose below or in an attachment to this EDS all requisite information as set forth in that paragraph (2).**

1. The Applicant verifies that (a) the Applicant has searched any and all records of the Applicant and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies, and (b) the Applicant has found no records of investments or profits from slavery, the slave industry, or slaveholder insurance policies and no records of names of any slaves or slaveholders.

2. The Applicant verifies that, as a result of conducting the search in step (1)(a) above, the Applicant has found records relating to investments or profits from slavery, the slave industry, or slaveholder insurance policies and/or the names of any slaves or slaveholders. The Applicant verifies that the following constitutes full disclosure of all such records:

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#### **SECTION FIVE: CERTIFICATIONS FOR FEDERALLY-FUNDED MATTERS**

**CHECK HERE [  ] AND SKIP THE CERTIFICATIONS IN SECTION FIVE, PARTS (I), (II), AND (III) IF THE CONTRACT, WORK, BUSINESS OR TRANSACTION IN CONNECTION WITH WHICH THIS EDS IS SUBMITTED IS NOT FEDERALLY FUNDED.**

**I. CERTIFICATION REGARDING LOBBYING**

A. List below the names of all persons registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Applicant with respect to the contract, work, business, or transaction that is or are the subject of this EDS: [Begin list here, add sheets as necessary]:

N/A

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***[If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Applicant means that NO persons registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Applicant with respect to the contract, work, business, or transaction in connection with which this EDS is submitted.]***

B. The Applicant has not spent and will not expend any federal appropriated funds to pay any person listed in Paragraph (A) above for his or her lobbying activities or to pay any person to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress, in connection with the award of any federally-funded contract, making any federally-funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify federally-funded contract, grant, loan, or cooperative agreement.

C. The Applicant will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in Paragraphs (I.A.) and (I.B.) above.

***[If any funds other than federal appropriated funds have been or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the federal contract, grant, loan, or cooperative agreement to which this EDS relates, the Applicant must complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions. The form may be obtained online from the federal Office of Management and Budget (OMB) web site at <http://www.whitehouse.gov/omb/grants/sfillin.pdf>, linked on the page [http://www.whitehouse.gov/omb/grants/grants\\_forms.html](http://www.whitehouse.gov/omb/grants/grants_forms.html).***

D. The Applicant certifies that either (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying Activities".

E. The Applicant must obtain certifications equal in form and substance to paragraphs (I.A) through (I.D.) above from all subcontractors before it awards any subcontract. The Applicant must maintain all such subcontractors' certifications for the duration of the contract and must make such certifications promptly available to the City upon request.

**II. CERTIFICATION REGARDING NONSEGREGATED FACILITIES**

A. The Applicant does not and will not maintain or provide for its employees any segregated facilities at any of its establishments, and it does not and will not permit its employees to perform their services at any location under its control where segregated facilities are maintained. The Applicant agrees that a breach of this certification is a violation of the Equal Opportunity clause in its contract with the City.

**"Segregated facilities,"** as used in this provision, means any waiting rooms, work areas, restrooms, washrooms, restaurants and other eating areas, time clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing provided for employees, that are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, sex, or national origin because of habit, local or employee custom, or otherwise. However, separated or single-user restrooms and necessary dressing or sleeping areas must be provided to assure privacy between the sexes.

B. The Applicant will, before the award of subcontracts, obtain identical certifications from proposed subcontractors under which the subcontractor will be subject to the Equal Opportunity clause. Contracts and subcontracts exceeding \$10,000, or having an aggregate value exceeding \$10,000 in any 12-month period, are generally subject to the Equal Opportunity clause. See 41 CFR Part 60 for further information regarding the Equal Opportunity clause. The Applicant must retain the certifications required by this paragraph F for the duration of the contract and must make such certifications promptly available to the City upon request.

- C. The Applicant will forward the notice set forth below to proposed subcontractors:

**NOTICE TO PROSPECTIVE SUBCONTRACTORS OF REQUIREMENTS FOR CERTIFICATIONS OF NONSEGREGATED FACILITIES**

Subcontractors must submit to the Contractor a Certification of Nonsegregated Facilities before the award of any subcontract under which the subcontractor will be subject to the federal equal opportunity clause. The subcontractor may submit such certifications either for each subcontract or for all subcontracts during a period (e.g., quarterly, semiannually, or annually).

**III. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY**

Federal regulations require prospective contractors (e.g., the Applicant) and proposed subcontractors to submit the following information with their bids or in writing at the outset of negotiations.

- A. Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.)  
 Yes  No
- B. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause?  
 Yes  No
- C. Have you filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements?  
 Yes  No

**SECTION SIX: NOTICE AND ACKNOWLEDGMENT REGARDING LIVING WAGE ORDINANCE**

Section 2-92-610 of the Municipal Code ("**Living Wage Ordinance**") requires that eligible contractors (see A.1. and 2. below) pay a specified minimum living wage ("Base Wage") to particular categories of workers employed in connection with the performance of certain City contracts. The Living Wage Ordinance applies to any written agreement or subcontract in connection with which "the City is committed to expend or does expend funds" and "which requires in the performance thereof the employment" of those categories of workers.

The ordinance was amended to provide for a higher Base Wage and regular increases to that wage effective January 1, 2003. The amended ordinance applies to agreements predating the amendment as well as to new agreements. For purposes of this Section Six, the term "Contractor" in paragraphs A through E below means the Applicant if the Living Wage Ordinance applies to a written agreement in connection with which this EDS is submitted.

**BY CHECKING THIS BOX APPLICANT ACKNOWLEDGES AND AGREES THAT IF THIS EDS IS BEING SUBMITTED IN CONNECTION WITH A MODIFICATION TO AN EXISTING CONTRACT TO WHICH THE LIVING WAGE ORDINANCE APPLIES, THE FOLLOWING LIVING WAGE PROVISIONS WILL BECOME PART OF SUCH MODIFICATION, SUPERSEDING AND REPLACING ANY LIVING WAGE PROVISIONS THAT MAY BE CONTAINED IN SUCH MODIFICATION OR EXISTING CONTRACT.**

A. Under Section 2-92-610 of the Municipal Code the Base Wage applies for certain categories of workers employed in the performance of City contracts, specifically non-City employed security guards, parking attendants, day laborers, home and health care workers, cashiers, elevator operators, custodial workers, and clerical workers ("**Covered Employees**"). Accordingly, pursuant to Section 2-92-610 and regulations promulgated under it:

- 1) If the contractor has 25 or more full-time employees, and
- 2) If at any time during the performance of the contract the contractor and/or any subcontractor or any other entity that performs any portion of the contracted work (collectively "**Performing Parties**") uses 25 or more full-time security guards, or any number of other full-time Covered Employees, then
- 3) The contractor must pay its Covered Employees, and must assure that all other Performing Parties pay their Covered Employees, not less than the minimum "Base Wage" as determined in accordance with this provision for all work performed pursuant to the contract.

B. The contractor's obligation to pay, and to assure payment of, the Base Wage will begin at any time during the contract term when the conditions set forth in A.1 and A.2 above are met, and will continue thereafter until the end of the contract.

C. Prior to January 1, 2003, the Base Wage was \$7.60 per hour; beginning January 1, 2003, the Base Wage is \$9.05 per hour. As of July 1, 2003, and each July 1 thereafter, the Base Wage will be adjusted, using the most recent federal poverty guidelines for a family of four as published annually by the U.S. Department of Health and Human Services, to constitute the following: the poverty guidelines for a family of four divided by 2000 hours or the current base wage, whichever is higher. At all times during the term of this contract, contractor and all other Performing Parties must pay the Base Wage (as adjusted in accordance with the above). If the payment of prevailing wages is required for work or services done under this contract, and the prevailing wages for Covered Employees are higher than the Base Wage, then the contractor and all other Performing Parties must pay the prevailing wage rates.

D. The contractor must include provisions in all subcontracts requiring its subcontractors to pay the Base Wage to Covered Employees. The contractor agrees to provide the City with documentation acceptable to the Chief Procurement Officer demonstrating that all Covered Employees, whether employed by the Contractor or by a subcontractor, have been paid the Base Wage, upon the City's request for such documentation. The City may independently audit the contractor and/or subcontractors to verify compliance herewith. Failure to comply with the requirements of this Section will be an event of default under this contract, and further, failure to comply may result in ineligibility for any award of a City contract or subcontract for up to three (3) years.

E. Not-for-Profit Corporations: If the contractor is a corporation having Federal tax-exempt status under Section 501(c)(3) of the Internal Revenue Code and is recognized under Illinois not-for-profit law, then the provisions of Section A through D above do not apply.

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**RESUME:**

**All Undersigneds, including "Entities holding an interest in the Applicant" (defined on page 1 of this EDS) must complete the remainder of this EDS.**

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**SECTION SEVEN: NOTICE AND ACKNOWLEDGMENT REGARDING CITY GOVERNMENTAL ETHICS AND CAMPAIGN FINANCE ORDINANCES**

The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the City's Municipal Code, impose certain duties and obligations on persons seeking City contracts, work, business, or transactions. The City of Chicago Board of Ethics has developed an ethics training program for such persons. The full text of these ordinances and the training program is available on line at [www.cityofchicago.org/Ethics/](http://www.cityofchicago.org/Ethics/), and may also be obtained from the City's Board of Ethics, 740 N. Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The following is descriptive only and does not purport to cover every aspect of Chapters 2-156 and 2-164. The Undersigned must comply fully with the applicable ordinances.

**[ X ] BY CHECKING THIS BOX THE UNDERSIGNED ACKNOWLEDGES THAT THE UNDERSIGNED UNDERSTANDS THAT THE CITY'S GOVERNMENTAL ETHICS AND CAMPAIGN FINANCING ORDINANCES, AMONG OTHER THINGS:**

- 1) Provide that any contract negotiated, entered into or performed in violation of the City's ethics laws can be voided by the City.
- 2) Limit the gifts and favors any person can give, or offer to give, to any City official, employee, contractor or candidate for elected City office or the spouse or minor child of any of them:
  - a. cannot give them any cash gift or any anonymous gift; and
  - b. cannot give any gift based on a mutual understanding that the City official's or employee's or City contractor's actions or decisions will be influenced in any way by the gift;
- 3) Prohibit any City elected official or City employee from having a financial interest, directly or indirectly, in any contract, work, transaction or business of the City, if that interest has a cost or present value of \$5,000 or more, or if that interest entitles the owner to receive more than \$2,500 per year.
- 4) Prohibit any City appointed official from engaging in any contract, work, transaction or business of the City, unless the matter is wholly unrelated to the appointed official City duties or responsibilities.

- 5) Provide that City employees and officials, or their spouses or minor children, cannot receive compensation or anything of value in return for advice or assistance on matters concerning the operation or business of the City, unless their services are wholly unrelated to their City duties and responsibilities.
- 6) Provide that former City employees and officials cannot, for a period of one year after their City employment ceases, assist or represent another on any matter involving the City if, while with the City, they were personally and substantially involved in the same matter.
- 7) Provide that former City employees and officials cannot ever assist or represent another on a City contract if, while with the City, they were personally involved in or directly supervised the formulation, negotiation, or execution of that contract.

**SECTION EIGHT: CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

**The Undersigned understands and agrees that:**

- A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract awarded to the Applicant by the City in connection with the project or transaction that is the subject of this EDS, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to assisting the project or transaction that is the subject of this EDS. The Undersigned understands that it must comply with the statutes, ordinances, and regulations on which this EDS is based.
- B. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be void or voidable, and the City may pursue any remedies under the contract (if not void or voidable), at law, or in equity, including terminating the Undersigned's participation in the project or transaction and/or declining to allow the Undersigned to participate in other transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible fights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- D. The Undersigned has withheld no disclosures as to economic interests in the undersigned, or undertaking, business, or transaction to which this EDS pertains nor reserved any information, data or plan as to the intended use or purpose for which it seeks City Council or other City agency action.
- E. The information provided in this EDS must be kept current. In the event of changes, the Undersigned must supplement this Affidavit, up to the time the City takes action on the bid, proposal, or other application for which this EDS is being submitted.

Eport 600 West Chicago, L.L.C. Date: April 17, 2003  
 (Print or type name of individual or legal entity submitting this EDS)

By: [Signature]  
 (sign here)  
 Title of signatory: A Manager

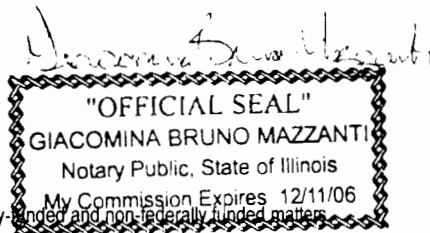
Print or type name of Signatory: John McLinden

(If signing in a Representative capacity, e.g., as an officer or agent of an Applicant or an entity holding an interest in the Applicant.)

(If signing in an individual capacity.)

County of COOK  
 State of ILLINOIS  
 Acknowledged under oath on [date] 4/17/03  
 Before me by JOHN MCLINDEN  
 as [title] MANAGER  
 of [firm] EPORT 600 WEST CHICAGO LLC

County of \_\_\_\_\_  
 State of \_\_\_\_\_  
 Acknowledged under oath on [date] \_\_\_\_\_  
 Before me by \_\_\_\_\_  
 \_\_\_\_\_  
 Notary Public  
 Commission expires: \_\_\_\_\_



**(Do not write below this line except to recertify prior to submission to City Council or on the date of closing. If unable to recertify truthfully, the Undersigned must complete a new EDS with correct or corrected information)**

**RECERTIFICATION**

**Generally, for use with City Council matters, not for City procurements unless requested.**

This Recertification is being submitted in connection with \_\_\_\_\_ [identify the contract, work, business or transaction]. The Undersigned warrants under penalty of perjury that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date of this recertification and reaffirms its acknowledgments.

\_\_\_\_\_  
(Print or type name of individual or legal entity submitting this EDS) Date: \_\_\_\_\_

By: \_\_\_\_\_  
(sign here)

Print or type name of signatory: \_\_\_\_\_

Title of signatory: \_\_\_\_\_

Subscribed to before me on [date] \_\_\_\_\_, at \_\_\_\_\_ County, \_\_\_\_\_ [state].

\_\_\_\_\_  
Notary Public. Commission expires: \_\_\_\_\_.

FOR CITY USE

AFFIDAVIT NO.

CITY OF CHICAGO  
ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code") or, if applicable, under § 8.5 of the Illinois Municipal Purchasing Act 65 ILCS 5/8-10-8.5 (the "Purchasing Act"), the following information is required to be disclosed before any City agency, department or City Council action. Please fully complete each statement, with all information current as of the date this Economic Disclosure Statement and Affidavit ("EDS") is signed. Every question must be answered. If a question is not applicable, answer with "N.A." **An incomplete EDS will be returned and any City action will be interrupted.**

Please **print or type** all responses clearly and legibly. Add additional pages if needed, being careful to identify the portion of the EDS to which each additional page refers.

**WHO MUST SUBMIT AN EDS:**

1. **Applicants:** Any individual or entity (the "Applicant") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS. **For example, vendors seeking City contracts and individuals or entities applying for concessions, loans or grants are "Applicants."**

2. **Entities holding an interest in the Applicant:** Generally, whenever an ownership interest in the Applicant (such as shares of stock of the Applicant or a limited partnership interest in the Applicant, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf, and any parent of that legal entity must do so, except as provided below, until individual owners are disclosed. Please see Chapter 2-154 of the Municipal Code for further details regarding the nature and extent of disclosure required. Under the Municipal Code, if the Applicant is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10% or more of the Applicant's stock must file EDSs on their own behalf. However, under the Purchasing Act, legal entities holding 7.5% or more of a vendor Applicant must file EDSs.

**ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS:** By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

**CERTIFYING THIS EDS:** Execute the certification on the date of the initial submission of this EDS. **You may be asked to re-certify this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction.**

**PUBLIC DISCLOSURE:** It is the City's policy to make this document available to the public on its Internet site and/or upon request.

**GENERAL INFORMATION**

Date this EDS completed: April 17, 2003

A. **Who is submitting this EDS?** That party will be the "Undersigned" throughout this EDS.

[ ] Check here if you are filing as "Applicant." Exact legal name: \_\_\_\_\_

[ X ] Check here if you are filing as an "entity holding an interest in an Applicant." Exact legal name: 600 West Chicago, L.L.C., an Illinois limited liability company. (Also, please identify Applicant in which this entity holds an interest: MW-CPAG Holdings, L.L.C., a Delaware limited liability company, MW-CPAG Marina Holdings, L.L.C., a Delaware limited liability company, Eport 600 Property Owner, L.L.C., a Delaware limited liability company, Eport 600 Riverwalk Owner, L.L.C., a Delaware limited liability company, and Eport 600 West Chicago, L.L.C., a Delaware limited liability company)

B. Business address: c/o Centrum Properties, Inc., 225 West Hubbard Street, 4<sup>th</sup> Floor, Chicago, Illinois 60610

C. Telephone: 312/832-2500 Fax: 312/923-0984 Email: jmclinden@centrumproperties.com

D. Name of contact person: John McLinden

E. If a procurement, Specification # N/A and Contract # N/A

F. If not a procurement:

1. City Agency requesting EDS Chicago Department of Planning & Development, TIF Division :

2. City action requested (e.g. loan, grant, sale of property): TIF Assistance :

3. If property involved, list property location: Area included within RBPO 447; including but not limited to, 600 West Chicago

G. Brief description of project, (include project number and location if applicable): Rehabilitation of existing historic Catalog Building, including a river walk along the North branch of the Chicago River, and various public parks.



**SECTION ONE: DISCLOSURE OF OWNERSHIP INTERESTS**

**A. NATURE OF ENTITY**

1. Indicate whether the Undersigned is an individual or legal entity:

- Individual  Limited Liability Company
- Business corporation  Joint venture
- Sole proprietorship  Not-for-profit corporation  
[Is the not-for-profit corporation also a 501(c)(3)?  Yes  No.
- General Partnership  Other entity (please specify)
- Limited partnership \_\_\_\_\_

2. State of incorporation or organization, if applicable: Illinois

3. For legal entities not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?  Yes  No  N/A

**B. ORGANIZATION INFORMATION**

1. IF THE UNDERSIGNED IS A CORPORATION:

a. List below the names and titles of all executive officers and all directors of the corporation. For not-for-profit corporations, also list below any executive director of the corporation, and indicate all members, if any, who are legal entities. If there are no members, write "no members."

Name	Title
_____	_____
_____	_____
_____	_____
_____	_____

b. For corporations whose shares **are** registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10% (or 7.5%, as applicable) of the corporation's outstanding shares. *Note: it may be necessary for some shareholders to complete an EDS as an "Entity holding an interest in the Applicant."*

Name	Business Address	Percentage Interest
_____	_____	_____
_____	_____	_____
_____	_____	_____

c. For corporations that **are not** registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder. *Note: it may be necessary for some shareholders to complete an EDS as an "Entity holding an interest in the Applicant."*

Name	Business Address	Percentage Interest
_____	_____	_____
_____	_____	_____
_____	_____	_____

2. IF THE UNDERSIGNED IS A PARTNERSHIP:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner. *Note: it may be necessary for some partners to complete an EDS as an "Entity holding an interest in the Applicant."*

Name	Business Address	Percentage Interest

3. IF THE UNDERSIGNED IS A LIMITED LIABILITY COMPANY:

a. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers," and indicate how managed. *Note: it may be necessary for some members to complete an EDS as an "Entity holding an interest in the Applicant."*

Name	Business Address	Percentage Interest
Jane Slaven	c/o Centrum Properties, Inc., 225 W. Hubbard, 4 <sup>th</sup> Floor, Chicago, IL 60610	22.50
Barbara McLinden	c/o Centrum Properties, Inc., 225 W. Hubbard, 4 <sup>th</sup> Floor, Chicago, IL 60610	15.00
Hubbard Equities Limited Partnership	c/o Centrum Properties, Inc., 225 W. Hubbard, 4 <sup>th</sup> Floor, Chicago, IL 60610	15.00
Laurence Ashkin	c/o Centrum Properties, Inc., 225 W. Hubbard, 4 <sup>th</sup> Floor, Chicago, IL 60610	7.50
McLinden Family Trust	c/o Centrum Properties, Inc., 225 W. Hubbard, 4 <sup>th</sup> Floor, Chicago, IL 60610	7.50
Sol Barket	c/o Centrum Properties, Inc., 225 W. Hubbard, 4 <sup>th</sup> Floor, Chicago, IL 60610	25.00
Steve Lipe	2200 N. Leavitt, Chicago, Illinois 60647	7.50
		100.00

b. List below the names of the Managers, if any, of the limited liability company

Name	Title
Arthur Slaven	Manager
Laurence Ashkin	Manager
John McLinden	Manager
Sol Barket	Manager

4. IF THE UNDERSIGNED IS A LAND TRUST, BUSINESS TRUST OR ESTATE:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust.

Name	Business Address

b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held. *Note: it may be necessary for some beneficiaries to complete an EDS as an "Entity holding an interest in the Applicant."*

Name	Business Address	Percentage Interest

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**SECTION TWO: BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENT**

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months before the date this EDS is signed.

2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; but a "financial interest" does not include: (i) any ownership through purchase at fair market value or inheritance of less than 1% of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended, (ii) the authorized compensation paid to an official or employee for his office or employment (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; or (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" does not include any employment relationship of an official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

**B. CERTIFICATION**

1. Has the Undersigned had a "business relationship" with any City elected officials in the 12 months before the date this EDS is signed?

Yes                       No

If yes, please identify below the name(s) of such City elected official(s) and describe such relationship(s):

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**●STOP**

If you are filing on behalf of an "Entity holding an interest in the Applicant," go to Section Seven (Notice and Acknowledgment Regarding City Governmental Ethics and Campaign Finance Ordinances), page 12. The following sections Three through Six are to be completed only by the Applicant in the Applicant's EDS:

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**SECTION THREE: DISCLOSURE OF RETAINED PARTIES**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENTS**

1. Pursuant to Executive Order 97-1, every City contract, lease, and all matters requiring City approval must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors, and any other person whom the Applicant has retained or expects to retain in connection with the matter in connection with which this EDS is submitted. In particular, the Applicant must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Applicant is not required to disclose employees who are paid solely through the Applicant's regular payroll.

"Lobbyist" means any person (i) who, for compensation or on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.

2. If the Applicant is uncertain whether a disclosure is required under this Section, the Applicant must either ask the City whether disclosure is required or make the disclosure.

**B. CERTIFICATION**

Each and every attorney, lobbyist, accountant, consultant, subcontractor, or other person retained or anticipated to be retained directly by the Applicant with respect to or in connection with the project or transaction that is the subject of this EDS is listed below [begin list here, add sheets as necessary]:

Name	Business Address	Relationship to Applicant (attorney, lobbyist, etc.; retained or anticipated to be retained)	Fees (indicate whether paid or estimated)

**[ X ] CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED DIRECTLY BY THE APPLICANT OR ARE ANTICIPATED TO BE RETAINED DIRECTLY BY THE APPLICANT.**

**SECTION FOUR: CERTIFICATIONS BY APPLICANT**

**I. CERTIFICATION OF COMPLIANCE**

For purposes of the certifications in A, B, and C below, the term "affiliate" means any entity that, directly or indirectly: controls the Applicant, is controlled by the Applicant, or is, with the Applicant, under common control of another individual or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with the federal government or a state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity.

A. The Applicant is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Applicant or its affiliates delinquent in paying any fine, fee, tax or other charge owed to the City. This includes all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes. If there are any such delinquencies, note them below:

NONE

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

B. The Applicant and its affiliates have not, in the past five years, been found in violation of any City, state or federal environmental law or regulation. If there have been any such violations, note them below:

NONE

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

C. The Applicant and its affiliates will not use, nor permit their subcontractors to use, any facility on the U.S. EPA's List of Violating Facilities in connection with the project or transaction for the duration of time that such facility remains on the list.

D. The Applicant will obtain from any contractors/subcontractors hired or to be hired in connection with the City contract, work, business, or transaction that is the subject of this EDS certifications equal in form and substance to those in Section Four, 1,A-C above and will not, without the prior written consent of the City, use any such subcontractor that does not provide the certification or that the Applicant has reason to believe has not provided or cannot provide truthful certifications.

If the Applicant is unable to so certify, provide an explanation:

NONE

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

**II. CHILD SUPPORT OBLIGATIONS- CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who, directly or indirectly, owns or holds a 10% or more interest in the Applicant. *Note: This may include individuals disclosed in Part One (Disclosure of Ownership Interests), and individuals disclosed in an EDS filed by an "Entity holding an interest in the Applicant."*

If the Applicant's response below is #1 or #2, then all of the Applicant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Applicant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default. Moreover, failure of the Applicant to comply with the provisions of § 2-92-415(e) of the Municipal Code also constitutes an event of default.

**Check one:**

- 1. No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
- 2. The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial Owners, however, have entered into court-approved agreements for the payment of all such child support owed, **and** all such Substantial Owners are in compliance with such agreements.
- 3. The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations **and** (a) at least one such Substantial Owner has not entered into a court-approved agreement for the payment of all such child support owed; **or** (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; **or** both (a) and (b).
- 4. There are no Substantial Owners.

### III. FURTHER CERTIFICATIONS

- A. The Applicant and, if the Applicant is a legal entity, its principals (officers, directors, partners, members, managers, executive director):
1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
  2. have not within a five-year period preceding the date hereof been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
  3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (b) above;
  4. have not within a five-year period preceding the date of this EDS had one or more public transactions (federal, state or local) terminated for cause or default; and
  5. have not, within a five-year period preceding the date hereof, been convicted, adjudged guilty, or found liable in a civil proceeding, in any criminal or civil action instituted by the City or by the federal government, any state, or any other unit of local government.
- B. The certifications in this subpart B concern:
- the Applicant;
  - any party participating in the performance of the project or transaction that is the subject of this EDS ("an **Applicable Party**");
  - any "**Affiliated Entity**" (meaning an entity that, directly or indirectly: controls the Applicant, is controlled by the Applicant or is, with the Applicant, under common control of another individual or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Applicable Parties, the term Affiliated Entity means an entity that directly or indirectly controls the Applicable Party, is controlled by it, or, with the Applicable Party, is under common control of another individual or entity;
  - any responsible official of the Applicant, any Applicable Party or any Affiliated Entity;
  - any other official, agent or employee of the Applicant, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Applicant, any Applicable Party or any Affiliated Entity.

Neither the Applicant, nor any Applicable Party, nor any Affiliated Entity of either the Applicant or any Applicable Party have, during the five years before the date this EDS is signed, or, with respect to an Applicable Party, an Affiliated Entity, or an Affiliated Entity of an Applicable Party during the five years before the date of such Applicable Party's or Affiliated Entity's contract or engagement in connection with the project or transaction that is the subject of this EDS:

1. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
  2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
  3. made an admission of such conduct described in (1) or (2) above that is a matter of record, but have not been prosecuted for such conduct; or
  4. violated the provisions of § 2-92-610 of the Municipal Code (**Living Wage Ordinance**).
- C. The Applicant understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (Office of the Inspector General).

D. Neither the Applicant nor any employee, official, agent or partner of the Applicant is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-digging or bid-rotating.

E. If the Applicant is unable to certify to any of the above statements in this Part III, the Applicant must explain below:

N/A

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

**IV. CERTIFICATION ON STATUS AS FINANCIAL INSTITUTION**

For purposes of this Part IV, under § 2-32-455(b) of the Municipal Code, the term "Financial Institution" means a bank, savings and loan association, thrift, credit union, mortgage banker, mortgage broker, a trust company, a savings bank, an investment bank, a securities broker, a municipal securities broker, a securities dealer, a municipal securities dealer, a securities underwriter, a municipal securities underwriter, an investment trust, a venture capital company, a bank holding company, a financial services holding company, or any licensee under the Consumer Installment Loan Act, the Sales Finance Agency Act, or the Residential Mortgage Licensing Act. However, "financial institution" specifically shall not include any entity whose predominant business is the providing of tax deferred, defined contribution, pension plans to public employees in accordance with Section 403(b) and 457 of the Internal Revenue Code. [Additional definitions may be found in Section 2-32-455(b) of the Municipal Code.]

**A. CERTIFICATION**

The Applicant certifies that the Applicant [check one]

\_\_\_\_\_ is  
 \_\_\_\_\_ is not

a "financial institution" as defined in Section 2-32-455 (b) of the Municipal Code.

**B. If the Applicant IS a financial institution, then the applicant pledges:**

"We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal Code of Chicago. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City."

If the Applicant is unable to make this pledge because it or its affiliates (as defined in § 2-32-455(b) of the Municipal Code) are predatory lenders within the meaning of Chapter 2-32, explain here (attach additional pages if necessary):

N/A

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

**V. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS**

Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same meanings when used in this PART V.

1. In accordance with § 2-156-110 of the Municipal Code:

Does any official or employee of the City of Chicago have a financial interest in his or her own name or in the name of any other person in the contract, work, business, or transaction that is the subject of this EDS?

\_\_\_\_ Yes.  
 \_\_\_\_ No.

2. Unless sold pursuant to a process of competitive bidding, no City elected official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this PART V.

Does the contract, work, business, or transaction in connection with which this EDS is submitted involve a City Property Sale?

Yes.

No.

If you answered "yes" to question one above, identify the City officials or employees having such interest and the nature of such interest:

Name

Business Address

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3. The Applicant further certifies that no prohibited financial interest in the contract, work, business or transaction that is the subject of this EDS will be acquired by any City official or employee.

**VI. CERTIFICATION REGARDING SLAVERY ERA BUSINESS**

Section 2-92-585 of the Municipal Code requires that any entity entering into a contract with the City must complete an affidavit verifying that the entity has searched any and all records of the entity and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies from the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves) and must disclose in the affidavit such records to the City. In addition, § 2-92-585 requires that the entity disclose in the affidavit the names of any slaves or slaveholders described in those records. Failure to comply with § 2-92-585 makes the contract voidable on behalf of the City.

**Please check either (1) or (2) below. If the Applicant checks (2), the Applicant must disclose below or in an attachment to this EDS all requisite information as set forth in that paragraph (2).**

1. The Applicant verifies that (a) the Applicant has searched any and all records of the Applicant and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies, and (b) the Applicant has found no records of investments or profits from slavery, the slave industry, or slaveholder insurance policies and no records of names of any slaves or slaveholders.

2. The Applicant verifies that, as a result of conducting the search in step (1)(a) above, the Applicant has found records relating to investments or profits from slavery, the slave industry, or slaveholder insurance policies and/or the names of any slaves or slaveholders. The Applicant verifies that the following constitutes full disclosure of all such records:

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**SECTION FIVE: CERTIFICATIONS FOR FEDERALLY-FUNDED MATTERS**

**CHECK HERE [ ] AND SKIP THE CERTIFICATIONS IN SECTION FIVE, PARTS (I), (II), AND (III) IF THE CONTRACT, WORK, BUSINESS OR TRANSACTION IN CONNECTION WITH WHICH THIS EDS IS SUBMITTED IS NOT FEDERALLY FUNDED.**



**I. CERTIFICATION REGARDING LOBBYING**

A. List below the names of all persons registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Applicant with respect to the contract, work, business, or transaction that is or are the subject of this EDS: [Begin list here, add sheets as necessary]:

N/A

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***[If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Applicant means that NO persons registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Applicant with respect to the contract, work, business, or transaction in connection with which this EDS is submitted.]***

B. The Applicant has not spent and will not expend any federal appropriated funds to pay any person listed in Paragraph (A) above for his or her lobbying activities or to pay any person to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress, in connection with the award of any federally-funded contract, making any federally-funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify federally-funded contract, grant, loan, or cooperative agreement.

C. The Applicant will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in Paragraphs (I.A.) and (I.B.) above.

***[If any funds other than federal appropriated funds have been or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the federal contract, grant, loan, or cooperative agreement to which this EDS relates, the Applicant must complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions. The form may be obtained online from the federal Office of Management and Budget (OMB) web site at <http://www.whitehouse.gov/omb/grants/sfillin.pdf>, linked on the page [http://www.whitehouse.gov/omb/grants/grants\\_forms.html](http://www.whitehouse.gov/omb/grants/grants_forms.html).***

D. The Applicant certifies that either (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying Activities".

E. The Applicant must obtain certifications equal in form and substance to paragraphs (I.A) through (I.D.) above from all subcontractors before it awards any subcontract. The Applicant must maintain all such subcontractors' certifications for the duration of the contract and must make such certifications promptly available to the City upon request.

**II. CERTIFICATION REGARDING NONSEGREGATED FACILITIES**

A. The Applicant does not and will not maintain or provide for its employees any segregated facilities at any of its establishments, and it does not and will not permit its employees to perform their services at any location under its control where segregated facilities are maintained. The Applicant agrees that a breach of this certification is a violation of the Equal Opportunity clause in its contract with the City.

**"Segregated facilities,"** as used in this provision, means any waiting rooms, work areas, restrooms, washrooms, restaurants and other eating areas, time clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing provided for employees, that are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, sex, or national origin because of habit, local or employee custom, or otherwise. However, separated or single-user restrooms and necessary dressing or sleeping areas must be provided to assure privacy between the sexes.

B. The Applicant will, before the award of subcontracts, obtain identical certifications from proposed subcontractors under which the subcontractor will be subject to the Equal Opportunity clause. Contracts and subcontracts exceeding \$10,000, or having an aggregate value exceeding \$10,000 in any 12-month period, are generally subject to the Equal Opportunity clause. See 41 CFR Part 60 for further information regarding the Equal Opportunity clause. The Applicant must retain the certifications required by this paragraph F for the duration of the contract and must make such certifications promptly available to the City upon request.

C. The Applicant will forward the notice set forth below to proposed subcontractors:

**NOTICE TO PROSPECTIVE SUBCONTRACTORS OF REQUIREMENTS FOR CERTIFICATIONS OF NONSEGREGATED FACILITIES**

Subcontractors must submit to the Contractor a Certification of Nonsegregated Facilities before the award of any subcontract under which the subcontractor will be subject to the federal equal opportunity clause. The subcontractor may submit such certifications either for each subcontract or for all subcontracts during a period (e.g., quarterly, semiannually, or annually).

**III. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY**

Federal regulations require prospective contractors (e.g., the Applicant) and proposed subcontractors to submit the following information with their bids or in writing at the outset of negotiations.

- A. Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.)  
 Yes  No
- B. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause?  
 Yes  No
- C. Have you filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements?  
 Yes  No

**SECTION SIX: NOTICE AND ACKNOWLEDGMENT REGARDING LIVING WAGE ORDINANCE**

Section 2-92-610 of the Municipal Code ("**Living Wage Ordinance**") requires that eligible contractors (see A.1. and 2. below) pay a specified minimum living wage ("**Base Wage**") to particular categories of workers employed in connection with the performance of certain City contracts. The Living Wage Ordinance applies to any written agreement or subcontract in connection with which "the City is committed to expend or does expend funds" and "which requires in the performance thereof the employment" of those categories of workers.

The ordinance was amended to provide for a higher Base Wage and regular increases to that wage effective January 1, 2003. The amended ordinance applies to agreements predating the amendment as well as to new agreements. For purposes of this Section Six, the term "Contractor" in paragraphs A through E below means the Applicant if the Living Wage Ordinance applies to a written agreement in connection with which this EDS is submitted.

**BY CHECKING THIS BOX APPLICANT ACKNOWLEDGES AND AGREES THAT IF THIS EDS IS BEING SUBMITTED IN CONNECTION WITH A MODIFICATION TO AN EXISTING CONTRACT TO WHICH THE LIVING WAGE ORDINANCE APPLIES, THE FOLLOWING LIVING WAGE PROVISIONS WILL BECOME PART OF SUCH MODIFICATION, SUPERSEDING AND REPLACING ANY LIVING WAGE PROVISIONS THAT MAY BE CONTAINED IN SUCH MODIFICATION OR EXISTING CONTRACT.**

A. Under Section 2-92-610 of the Municipal Code the Base Wage applies for certain categories of workers employed in the performance of City contracts, specifically non-City employed security guards, parking attendants, day laborers, home and health care workers, cashiers, elevator operators, custodial workers, and clerical workers ("**Covered Employees**"). Accordingly, pursuant to Section 2-92-610 and regulations promulgated under it:

- 1) If the contractor has 25 or more full-time employees, and
- 2) If at any time during the performance of the contract the contractor and/or any subcontractor or any other entity that performs any portion of the contracted work (collectively "**Performing Parties**") uses 25 or more full-time security guards, or any number of other full-time Covered Employees, then
- 3) The contractor must pay its Covered Employees, and must assure that all other Performing Parties pay their Covered Employees, not less than the minimum "Base Wage" as determined in accordance with this provision for all work performed pursuant to the contract.

B. The contractor's obligation to pay, and to assure payment of, the Base Wage will begin at any time during the contract term when the conditions set forth in A.1 and A.2 above are met, and will continue thereafter until the end of the contract.

C. Prior to January 1, 2003, the Base Wage was \$7.60 per hour; beginning January 1, 2003, the Base Wage is \$9.05 per hour. As of July 1, 2003, and each July 1 thereafter, the Base Wage will be adjusted, using the most recent federal poverty guidelines for a family of four as published annually by the U.S. Department of Health and Human Services, to constitute the following: the poverty guidelines for a family of four divided by 2000 hours or the current base wage, whichever is higher. At all times during the term of this contract, contractor and all other Performing Parties must pay the Base Wage (as adjusted in accordance with the above). If the payment of prevailing wages is required for work or services done under this contract, and the prevailing wages for Covered Employees are higher than the Base Wage, then the contractor and all other Performing Parties must pay the prevailing wage rates.

D. The contractor must include provisions in all subcontracts requiring its subcontractors to pay the Base Wage to Covered Employees. The contractor agrees to provide the City with documentation acceptable to the Chief Procurement Officer demonstrating that all Covered Employees, whether employed by the Contractor or by a subcontractor, have been paid the Base Wage, upon the City's request for such documentation. The City may independently audit the contractor and/or subcontractors to verify compliance herewith. Failure to comply with the requirements of this Section will be an event of default under this contract, and further, failure to comply may result in ineligibility for any award of a City contract or subcontract for up to three (3) years.

E. Not-for-Profit Corporations: If the contractor is a corporation having Federal tax-exempt status under Section 501(c)(3) of the Internal Revenue Code and is recognized under Illinois not-for-profit law, then the provisions of Section A through D above do not apply.

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**RESUME:**

**All Undersigneds, including "Entities holding an interest in the Applicant" (defined on page 1 of this EDS) must complete the remainder of this EDS.**

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**SECTION SEVEN: NOTICE AND ACKNOWLEDGMENT REGARDING CITY GOVERNMENTAL ETHICS AND CAMPAIGN FINANCE ORDINANCES**

The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the City's Municipal Code, impose certain duties and obligations on persons seeking City contracts, work, business, or transactions. The City of Chicago Board of Ethics has developed an ethics training program for such persons. The full text of these ordinances and the training program is available on line at [www.cityofchicago.org/Ethics/](http://www.cityofchicago.org/Ethics/), and may also be obtained from the City's Board of Ethics, 740 N. Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The following is descriptive only and does not purport to cover every aspect of Chapters 2-156 and 2-164. The Undersigned must comply fully with the applicable ordinances.

**[ X ] BY CHECKING THIS BOX THE UNDERSIGNED ACKNOWLEDGES THAT THE UNDERSIGNED UNDERSTANDS THAT THE CITY'S GOVERNMENTAL ETHICS AND CAMPAIGN FINANCING ORDINANCES, AMONG OTHER THINGS:**

- 1) Provide that any contract negotiated, entered into or performed in violation of the City's ethics laws can be voided by the City.
- 2) Limit the gifts and favors any person can give, or offer to give, to any City official, employee, contractor or candidate for elected City office or the spouse or minor child of any of them:
  - a. cannot give them any cash gift or any anonymous gift; and
  - b. cannot give any gift based on a mutual understanding that the City official's or employee's or City contractor's actions or decisions will be influenced in any way by the gift;
- 3) Prohibit any City elected official or City employee from having a financial interest, directly or indirectly, in any contract, work, transaction or business of the City, if that interest has a cost or present value of \$5,000 or more, or if that interest entitles the owner to receive more than \$2,500 per year.
- 4) Prohibit any City appointed official from engaging in any contract, work, transaction or business of the City, unless the matter is wholly unrelated to the appointed official City duties or responsibilities.

- 5) Provide that City employees and officials, or their spouses or minor children, cannot receive compensation or anything of value in return for advice or assistance on matters concerning the operation or business of the City, unless their services are wholly unrelated to their City duties and responsibilities.
- 6) Provide that former City employees and officials cannot, for a period of one year after their City employment ceases, assist or represent another on any matter involving the City if, while with the City, they were personally and substantially involved in the same matter.
- 7) Provide that former City employees and officials cannot ever assist or represent another on a City contract if, while with the City, they were personally involved in or directly supervised the formulation, negotiation, or execution of that contract.

**SECTION EIGHT: CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

**The Undersigned understands and agrees that:**

- A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract awarded to the Applicant by the City in connection with the project or transaction that is the subject of this EDS, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to assisting the project or transaction that is the subject of this EDS. The Undersigned understands that it must comply with the statutes, ordinances, and regulations on which this EDS is based.
- B. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be void or voidable, and the City may pursue any remedies under the contract (if not void or voidable), at law, or in equity, including terminating the Undersigned's participation in the project or transaction and/or declining to allow the Undersigned to participate in other transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible fights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- D. The Undersigned has withheld no disclosures as to economic interests in the undersigned, or undertaking, business, or transaction to which this EDS pertains nor reserved any information, data or plan as to the intended use or purpose for which it seeks City Council or other City agency action.
- E. The information provided in this EDS must be kept current. In the event of changes, the Undersigned must supplement this Affidavit, up to the time the City takes action on the bid, proposal, or other application for which this EDS is being submitted.

600 West Chicago, L.L.C. Date: April 17, 2003  
 (Print or type name of individual or legal entity submitting this EDS)

By: [Signature]  
 (sign here)

Title of signatory: A Manager

Print or type name of Signatory: John McLinden

(If signing in a Representative capacity, e.g., as an officer or agent of an Applicant or an entity holding an interest in the Applicant.)

(If signing in an individual capacity.)

County of DEKALB  
 State of ILLINOIS  
 Acknowledged under oath on [date] 4/17/03  
 Before me by John McLinden  
 as [title] Manager  
 of [firm] 600 West Chicago, L.L.C.

County of \_\_\_\_\_  
 State of \_\_\_\_\_  
 Acknowledged under oath on [date] \_\_\_\_\_  
 Before me by \_\_\_\_\_

Notary Public \_\_\_\_\_  
 Commission expires: \_\_\_\_\_



(Do not write below this line except to recertify prior to submission to City Council or on the date of closing. If unable to recertify truthfully, the Undersigned must complete a new EDS with correct or corrected information)

**RECERTIFICATION**

**Generally, for use with City Council matters, not for City procurements unless requested.**

This Recertification is being submitted in connection with \_\_\_\_\_ [identify the contract, work, business or transaction]. The Undersigned warrants under penalty of perjury that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date of this recertification and reaffirms its acknowledgments.

\_\_\_\_\_  
(Print or type name of individual or legal entity submitting this EDS)

Date: \_\_\_\_\_

By: \_\_\_\_\_  
(sign here)

Print or type name of signatory: \_\_\_\_\_

Title of signatory: \_\_\_\_\_

Subscribed to before me on [date] \_\_\_\_\_, at \_\_\_\_\_ County, \_\_\_\_\_ [state].

\_\_\_\_\_  
Notary Public. Commission expires: \_\_\_\_\_.

**CITY OF CHICAGO  
ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT**

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code") or, if applicable, under § 8.5 of the Illinois Municipal Purchasing Act 65 ILCS 5/8-10-8.5 (the "Purchasing Act"), the following information is required to be disclosed before any City agency, department or City Council action. Please fully complete each statement, with all information current as of the date this Economic Disclosure Statement and Affidavit ("EDS") is signed. Every question must be answered. If a question is not applicable, answer with "N.A." **An incomplete EDS will be returned and any City action will be interrupted.**

Please **print or type** all responses clearly and legibly. Add additional pages if needed, being careful to identify the portion of the EDS to which each additional page refers.

**WHO MUST SUBMIT AN EDS:**

1. **Applicants:** Any individual or entity (the "Applicant") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS. **For example, vendors seeking City contracts and individuals or entities applying for concessions, loans or grants are "Applicants."**

2. **Entities holding an interest in the Applicant:** Generally, whenever an ownership interest in the Applicant (such as shares of stock of the Applicant or a limited partnership interest in the Applicant, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf, and any parent of that legal entity must do so, except as provided below, until individual owners are disclosed. Please see Chapter 2-154 of the Municipal Code for further details regarding the nature and extent of disclosure required. Under the Municipal Code, if the Applicant is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10% or more of the Applicant's stock must file EDSs on their own behalf. However, under the Purchasing Act, legal entities holding 7.5% or more of a vendor Applicant must file EDSs.

**ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS:** By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

**CERTIFYING THIS EDS:** Execute the certification on the date of the initial submission of this EDS. **You may be asked to re-certify this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction.**

**PUBLIC DISCLOSURE:** It is the City's policy to make this document available to the public on its Internet site and/or upon request.

**GENERAL INFORMATION**

Date this EDS completed: April 17, 2003

- A. **Who is submitting this EDS?** That party will be the "Undersigned" throughout this EDS.  
 Check here if you are filing as "Applicant." Exact legal name: \_\_\_\_\_  
 Check here if you are filing as an "entity holding an interest in an Applicant." Exact legal name: Hubbard Equities Limited Partnership, an Illinois limited partnership (Also, please identify Applicant in which this entity holds an interest: \_\_\_\_\_)
- B. Business address: c/o Centrum Properties, Inc., 225 West Hubbard Street, 4<sup>th</sup> Floor, Chicago, IL 60610  
 C. Telephone: 312/832-2500 Fax: 312/832-2525 Email: lashkin@centrumproperties.com  
 D. Name of contact person: Laurence Ashkin  
 E. If a procurement, Specification # N/A and Contract # N/A  
 F. If not a procurement:  
 1. City Agency requesting EDS Department of Planning & Development, TIF Division;  
 2. City action requested (e.g. loan, grant, sale of property): TIF Assistance;  
 3. If property involved, list property location: Area included within RBPO No. 447; including, but not limited to, 600 West Chicago
- G. Brief description of project, (include project number and location if applicable): Rehabilitation of existing historic Catalog Building (formerly owned by Montgomery Ward); various public improvements, including a river walk along the North branch of the Chicago River, and various public parks.

**SECTION ONE: DISCLOSURE OF OWNERSHIP INTERESTS**

**A. NATURE OF ENTITY**

1. Indicate whether the Undersigned is an individual or legal entity:

- Individual  Limited Liability Company
- Business corporation  Joint venture
- Sole proprietorship  Not-for-profit corporation  
[Is the not-for-profit corporation also a 501(c)(3)?  Yes  No.
- General Partnership  Other entity (please specify)
- Limited partnership \_\_\_\_\_

2. State of incorporation or organization, if applicable: Illinois

3. For legal entities not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?  Yes  No  N/A

**B. ORGANIZATION INFORMATION**

1. IF THE UNDERSIGNED IS A CORPORATION:

a. List below the names and titles of all executive officers and all directors of the corporation. For not-for-profit corporations, also list below any executive director of the corporation, and indicate all members, if any, who are legal entities. If there are no members, write "no members."

Name	Title
_____	_____
_____	_____
_____	_____
_____	_____

b. For corporations whose shares **are** registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10% (or 7.5%, as applicable) of the corporation's outstanding shares. *Note: it may be necessary for some shareholders to complete an EDS as an "Entity holding an interest in the Applicant."*

Name	Business Address	Percentage Interest
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

c. For corporations that **are not** registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder. *Note: it may be necessary for some shareholders to complete an EDS as an "Entity holding an interest in the Applicant."*

Name	Business Address	Percentage Interest
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

2. IF THE UNDERSIGNED IS A PARTNERSHIP:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner. *Note: it may be necessary for some partners to complete an EDS as an "Entity holding an interest in the Applicant."*

Name	Business Address	Percentage Interest
Laurence Ashkin, General Partner	c/o Centrum Properties, Inc., 225 West Hubbard, Chicago, IL 60610	1.0
Gary Ashkin, Limited Partner	124 E. Lupita, Santa Fe, New Mexico 87505	33.0
Evan Ashkin, Limited Partner	1008 Green, Burham, North Carolina 27701	33.0
Nancy Smith, Limited Partner	214 South Warger Road, Ashfield, Massachusetts 01330	33.0
		100.0

3. IF THE UNDERSIGNED IS A LIMITED LIABILITY COMPANY:

a. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers," and indicate how managed. *Note: it may be necessary for some members to complete an EDS as an "Entity holding an interest in the Applicant."*

Name	Business Address	Percentage Interest

b. List below the names and titles of all officers, if any. If there are no officers, write "no officers."

Name	Title

4. IF THE UNDERSIGNED IS A LAND TRUST, BUSINESS TRUST OR ESTATE:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust.

Name	Business Address

b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held. *Note: it may be necessary for some beneficiaries to complete an EDS as an "Entity holding an interest in the Applicant."*

Name	Business Address	Percentage Interest



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**SECTION TWO: BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENT**

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months before the date this EDS is signed.

2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; but a "financial interest" does not include: (i) any ownership through purchase at fair market value or inheritance of less than 1% of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended, (ii) the authorized compensation paid to an official or employee for his office or employment (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; or (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" does not include any employment relationship of an official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

**B. CERTIFICATION**

1. Has the Undersigned had a "business relationship" with any City elected officials in the 12 months before the date this EDS is signed?

Yes                       No

If yes, please identify below the name(s) of such City elected official(s) and describe such relationship(s):

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**●STOP**

If you are filing on behalf of an "Entity holding an interest in the Applicant," go to Section Seven (Notice and Acknowledgment Regarding City Governmental Ethics and Campaign Finance Ordinances), page 12. The following sections Three through Six are to be completed only by the Applicant in the Applicant's EDS:

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**SECTION THREE: DISCLOSURE OF RETAINED PARTIES**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENTS**

1. Pursuant to Executive Order 97-1, every City contract, lease, and all matters requiring City approval must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors, and any other person whom the Applicant has retained or expects to retain in connection with the matter in connection with which this EDS is submitted. In particular, the Applicant must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Applicant is not required to disclose employees who are paid solely through the Applicant's regular payroll.

"Lobbyist" means any person (i) who, for compensation or on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.

2. If the Applicant is uncertain whether a disclosure is required under this Section, the Applicant must either ask the City whether disclosure is required or make the disclosure.

**B. CERTIFICATION**

Each and every attorney, lobbyist, accountant, consultant, subcontractor, or other person retained or anticipated to be retained directly by the Applicant with respect to or in connection with the project or transaction that is the subject of this EDS is listed below [begin list here, add sheets as necessary]:

Name	Business Address	Relationship to Applicant (attorney, lobbyist, etc.; retained or anticipated to be retained)	Fees (indicate whether paid or estimated)

CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED DIRECTLY BY THE APPLICANT OR ARE ANTICIPATED TO BE RETAINED DIRECTLY BY THE APPLICANT.

**SECTION FOUR: CERTIFICATIONS BY APPLICANT**

**I. CERTIFICATION OF COMPLIANCE**

For purposes of the certifications in A, B, and C below, the term "affiliate" means any entity that, directly or indirectly: controls the Applicant, is controlled by the Applicant, or is, with the Applicant, under common control of another individual or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with the federal government or a state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity.

A. The Applicant is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Applicant or its affiliates delinquent in paying any fine, fee, tax or other charge owed to the City. This includes all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes. If there are any such delinquencies, note them below:

NONE

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If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

B. The Applicant and its affiliates have not, in the past five years, been found in violation of any City, state or federal environmental law or regulation. If there have been any such violations, note them below:

NONE

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

C. The Applicant and its affiliates will not use, nor permit their subcontractors to use, any facility on the U.S. EPA's List of Violating Facilities in connection with the project or transaction for the duration of time that such facility remains on the list.

D. The Applicant will obtain from any contractors/subcontractors hired or to be hired in connection with the City contract, work, business, or transaction that is the subject of this EDS certifications equal in form and substance to those in Section Four, 1,A-C above and will not, without the prior written consent of the City, use any such subcontractor that does not provide the certification or that the Applicant has reason to believe has not provided or cannot provide truthful certifications.

If the Applicant is unable to so certify, provide an explanation:

NONE

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

**II. CHILD SUPPORT OBLIGATIONS- CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who, directly or indirectly, owns or holds a 10% or more interest in the Applicant. Note: This may include individuals disclosed in Part One (Disclosure of Ownership Interests), and individuals disclosed in an EDS filed by an "Entity holding an interest in the Applicant."

If the Applicant's response below is #1 or #2, then all of the Applicant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Applicant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default. Moreover, failure of the Applicant to comply with the provisions of § 2-92-415(e) of the Municipal Code also constitutes an event of default.

**Check one:**

- 1. No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
- 2. The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial Owners, however, have entered into court-approved agreements for the payment of all such child support owed, **and** all such Substantial Owners are in compliance with such agreements.
- 3. The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations **and** (a) at least one such Substantial Owner has not entered into a court-approved agreement for the payment of all such child support owed; **or** (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; **or** both (a) and (b).
- 4. There are no Substantial Owners.

### **III. FURTHER CERTIFICATIONS**

- A. The Applicant and, if the Applicant is a legal entity, its principals (officers, directors, partners, members, managers, executive director):
1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
  2. have not within a five-year period preceding the date hereof been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
  3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (b) above;
  4. have not within a five-year period preceding the date of this EDS had one or more public transactions (federal, state or local) terminated for cause or default; and
  5. have not, within a five-year period preceding the date hereof, been convicted, adjudged guilty, or found liable in a civil proceeding, in any criminal or civil action instituted by the City or by the federal government, any state, or any other unit of local government.
- B. The certifications in this subpart B concern:
- the Applicant;
  - any party participating in the performance of the project or transaction that is the subject of this EDS ("an **Applicable Party**");
  - any "**Affiliated Entity**" (meaning an entity that, directly or indirectly: controls the Applicant, is controlled by the Applicant or is, with the Applicant, under common control of another individual or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Applicable Parties, the term Affiliated Entity means an entity that directly or indirectly controls the Applicable Party, is controlled by it, or, with the Applicable Party, is under common control of another individual or entity;
  - any responsible official of the Applicant, any Applicable Party or any Affiliated Entity;
  - any other official, agent or employee of the Applicant, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Applicant, any Applicable Party or any Affiliated Entity.

Neither the Applicant, nor any Applicable Party, nor any Affiliated Entity of either the Applicant or any Applicable Party have, during the five years before the date this EDS is signed, or, with respect to an Applicable Party, an Affiliated Entity, or an Affiliated Entity of an Applicable Party during the five years before the date of such Applicable Party's or Affiliated Entity's contract or engagement in connection with the project or transaction that is the subject of this EDS:

1. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
  2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
  3. made an admission of such conduct described in (1) or (2) above that is a matter of record, but have not been prosecuted for such conduct; or
  4. violated the provisions of § 2-92-610 of the Municipal Code (**Living Wage Ordinance**).
- C. The Applicant understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (Office of the Inspector General).

D. Neither the Applicant nor any employee, official, agent or partner of the Applicant is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-digging or bid-rotating.

E. If the Applicant is unable to certify to any of the above statements in this Part III, the Applicant must explain below:

N/A  
\_\_\_\_\_  
\_\_\_\_\_

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

**IV. CERTIFICATION ON STATUS AS FINANCIAL INSTITUTION**

For purposes of this Part IV, under § 2-32-455(b) of the Municipal Code, the term "Financial Institution" means a bank, savings and loan association, thrift, credit union, mortgage banker, mortgage broker, a trust company, a savings bank, an investment bank, a securities broker, a municipal securities broker, a securities dealer, a municipal securities dealer, a securities underwriter, a municipal securities underwriter, an investment trust, a venture capital company, a bank holding company, a financial services holding company, or any licensee under the Consumer Installment Loan Act, the Sales Finance Agency Act, or the Residential Mortgage Licensing Act. However, "financial institution" specifically shall not include any entity whose predominant business is the providing of tax deferred, defined contribution, pension plans to public employees in accordance with Section 403(b) and 457 of the Internal Revenue Code. [Additional definitions may be found in Section 2-32-455(b) of the Municipal Code.]

**A. CERTIFICATION**

The Applicant certifies that the Applicant [check one]

\_\_\_\_\_ is  
 \_\_\_\_\_ is not

a "financial institution" as defined in Section 2-32-455 (b) of the Municipal Code.

**B. If the Applicant IS a financial institution, then the applicant pledges:**

"We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal Code of Chicago. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City."

If the Applicant is unable to make this pledge because it or its affiliates (as defined in § 2-32-455(b) of the Municipal Code) are predatory lenders within the meaning of Chapter 2-32, explain here (attach additional pages if necessary):

N/A  
\_\_\_\_\_  
\_\_\_\_\_

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

**V. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS**

Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same meanings when used in this PART V.

1. In accordance with § 2-156-110 of the Municipal Code:

Does any official or employee of the City of Chicago have a financial interest in his or her own name or in the name of any other person in the contract, work, business, or transaction that is the subject of this EDS?

\_\_\_\_ Yes.  
 No.

2. Unless sold pursuant to a process of competitive bidding, no City elected official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this PART V.

Does the contract, work, business, or transaction in connection with which this EDS is submitted involve a City Property Sale?

Yes.

No.

If you answered "yes" to question one above, identify the City officials or employees having such interest and the nature of such interest:

Name

Business Address

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3. The Applicant further certifies that no prohibited financial interest in the contract, work, business or transaction that is the subject of this EDS will be acquired by any City official or employee.

**VI. CERTIFICATION REGARDING SLAVERY ERA BUSINESS**

Section 2-92-585 of the Municipal Code requires that any entity entering into a contract with the City must complete an affidavit verifying that the entity has searched any and all records of the entity and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies from the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves) and must disclose in the affidavit such records to the City. In addition, § 2-92-585 requires that the entity disclose in the affidavit the names of any slaves or slaveholders described in those records. Failure to comply with § 2-92-585 makes the contract voidable on behalf of the City.

**Please check either (1) or (2) below. If the Applicant checks (2), the Applicant must disclose below or in an attachment to this EDS all requisite information as set forth in that paragraph (2).**

1. The Applicant verifies that (a) the Applicant has searched any and all records of the Applicant and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies, and (b) the Applicant has found no records of investments or profits from slavery, the slave industry, or slaveholder insurance policies and no records of names of any slaves or slaveholders.

2. The Applicant verifies that, as a result of conducting the search in step (1)(a) above, the Applicant has found records relating to investments or profits from slavery, the slave industry, or slaveholder insurance policies and/or the names of any slaves or slaveholders. The Applicant verifies that the following constitutes full disclosure of all such records:

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**SECTION FIVE: CERTIFICATIONS FOR FEDERALLY-FUNDED MATTERS**

**CHECK HERE [ ] AND SKIP THE CERTIFICATIONS IN SECTION FIVE, PARTS (I), (II), AND (III) IF THE CONTRACT, WORK, BUSINESS OR TRANSACTION IN CONNECTION WITH WHICH THIS EDS IS SUBMITTED IS NOT FEDERALLY FUNDED.**

**I. CERTIFICATION REGARDING LOBBYING**

A. List below the names of all persons registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Applicant with respect to the contract, work, business, or transaction that is or are the subject of this EDS: [Begin list here, add sheets as necessary]:

N/A

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***[If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Applicant means that NO persons registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Applicant with respect to the contract, work, business, or transaction in connection with which this EDS is submitted.]***

B. The Applicant has not spent and will not expend any federal appropriated funds to pay any person listed in Paragraph (A) above for his or her lobbying activities or to pay any person to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress, in connection with the award of any federally-funded contract, making any federally-funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify federally-funded contract, grant, loan, or cooperative agreement.

C. The Applicant will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in Paragraphs (I.A.) and (I.B.) above.

***[If any funds other than federal appropriated funds have been or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the federal contract, grant, loan, or cooperative agreement to which this EDS relates, the Applicant must complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions. The form may be obtained online from the federal Office of Management and Budget (OMB) web site at <http://www.whitehouse.gov/omb/grants/sfillin.pdf>, linked on the page [http://www.whitehouse.gov/omb/grants/grants\\_forms.html](http://www.whitehouse.gov/omb/grants/grants_forms.html).***

D. The Applicant certifies that either (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying Activities".

E. The Applicant must obtain certifications equal in form and substance to paragraphs (I.A.) through (I.D.) above from all subcontractors before it awards any subcontract. The Applicant must maintain all such subcontractors' certifications for the duration of the contract and must make such certifications promptly available to the City upon request.

**II. CERTIFICATION REGARDING NONSEGREGATED FACILITIES**

A. The Applicant does not and will not maintain or provide for its employees any segregated facilities at any of its establishments, and it does not and will not permit its employees to perform their services at any location under its control where segregated facilities are maintained. The Applicant agrees that a breach of this certification is a violation of the Equal Opportunity clause in its contract with the City.

**"Segregated facilities,"** as used in this provision, means any waiting rooms, work areas, restrooms, washrooms, restaurants and other eating areas, time clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing provided for employees, that are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, sex, or national origin because of habit, local or employee custom, or otherwise. However, separated or single-user restrooms and necessary dressing or sleeping areas must be provided to assure privacy between the sexes.

B. The Applicant will, before the award of subcontracts, obtain identical certifications from proposed subcontractors under which the subcontractor will be subject to the Equal Opportunity clause. Contracts and subcontracts exceeding \$10,000, or having an aggregate value exceeding \$10,000 in any 12-month period, are generally subject to the Equal Opportunity clause. See 41 CFR Part 60 for further information regarding the Equal Opportunity clause. The Applicant must retain the certifications required by this paragraph F for the duration of the contract and must make such certifications promptly available to the City upon request.

- C. The Applicant will forward the notice set forth below to proposed subcontractors:

**NOTICE TO PROSPECTIVE SUBCONTRACTORS OF REQUIREMENTS FOR CERTIFICATIONS OF NONSEGREGATED FACILITIES**

Subcontractors must submit to the Contractor a Certification of Nonsegregated Facilities before the award of any subcontract under which the subcontractor will be subject to the federal equal opportunity clause. The subcontractor may submit such certifications either for each subcontract or for all subcontracts during a period (e.g., quarterly, semiannually, or annually).

**III. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY**

Federal regulations require prospective contractors (e.g., the Applicant) and proposed subcontractors to submit the following information with their bids or in writing at the outset of negotiations.

- A. Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.)  
 Yes  No
- B. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause?  
 Yes  No
- C. Have you filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements?  
 Yes  No

**SECTION SIX: NOTICE AND ACKNOWLEDGMENT REGARDING LIVING WAGE ORDINANCE**

Section 2-92-610 of the Municipal Code ("**Living Wage Ordinance**") requires that eligible contractors (see A.1. and 2. below) pay a specified minimum living wage ("Base Wage") to particular categories of workers employed in connection with the performance of certain City contracts. The Living Wage Ordinance applies to any written agreement or subcontract in connection with which "the City is committed to expend or does expend funds" and "which requires in the performance thereof the employment" of those categories of workers.

The ordinance was amended to provide for a higher Base Wage and regular increases to that wage effective January 1, 2003. The amended ordinance applies to agreements predating the amendment as well as to new agreements. For purposes of this Section Six, the term "Contractor" in paragraphs A through E below means the Applicant if the Living Wage Ordinance applies to a written agreement in connection with which this EDS is submitted.

**BY CHECKING THIS BOX APPLICANT ACKNOWLEDGES AND AGREES THAT IF THIS EDS IS BEING SUBMITTED IN CONNECTION WITH A MODIFICATION TO AN EXISTING CONTRACT TO WHICH THE LIVING WAGE ORDINANCE APPLIES, THE FOLLOWING LIVING WAGE PROVISIONS WILL BECOME PART OF SUCH MODIFICATION, SUPERSEDING AND REPLACING ANY LIVING WAGE PROVISIONS THAT MAY BE CONTAINED IN SUCH MODIFICATION OR EXISTING CONTRACT.**

- A. Under Section 2-92-610 of the Municipal Code the Base Wage applies for certain categories of workers employed in the performance of City contracts, specifically non-City employed security guards, parking attendants, day laborers, home and health care workers, cashiers, elevator operators, custodial workers, and clerical workers ("**Covered Employees**"). Accordingly, pursuant to Section 2-92-610 and regulations promulgated under it:
- 1) If the contractor has 25 or more full-time employees, and
  - 2) If at any time during the performance of the contract the contractor and/or any subcontractor or any other entity that performs any portion of the contracted work (collectively "**Performing Parties**") uses 25 or more full-time security guards, or any number of other full-time Covered Employees, then
  - 3) The contractor must pay its Covered Employees, and must assure that all other Performing Parties pay their Covered Employees, not less than the minimum "Base Wage" as determined in accordance with this provision for all work performed pursuant to the contract.



B. The contractor's obligation to pay, and to assure payment of, the Base Wage will begin at any time during the contract term when the conditions set forth in A.1 and A.2 above are met, and will continue thereafter until the end of the contract.

C. Prior to January 1, 2003, the Base Wage was \$7.60 per hour; beginning January 1, 2003, the Base Wage is \$9.05 per hour. As of July 1, 2003, and each July 1 thereafter, the Base Wage will be adjusted, using the most recent federal poverty guidelines for a family of four as published annually by the U.S. Department of Health and Human Services, to constitute the following: the poverty guidelines for a family of four divided by 2000 hours or the current base wage, whichever is higher. At all times during the term of this contract, contractor and all other Performing Parties must pay the Base Wage (as adjusted in accordance with the above). If the payment of prevailing wages is required for work or services done under this contract, and the prevailing wages for Covered Employees are higher than the Base Wage, then the contractor and all other Performing Parties must pay the prevailing wage rates.

D. The contractor must include provisions in all subcontracts requiring its subcontractors to pay the Base Wage to Covered Employees. The contractor agrees to provide the City with documentation acceptable to the Chief Procurement Officer demonstrating that all Covered Employees, whether employed by the Contractor or by a subcontractor, have been paid the Base Wage, upon the City's request for such documentation. The City may independently audit the contractor and/or subcontractors to verify compliance herewith. Failure to comply with the requirements of this Section will be an event of default under this contract, and further, failure to comply may result in ineligibility for any award of a City contract or subcontract for up to three (3) years.

E. Not-for-Profit Corporations: If the contractor is a corporation having Federal tax-exempt status under Section 501(c)(3) of the Internal Revenue Code and is recognized under Illinois not-for-profit law, then the provisions of Section A through D above do not apply.

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**RESUME:**

**All Undersigneds, including "Entities holding an interest in the Applicant" (defined on page 1 of this EDS) must complete the remainder of this EDS.**

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**SECTION SEVEN: NOTICE AND ACKNOWLEDGMENT REGARDING CITY GOVERNMENTAL ETHICS AND CAMPAIGN FINANCE ORDINANCES**

The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the City's Municipal Code, impose certain duties and obligations on persons seeking City contracts, work, business, or transactions. The City of Chicago Board of Ethics has developed an ethics training program for such persons. The full text of these ordinances and the training program is available on line at [www.cityofchicago.org/Ethics/](http://www.cityofchicago.org/Ethics/), and may also be obtained from the City's Board of Ethics, 740 N. Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The following is descriptive only and does not purport to cover every aspect of Chapters 2-156 and 2-164. The Undersigned must comply fully with the applicable ordinances.

**[ X ] BY CHECKING THIS BOX THE UNDERSIGNED ACKNOWLEDGES THAT THE UNDERSIGNED UNDERSTANDS THAT THE CITY'S GOVERNMENTAL ETHICS AND CAMPAIGN FINANCING ORDINANCES, AMONG OTHER THINGS:**

- 1) Provide that any contract negotiated, entered into or performed in violation of the City's ethics laws can be voided by the City.
- 2) Limit the gifts and favors any person can give, or offer to give, to any City official, employee, contractor or candidate for elected City office or the spouse or minor child of any of them:
  - a. cannot give them any cash gift or any anonymous gift; and
  - b. cannot give any gift based on a mutual understanding that the City official's or employee's or City contractor's actions or decisions will be influenced in any way by the gift;
- 3) Prohibit any City elected official or City employee from having a financial interest, directly or indirectly, in any contract, work, transaction or business of the City, if that interest has a cost or present value of \$5,000 or more, or if that interest entitles the owner to receive more than \$2,500 per year.
- 4) Prohibit any City appointed official from engaging in any contract, work, transaction or business of the City, unless the matter is wholly unrelated to the appointed official City duties or responsibilities.

- 5) Provide that City employees and officials, or their spouses or minor children, cannot receive compensation or anything of value in return for advice or assistance on matters concerning the operation or business of the City, unless their services are wholly unrelated to their City duties and responsibilities.
- 6) Provide that former City employees and officials cannot, for a period of one year after their City employment ceases, assist or represent another on any matter involving the City if, while with the City, they were personally and substantially involved in the same matter.
- 7) Provide that former City employees and officials cannot ever assist or represent another on a City contract if, while with the City, they were personally involved in or directly supervised the formulation, negotiation, or execution of that contract.

**SECTION EIGHT: CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

**The Undersigned understands and agrees that:**

A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract awarded to the Applicant by the City in connection with the project or transaction that is the subject of this EDS, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to assisting the project or transaction that is the subject of this EDS. The Undersigned understands that it must comply with the statutes, ordinances, and regulations on which this EDS is based.

B. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be void or voidable, and the City may pursue any remedies under the contract (if not void or voidable), at law, or in equity, including terminating the Undersigned's participation in the project or transaction and/or declining to allow the Undersigned to participate in other transactions with the City.

C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible fights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.

D. The Undersigned has withheld no disclosures as to economic interests in the undersigned, or undertaking, business, or transaction to which this EDS pertains nor reserved any information, data or plan as to the intended use or purpose for which it seeks City Council or other City agency action.

E. The information provided in this EDS must be kept current. In the event of changes, the Undersigned must supplement this Affidavit, up to the time the City takes action on the bid, proposal, or other application for which this EDS is being submitted.

Hubbard Equities Limited Partnership \_\_\_\_\_ Date: April 17, 2003 \_\_\_\_\_  
 (Print or type name of individual or legal entity submitting this EDS)

By: [Signature] \_\_\_\_\_  
 (sign here)  
 Title of signatory: General Partner \_\_\_\_\_

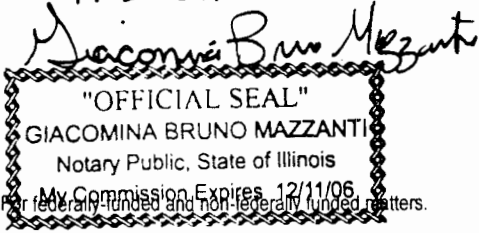
Print or type name of Signatory: Laurence Ashkin \_\_\_\_\_

(If signing in a Representative capacity, e.g., as an officer or agent of an Applicant or an entity holding an interest in the Applicant.)

(If signing in an individual capacity.)

County of Cook \_\_\_\_\_  
 State of Illinois \_\_\_\_\_  
 Acknowledged under oath on [date] 4/17/03 \_\_\_\_\_  
 Before me by LAURENCE ASHKIN \_\_\_\_\_  
 as [title] GENERAL PARTNER \_\_\_\_\_  
 of [firm] HUBBARD EQUITIES LIMITED PARTNERSHIP \_\_\_\_\_

County of \_\_\_\_\_  
 State of \_\_\_\_\_  
 Acknowledged under oath on [date] \_\_\_\_\_  
 Before me by \_\_\_\_\_



Notary Public \_\_\_\_\_  
 Commission expires: \_\_\_\_\_

---

(Do not write below this line except to recertify prior to submission to City Council or on the date of closing. If unable to recertify truthfully, the Undersigned must complete a new EDS with correct or corrected information)

**RECERTIFICATION**

**Generally, for use with City Council matters, not for City procurements unless requested.**

This Recertification is being submitted in connection with \_\_\_\_\_ [identify the contract, work, business or transaction]. The Undersigned warrants under penalty of perjury that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date of this recertification and reaffirms its acknowledgments.

\_\_\_\_\_  
(Print or type name of individual or legal entity submitting this EDS)

Date: \_\_\_\_\_

By: \_\_\_\_\_  
(sign here)

Print or type name of signatory: \_\_\_\_\_

Title of signatory: \_\_\_\_\_

Subscribed to before me on [date] \_\_\_\_\_, at \_\_\_\_\_ County, \_\_\_\_\_ [state].

\_\_\_\_\_  
Notary Public. Commission expires: \_\_\_\_\_.

FOR CITY USE

AFFIDAVIT NO.

CITY OF CHICAGO  
ECONOMIC DISCLOSURE STATEMENT AND AFFIDAVIT

Pursuant to Chapter 2-154 of the Municipal Code of Chicago (the "Municipal Code") or, if applicable, under § 8.5 of the Illinois Municipal Purchasing Act 65 ILCS 5/8-10-8.5 (the "Purchasing Act"), the following information is required to be disclosed before any City agency, department or City Council action. Please fully complete each statement, with all information current as of the date this Economic Disclosure Statement and Affidavit ("EDS") is signed. Every question must be answered. If a question is not applicable, answer with "N.A." An incomplete EDS will be returned and any City action will be interrupted.

Please print or type all responses clearly and legibly. Add additional pages if needed, being careful to identify the portion of the EDS to which each additional page refers.

WHO MUST SUBMIT AN EDS:

1. **Applicants:** Any individual or entity (the "Applicant") making an application to the City of Chicago (the "City") for action requiring City Council or other City agency approval must file this EDS. For example, vendors seeking City contracts and individuals or entities applying for concessions, loans or grants are "Applicants."

2. **Entities holding an interest in the Applicant:** Generally, whenever an ownership interest in the Applicant (such as shares of stock of the Applicant or a limited partnership interest in the Applicant, for example) is held or owned by a legal entity (such as a corporation or partnership, for example) rather than an individual, each such legal entity must also file an EDS on its own behalf, and any parent of that legal entity must do so, except as provided below, until individual owners are disclosed. Please see Chapter 2-154 of the Municipal Code for further details regarding the nature and extent of disclosure required. Under the Municipal Code, if the Applicant is a corporation whose shares are registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, only legal entities that own 10% or more of the Applicant's stock must file EDSs on their own behalf. However, under the Purchasing Act, legal entities holding 7.5% or more of a vendor Applicant must file EDSs.

**ACKNOWLEDGMENT OF POSSIBLE CREDIT AND OTHER CHECKS:** By completing and filing this EDS, the Undersigned acknowledges and agrees, on behalf of itself and the individuals named in this EDS, that the City may investigate the creditworthiness of some or all of the individuals named in this EDS.

**CERTIFYING THIS EDS:** Execute the certification on the date of the initial submission of this EDS. You may be asked to re-certify this EDS on the last page as of the date of submission of any related ordinance to the City Council, or as of the date of the closing of your transaction.

**PUBLIC DISCLOSURE:** It is the City's policy to make this document available to the public on its Internet site and/or upon request.

GENERAL INFORMATION

Date this EDS completed: April 17, 2003

- A. **Who is submitting this EDS?** That party will be the "Undersigned" throughout this EDS.  
[ ] Check here if you are filing as "Applicant." Exact legal name: \_\_\_\_\_  
[ X ] Check here if you are filing as an "entity holding an interest in an Applicant." Exact legal name: The McLinden Family Trust  
(Also, please identify Applicant in which this entity holds an interest: 600 Wet Chicago, L.L.C., an Illinois limited liability company and EPORT 600 West Chicago, L.L.C., an Illinois limited liability company)
- B. Business address: c/o Centrum Properties, Inc., 225 W. Hubbard Street, 4th Floor, Chicago, IL 60610
- C. Telephone: (312) 832-2500 Fax: (312) 923-0984 Email: jmclinden@centrumproperties.com
- D. Name of contact person: John McLinden
- E. If a procurement, Specification # N/A and Contract # N/A
- F. If not a procurement:  
1. City Agency requesting EDS Chicago Department of Planning & Development, TIF Division ;  
2. City action requested (e.g. loan, grant, sale of property): TIF Assistance ;  
3. If property involved, list property location: Area included within RBPO 447; including but not limited to, 600 West Chicago
- G. Brief description of project, (include project number and location if applicable): Rehabilitation of existing historic Catalog Building, including a river walk along the North branch of the Chicago River, and various public parks.

**SECTION ONE: DISCLOSURE OF OWNERSHIP INTERESTS**

**A. NATURE OF ENTITY**

1. Indicate whether the Undersigned is an individual or legal entity:

- |   |   |
|---|---|
| <input type="checkbox"/> Individual           | <input type="checkbox"/> Limited Liability Company  |
| <input type="checkbox"/> Business corporation | <input type="checkbox"/> Joint venture  |
| <input type="checkbox"/> Sole proprietorship  | <input type="checkbox"/> Not-for-profit corporation<br>[Is the not-for-profit corporation also a 501(c)(3)? <input type="checkbox"/> Yes <input type="checkbox"/> No. |
| <input type="checkbox"/> General Partnership  | <input checked="" type="checkbox"/> Other entity (please specify)   |
| <input type="checkbox"/> Limited partnership  | Family Trust _____  |

2. State of incorporation or organization, if applicable: N/A

3. For legal entities not organized in the State of Illinois: Is the organization authorized to do business in the State of Illinois as a foreign entity?  Yes  No  N/A

**B. ORGANIZATION INFORMATION**

1. IF THE UNDERSIGNED IS A CORPORATION:

a. List below the names and titles of all executive officers and all directors of the corporation. For not-for-profit corporations, also list below any executive director of the corporation, and indicate all members, if any, who are legal entities. If there are no members, write "no members."

Name	Title
_____	_____
_____	_____
_____	_____
_____	_____

b. For corporations whose shares **are** registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, please provide the following information concerning shareholders who own shares equal to or in excess of 10% (or 7.5%, as applicable) of the corporation's outstanding shares. *Note: it may be necessary for some shareholders to complete an EDS as an "Entity holding an interest in the Applicant."*

Name	Business Address	Percentage Interest
_____	_____	_____
_____	_____	_____
_____	_____	_____

c. For corporations that **are not** registered on a national securities exchange pursuant to the Securities Exchange Act of 1934, list below the name, business address and percentage of ownership interest of each shareholder. *Note: it may be necessary for some shareholders to complete an EDS as an "Entity holding an interest in the Applicant."*

Name	Business Address	Percentage Interest
_____	_____	_____
_____	_____	_____
_____	_____	_____

2. IF THE UNDERSIGNED IS A PARTNERSHIP:

For general or limited partnerships: list below the name, business address and percentage of ownership interest of each partner. For limited partnerships, indicate whether each partner is a general partner or a limited partner. *Note: it may be necessary for some partners to complete an EDS as an "Entity holding an interest in the Applicant."*

Name	Business Address	Percentage Interest
N/A		

3. IF THE UNDERSIGNED IS A LIMITED LIABILITY COMPANY:

a. List below the name, business address and percentage of ownership interest of each (i) member and (ii) manager. If there are no managers, write "no managers," and indicate how managed. *Note: it may be necessary for some members to complete an EDS as an "Entity holding an interest in the Applicant."*

Name	Business Address	Percentage Interest
N/A		

b. List below the names and titles of all officers, if any. If there are no officers, write "no officers."

Name	Title

4. IF THE UNDERSIGNED IS A LAND TRUST, BUSINESS TRUST OR ESTATE:

a. List below the name of each individual or legal entity holding legal title to the property that is the subject of the trust.

Name	Business Address
John McLinden, Trustee c/o Centrum Properties, Inc., 225 W. Hubbard, 4 <sup>th</sup> Floor, Chicago, IL 60610	

b. List below the name, business address and percentage of beneficial interest of each beneficiary on whose behalf title is held. *Note: it may be necessary for some beneficiaries to complete an EDS as an "Entity holding an interest in the Applicant."*

Name	Business Address	Percentage Interest
Sara McLinden	909 Old Green Bay Road, Winnetka, IL 60093	25%
Caroline McLinden	909 Old Green Bay Road, Winnetka, IL 60093	25%
Jessica McLinden	909 Old Green Bay Road, Winnetka, IL 60093	25%
Scott McLinden	909 Old Green Bay Road, Winnetka, IL 60093	25%
		100%

**SECTION TWO: BUSINESS RELATIONSHIPS WITH CITY ELECTED OFFICIALS**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENT**

1. Pursuant to an ordinance approved by the City Council on December 2, 1998, the Undersigned must indicate whether it had a "business relationship" with a City elected official in the 12 months before the date this EDS is signed.

2. A "business relationship" means any "contractual or other private business dealing" of an official, or his or her spouse, or of any entity in which an official or his or her spouse has a "financial interest," with a person or entity which entitles an official to compensation or payment in the amount of \$2,500 or more in a calendar year; but a "financial interest" does not include: (i) any ownership through purchase at fair market value or inheritance of less than 1% of the shares of a corporation, or any corporate subsidiary, parent or affiliate thereof, regardless of the value of or dividends on such shares, if such shares are registered on a securities exchange pursuant to the Securities Exchange Act of 1934, as amended, (ii) the authorized compensation paid to an official or employee for his office or employment (iii) any economic benefit provided equally to all residents of the City; (iv) a time or demand deposit in a financial institution; or (v) an endowment or insurance policy or annuity contract purchased from an insurance company. A "contractual or other private business dealing" does not include any employment relationship of an official's spouse with an entity when such spouse has no discretion concerning or input relating to the relationship between that entity and the City.

**B. CERTIFICATION**

1. Has the Undersigned had a "business relationship" with any City elected officials in the 12 months before the date this EDS is signed?

[ ] Yes [ X ] No

If yes, please identify below the name(s) of such City elected official(s) and describe such relationship(s):

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**●STOP**

If you are filing on behalf of an "Entity holding an interest in the Applicant," go to Section Seven (Notice and Acknowledgment Regarding City Governmental Ethics and Campaign Finance Ordinances), page 12. The following sections Three through Six are to be completed only by the Applicant in the Applicant's EDS:

**SECTION THREE: DISCLOSURE OF RETAINED PARTIES**

**A. DEFINITIONS AND DISCLOSURE REQUIREMENTS**

1. Pursuant to Executive Order 97-1, every City contract, lease, and all matters requiring City approval must be accompanied by a statement disclosing certain information about attorneys, lobbyists, accountants, consultants, subcontractors, and any other person whom the Applicant has retained or expects to retain in connection with the matter in connection with which this EDS is submitted. In particular, the Applicant must disclose the name of each such person, his/her business address, the nature of the relationship, and the amount of the fees paid or estimated to be paid. The Applicant is not required to disclose employees who are paid solely through the Applicant's regular payroll.

"Lobbyist" means any person (i) who, for compensation or on behalf of any person other than himself, undertakes to influence any legislative or administrative action, or (ii) any part of whose duty as an employee of another includes undertaking to influence any legislative or administrative action.

2. If the Applicant is uncertain whether a disclosure is required under this Section, the Applicant must either ask the City whether disclosure is required or make the disclosure.

**B. CERTIFICATION**

Each and every attorney, lobbyist, accountant, consultant, subcontractor, or other person retained or anticipated to be retained directly by the Applicant with respect to or in connection with the project or transaction that is the subject of this EDS is listed below [begin list here, add sheets as necessary]:

Name	Business Address	Relationship to Applicant (attorney, lobbyist, etc.; retained or anticipated to be retained)	Fees (indicate whether paid or estimated)

CHECK HERE IF NO SUCH PERSONS HAVE BEEN RETAINED DIRECTLY BY THE APPLICANT OR ARE ANTICIPATED TO BE RETAINED DIRECTLY BY THE APPLICANT.

**SECTION FOUR: CERTIFICATIONS BY APPLICANT**

**I. CERTIFICATION OF COMPLIANCE**

For purposes of the certifications in A, B, and C below, the term "affiliate" means any entity that, directly or indirectly: controls the Applicant, is controlled by the Applicant, or is, with the Applicant, under common control of another individual or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with the federal government or a state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity.

A. The Applicant is not delinquent in the payment of any tax administered by the Illinois Department of Revenue, nor are the Applicant or its affiliates delinquent in paying any fine, fee, tax or other charge owed to the City. This includes all water charges, sewer charges, license fees, parking tickets, property taxes or sales taxes. If there are any such delinquencies, note them below:

NONE

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.



B. The Applicant and its affiliates have not, in the past five years, been found in violation of any City, state or federal environmental law or regulation. If there have been any such violations, note them below:

NONE

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If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

C. The Applicant and its affiliates will not use, nor permit their subcontractors to use, any facility on the U.S. EPA's List of Violating Facilities in connection with the project or transaction for the duration of time that such facility remains on the list.

D. The Applicant will obtain from any contractors/subcontractors hired or to be hired in connection with the City contract, work, business, or transaction that is the subject of this EDS certifications equal in form and substance to those in Section Four, 1,A-C above and will not, without the prior written consent of the City, use any such subcontractor that does not provide the certification or that the Applicant has reason to believe has not provided or cannot provide truthful certifications.

If the Applicant is unable to so certify, provide an explanation:

NONE

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If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

**II. CHILD SUPPORT OBLIGATIONS- CERTIFICATION REGARDING COURT-ORDERED CHILD SUPPORT COMPLIANCE**

For purposes of this part, "Substantial Owner" means any person who, directly or indirectly, owns or holds a 10% or more interest in the Applicant. *Note: This may include individuals disclosed in Part One (Disclosure of Ownership Interests), and individuals disclosed in an EDS filed by an "Entity holding an interest in the Applicant."*

If the Applicant's response below is #1 or #2, then all of the Applicant's Substantial Owners must remain in compliance with any such child support obligations until the transaction is completed. Failure of the Applicant's Substantial Owners to remain in compliance with their child support obligations in the manner set forth in either #1 or #2 constitutes an event of default. Moreover, failure of the Applicant to comply with the provisions of § 2-92-415(e) of the Municipal Code also constitutes an event of default.

**Check one:**

- 1. No Substantial Owner has been declared in arrearage on any child support obligations by the Circuit Court of Cook County or by another Illinois court of competent jurisdiction.
- 2. The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations. All such Substantial Owners, however, have entered into court-approved agreements for the payment of all such child support owed, **and** all such Substantial Owners are in compliance with such agreements.
- 3. The Circuit Court of Cook County or another Illinois court of competent jurisdiction has issued an order declaring one or more Substantial Owners in arrearage on child support obligations **and** (a) at least one such Substantial Owner has not entered into a court-approved agreement for the payment of all such child support owed; **or** (b) at least one such Substantial Owner is not in compliance with a court-approved agreement for the payment of all such child support owed; **or** both (a) and (b).
- 4. There are no Substantial Owners.

### **III. FURTHER CERTIFICATIONS**

- A. The Applicant and, if the Applicant is a legal entity, its principals (officers, directors, partners, members, managers, executive director):
1. are not presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from any transactions by any federal, state or local unit of government;
  2. have not within a five-year period preceding the date hereof been convicted of a criminal offense, adjudged guilty, or had a civil judgment rendered against them in connection with: obtaining, attempting to obtain, or performing a public (federal, state or local) transaction or contract under a public transaction; a violation of federal or state antitrust statutes; fraud; embezzlement; theft; forgery; bribery; falsification or destruction of records; making false statements; or receiving stolen property;
  3. are not presently indicted for or otherwise criminally or civilly charged by a governmental entity (federal, state or local) with commission of any of the offenses enumerated in clause (b) above;
  4. have not within a five-year period preceding the date of this EDS had one or more public transactions (federal, state or local) terminated for cause or default; and
  5. have not, within a five-year period preceding the date hereof, been convicted, adjudged guilty, or found liable in a civil proceeding, in any criminal or civil action instituted by the City or by the federal government, any state, or any other unit of local government.
- B. The certifications in this subpart B concern:
- the Applicant;
  - any party participating in the performance of the project or transaction that is the subject of this EDS ("an **Applicable Party**");
  - any "**Affiliated Entity**" (meaning an entity that, directly or indirectly: controls the Applicant, is controlled by the Applicant or is, with the Applicant, under common control of another individual or entity. Indicia of control include, without limitation: interlocking management or ownership; identity of interests among family members, shared facilities and equipment; common use of employees; or organization of a business entity following the ineligibility of a business entity to do business with federal or state or local government, including the City, using substantially the same management, ownership, or principals as the ineligible entity); with respect to Applicable Parties, the term Affiliated Entity means an entity that directly or indirectly controls the Applicable Party, is controlled by it, or, with the Applicable Party, is under common control of another individual or entity;
  - any responsible official of the Applicant, any Applicable Party or any Affiliated Entity;
  - any other official, agent or employee of the Applicant, any Applicable Party or any Affiliated Entity, acting pursuant to the direction or authorization of a responsible official of the Applicant, any Applicable Party or any Affiliated Entity.

Neither the Applicant, nor any Applicable Party, nor any Affiliated Entity of either the Applicant or any Applicable Party have, during the five years before the date this EDS is signed, or, with respect to an Applicable Party, an Affiliated Entity, or an Affiliated Entity of an Applicable Party during the five years before the date of such Applicable Party's or Affiliated Entity's contract or engagement in connection with the project or transaction that is the subject of this EDS:

1. bribed or attempted to bribe, or been convicted or adjudged guilty of bribery or attempting to bribe, a public officer or employee of the City, the State of Illinois, or any agency of the federal government or of any state or local government in the United States of America, in that officer's or employee's official capacity;
  2. agreed or colluded with other bidders or prospective bidders, or been a party to any such agreement, or been convicted or adjudged guilty of agreement or collusion among bidders or prospective bidders, in restraint of freedom of competition by agreement to bid a fixed price or otherwise; or
  3. made an admission of such conduct described in (1) or (2) above that is a matter of record, but have not been prosecuted for such conduct; or
  4. violated the provisions of § 2-92-610 of the Municipal Code (**Living Wage Ordinance**).
- C. The Applicant understands and shall comply with (1) the applicable requirements of the Governmental Ethics Ordinance of the City, Title 2, Chapter 2-156 of the Municipal Code; and (2) all the applicable provisions of Chapter 2-56 of the Municipal Code (Office of the Inspector General).

D. Neither the Applicant nor any employee, official, agent or partner of the Applicant is barred from contracting with any unit of state or local government as a result of engaging in or being convicted of (1) bid-rigging in violation of 720 ILCS 5/33E-3; (2) bid-rotating in violation of 720 ILCS 5/33E-4; or (3) any similar offense of any state or of the United States of America that contains the same elements as the offense of bid-digging or bid-rotating.

E. If the Applicant is unable to certify to any of the above statements in this Part III, the Applicant must explain below:

N/A  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

**IV. CERTIFICATION ON STATUS AS FINANCIAL INSTITUTION**

For purposes of this Part IV, under § 2-32-455(b) of the Municipal Code, the term "Financial Institution" means a bank, savings and loan association, thrift, credit union, mortgage banker, mortgage broker, a trust company, a savings bank, an investment bank, a securities broker, a municipal securities broker, a securities dealer, a municipal securities dealer, a securities underwriter, a municipal securities underwriter, an investment trust, a venture capital company, a bank holding company, a financial services holding company, or any licensee under the Consumer Installment Loan Act, the Sales Finance Agency Act, or the Residential Mortgage Licensing Act. However, "financial institution" specifically shall not include any entity whose predominant business is the providing of tax deferred, defined contribution, pension plans to public employees in accordance with Section 403(b) and 457 of the Internal Revenue Code. [Additional definitions may be found in Section 2-32-455(b) of the Municipal Code.]

**A. CERTIFICATION**

The Applicant certifies that the Applicant [check one]

\_\_\_\_\_ is  
 \_\_\_\_\_ is not

a "financial institution" as defined in Section 2-32-455 (b) of the Municipal Code.

**B. If the Applicant IS a financial institution, then the applicant pledges:**

"We are not and will not become a predatory lender as defined in Chapter 2-32 of the Municipal Code of Chicago. We further pledge that none of our affiliates is, and none of them will become, a predatory lender as defined in Chapter 2-32 of the Municipal Code. We understand that becoming a predatory lender or becoming an affiliate of a predatory lender may result in the loss of the privilege of doing business with the City."

If the Applicant is unable to make this pledge because it or its affiliates (as defined in § 2-32-455(b) of the Municipal Code) are predatory lenders within the meaning of Chapter 2-32, explain here (attach additional pages if necessary):

N/A  
\_\_\_\_\_  
\_\_\_\_\_

If the letters "NA," the word "None," or no response appears on the lines above, it will be conclusively presumed that the Applicant certified to the above statements.

**V. CERTIFICATION REGARDING INTEREST IN CITY BUSINESS**

Any words or terms that are defined in Chapter 2-156 of the Municipal Code have the same meanings when used in this PART V.

1. In accordance with § 2-156-110 of the Municipal Code:

Does any official or employee of the City of Chicago have a financial interest in his or her own name or in the name of any other person in the contract, work, business, or transaction that is the subject of this EDS?

\_\_\_\_ Yes.  
 No.

2. Unless sold pursuant to a process of competitive bidding, no City elected official or employee shall have a financial interest in his or her own name or in the name of any other person in the purchase of any property that (i) belongs to the City, or (ii) is sold for taxes or assessments, or (iii) is sold by virtue of legal process at the suit of the City (collectively, "City Property Sale"). Compensation for property taken pursuant to the City's eminent domain power does not constitute a financial interest within the meaning of this PART V.

Does the contract, work, business, or transaction in connection with which this EDS is submitted involve a City Property Sale?  
 Yes.  
 No.

If you answered "yes" to question one above, identify the City officials or employees having such interest and the nature of such interest:

Name	Business Address

3. The Applicant further certifies that no prohibited financial interest in the contract, work, business or transaction that is the subject of this EDS will be acquired by any City official or employee.

**VI. CERTIFICATION REGARDING SLAVERY ERA BUSINESS**

Section 2-92-585 of the Municipal Code requires that any entity entering into a contract with the City must complete an affidavit verifying that the entity has searched any and all records of the entity and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies from the slavery era (including insurance policies issued to slaveholders that provided coverage for damage to or injury or death of their slaves) and must disclose in the affidavit such records to the City. In addition, § 2-92-585 requires that the entity disclose in the affidavit the names of any slaves or slaveholders described in those records. Failure to comply with § 2-92-585 makes the contract voidable on behalf of the City.

**Please check either (1) or (2) below. If the Applicant checks (2), the Applicant must disclose below or in an attachment to this EDS all requisite information as set forth in that paragraph (2).**

1. The Applicant verifies that (a) the Applicant has searched any and all records of the Applicant and any and all predecessor entities for records of investments or profits from slavery, the slave industry, or slaveholder insurance policies, and (b) the Applicant has found no records of investments or profits from slavery, the slave industry, or slaveholder insurance policies and no records of names of any slaves or slaveholders.

2. The Applicant verifies that, as a result of conducting the search in step (1)(a) above, the Applicant has found records relating to investments or profits from slavery, the slave industry, or slaveholder insurance policies and/or the names of any slaves or slaveholders. The Applicant verifies that the following constitutes full disclosure of all such records:

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**SECTION FIVE: CERTIFICATIONS FOR FEDERALLY-FUNDED MATTERS**

**CHECK HERE [ ] AND SKIP THE CERTIFICATIONS IN SECTION FIVE, PARTS (I), (II), AND (III) IF THE CONTRACT, WORK, BUSINESS OR TRANSACTION IN CONNECTION WITH WHICH THIS EDS IS SUBMITTED IS NOT FEDERALLY FUNDED.**

**I. CERTIFICATION REGARDING LOBBYING**

A. List below the names of all persons registered under the federal Lobbying Disclosure Act of 1995 who have made lobbying contacts on behalf of the Applicant with respect to the contract, work, business, or transaction that is or are the subject of this EDS: [Begin list here, add sheets as necessary]:

N/A

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***[If no explanation appears or begins on the lines above, or if the letters "NA" or if the word "None" appear, it will be conclusively presumed that the Applicant means that NO persons registered under the Lobbying Disclosure Act of 1995 have made lobbying contacts on behalf of the Applicant with respect to the contract, work, business, or transaction in connection with which this EDS is submitted.]***

B. The Applicant has not spent and will not expend any federal appropriated funds to pay any person listed in Paragraph (A) above for his or her lobbying activities or to pay any person to influence or attempt to influence an officer or employee of any agency, as defined by applicable federal law, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress, in connection with the award of any federally-funded contract, making any federally-funded grant or loan, entering into any cooperative agreement, or to extend, continue, renew, amend, or modify federally-funded contract, grant, loan, or cooperative agreement.

C. The Applicant will submit an updated certification at the end of each calendar quarter in which there occurs any event that materially affects the accuracy of the statements and information set forth in Paragraphs (I.A.) and (I.B.) above.

***[If any funds other than federal appropriated funds have been or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the federal contract, grant, loan, or cooperative agreement to which this EDS relates, the Applicant must complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions. The form may be obtained online from the federal Office of Management and Budget (OMB) web site at <http://www.whitehouse.gov/omb/grants/sfillin.pdf>, linked on the page [http://www.whitehouse.gov/omb/grants/grants\\_forms.html](http://www.whitehouse.gov/omb/grants/grants_forms.html).***

D. The Applicant certifies that either (i) it is not an organization described in section 501(c)(4) of the Internal Revenue Code of 1986; or (ii) it is an organization described in section 501(c)(4) of the Internal Revenue Code of 1986 but has not engaged and will not engage in "Lobbying Activities".

E. The Applicant must obtain certifications equal in form and substance to paragraphs (I.A) through (I.D.) above from all subcontractors before it awards any subcontract. The Applicant must maintain all such subcontractors' certifications for the duration of the contract and must make such certifications promptly available to the City upon request.

**II. CERTIFICATION REGARDING NONSEGREGATED FACILITIES**

A. The Applicant does not and will not maintain or provide for its employees any segregated facilities at any of its establishments, and it does not and will not permit its employees to perform their services at any location under its control where segregated facilities are maintained. The Applicant agrees that a breach of this certification is a violation of the Equal Opportunity clause in its contract with the City.

**"Segregated facilities,"** as used in this provision, means any waiting rooms, work areas, restrooms, washrooms, restaurants and other eating areas, time clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing provided for employees, that are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, sex, or national origin because of habit, local or employee custom, or otherwise. However, separated or single-user restrooms and necessary dressing or sleeping areas must be provided to assure privacy between the sexes.

B. The Applicant will, before the award of subcontracts, obtain identical certifications from proposed subcontractors under which the subcontractor will be subject to the Equal Opportunity clause. Contracts and subcontracts exceeding \$10,000, or having an aggregate value exceeding \$10,000 in any 12-month period, are generally subject to the Equal Opportunity clause. See 41 CFR Part 60 for further information regarding the Equal Opportunity clause. The Applicant must retain the certifications required by this paragraph F for the duration of the contract and must make such certifications promptly available to the City upon request.

- C. The Applicant will forward the notice set forth below to proposed subcontractors:

**NOTICE TO PROSPECTIVE SUBCONTRACTORS OF REQUIREMENTS FOR CERTIFICATIONS OF NONSEGREGATED FACILITIES**

Subcontractors must submit to the Contractor a Certification of Nonsegregated Facilities before the award of any subcontract under which the subcontractor will be subject to the federal equal opportunity clause. The subcontractor may submit such certifications either for each subcontract or for all subcontracts during a period (e.g., quarterly, semiannually, or annually).

**III. CERTIFICATION REGARDING EQUAL EMPLOYMENT OPPORTUNITY**

Federal regulations require prospective contractors (e.g., the Applicant) and proposed subcontractors to submit the following information with their bids or in writing at the outset of negotiations.

- A. Have you developed and do you have on file affirmative action programs pursuant to applicable federal regulations? (See 41 CFR Part 60-2.)  
 Yes  No
- B. Have you participated in any previous contracts or subcontracts subject to the equal opportunity clause?  
 Yes  No
- C. Have you filed with the Joint Reporting Committee, the Director of the Office of Federal Contract Compliance Programs, or the Equal Employment Opportunity Commission all reports due under the applicable filing requirements?  
 Yes  No

**SECTION SIX: NOTICE AND ACKNOWLEDGMENT REGARDING LIVING WAGE ORDINANCE**

Section 2-92-610 of the Municipal Code ("**Living Wage Ordinance**") requires that eligible contractors (see A.1. and 2. below) pay a specified minimum living wage ("**Base Wage**") to particular categories of workers employed in connection with the performance of certain City contracts. The Living Wage Ordinance applies to any written agreement or subcontract in connection with which "the City is committed to expend or does expend funds" and "which requires in the performance thereof the employment" of those categories of workers.

The ordinance was amended to provide for a higher Base Wage and regular increases to that wage effective January 1, 2003. The amended ordinance applies to agreements predating the amendment as well as to new agreements. For purposes of this Section Six, the term "Contractor" in paragraphs A through E below means the Applicant if the Living Wage Ordinance applies to a written agreement in connection with which this EDS is submitted.

**BY CHECKING THIS BOX APPLICANT ACKNOWLEDGES AND AGREES THAT IF THIS EDS IS BEING SUBMITTED IN CONNECTION WITH A MODIFICATION TO AN EXISTING CONTRACT TO WHICH THE LIVING WAGE ORDINANCE APPLIES, THE FOLLOWING LIVING WAGE PROVISIONS WILL BECOME PART OF SUCH MODIFICATION, SUPERSEDING AND REPLACING ANY LIVING WAGE PROVISIONS THAT MAY BE CONTAINED IN SUCH MODIFICATION OR EXISTING CONTRACT.**

A. Under Section 2-92-610 of the Municipal Code the Base Wage applies for certain categories of workers employed in the performance of City contracts, specifically non-City employed security guards, parking attendants, day laborers, home and health care workers, cashiers, elevator operators, custodial workers, and clerical workers ("**Covered Employees**"). Accordingly, pursuant to Section 2-92-610 and regulations promulgated under it:

- 1) If the contractor has 25 or more full-time employees, and
- 2) If at any time during the performance of the contract the contractor and/or any subcontractor or any other entity that performs any portion of the contracted work (collectively "**Performing Parties**") uses 25 or more full-time security guards, or any number of other full-time Covered Employees, then
- 3) The contractor must pay its Covered Employees, and must assure that all other Performing Parties pay their Covered Employees, not less than the minimum "Base Wage" as determined in accordance with this provision for all work performed pursuant to the contract.

B. The contractor's obligation to pay, and to assure payment of, the Base Wage will begin at any time during the contract term when the conditions set forth in A.1 and A.2 above are met, and will continue thereafter until the end of the contract.

C. Prior to January 1, 2003, the Base Wage was \$7.60 per hour; beginning January 1, 2003, the Base Wage is \$9.05 per hour. As of July 1, 2003, and each July 1 thereafter, the Base Wage will be adjusted, using the most recent federal poverty guidelines for a family of four as published annually by the U.S. Department of Health and Human Services, to constitute the following: the poverty guidelines for a family of four divided by 2000 hours or the current base wage, whichever is higher. At all times during the term of this contract, contractor and all other Performing Parties must pay the Base Wage (as adjusted in accordance with the above). If the payment of prevailing wages is required for work or services done under this contract, and the prevailing wages for Covered Employees are higher than the Base Wage, then the contractor and all other Performing Parties must pay the prevailing wage rates.

D. The contractor must include provisions in all subcontracts requiring its subcontractors to pay the Base Wage to Covered Employees. The contractor agrees to provide the City with documentation acceptable to the Chief Procurement Officer demonstrating that all Covered Employees, whether employed by the Contractor or by a subcontractor, have been paid the Base Wage, upon the City's request for such documentation. The City may independently audit the contractor and/or subcontractors to verify compliance herewith. Failure to comply with the requirements of this Section will be an event of default under this contract, and further, failure to comply may result in ineligibility for any award of a City contract or subcontract for up to three (3) years.

E. Not-for-Profit Corporations: If the contractor is a corporation having Federal tax-exempt status under Section 501(c)(3) of the Internal Revenue Code and is recognized under Illinois not-for-profit law, then the provisions of Section A through D above do not apply.

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**RESUME:**

**All Undersigneds, including "Entities holding an interest in the Applicant" (defined on page 1 of this EDS) must complete the remainder of this EDS.**

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**SECTION SEVEN: NOTICE AND ACKNOWLEDGMENT REGARDING CITY GOVERNMENTAL ETHICS AND CAMPAIGN FINANCE ORDINANCES**

The City's Governmental Ethics and Campaign Financing Ordinances, Chapters 2-156 and 2-164 of the City's Municipal Code, impose certain duties and obligations on persons seeking City contracts, work, business, or transactions. The City of Chicago Board of Ethics has developed an ethics training program for such persons. The full text of these ordinances and the training program is available on line at [www.cityofchicago.org/Ethics/](http://www.cityofchicago.org/Ethics/), and may also be obtained from the City's Board of Ethics, 740 N. Sedgwick St., Suite 500, Chicago, IL 60610, (312) 744-9660. The following is descriptive only and does not purport to cover every aspect of Chapters 2-156 and 2-164. The Undersigned must comply fully with the applicable ordinances.

**[ X ] BY CHECKING THIS BOX THE UNDERSIGNED ACKNOWLEDGES THAT THE UNDERSIGNED UNDERSTANDS THAT THE CITY'S GOVERNMENTAL ETHICS AND CAMPAIGN FINANCING ORDINANCES, AMONG OTHER THINGS:**

- 1) Provide that any contract negotiated, entered into or performed in violation of the City's ethics laws can be voided by the City.
- 2) Limit the gifts and favors any person can give, or offer to give, to any City official, employee, contractor or candidate for elected City office or the spouse or minor child of any of them:
  - a. cannot give them any cash gift or any anonymous gift; and
  - b. cannot give any gift based on a mutual understanding that the City official's or employee's or City contractor's actions or decisions will be influenced in any way by the gift;
- 3) Prohibit any City elected official or City employee from having a financial interest, directly or indirectly, in any contract, work, transaction or business of the City, if that interest has a cost or present value of \$5,000 or more, or if that interest entitles the owner to receive more than \$2,500 per year.
- 4) Prohibit any City appointed official from engaging in any contract, work, transaction or business of the City, unless the matter is wholly unrelated to the appointed official City duties or responsibilities.

- 5) Provide that City employees and officials, or their spouses or minor children, cannot receive compensation or anything of value in return for advice or assistance on matters concerning the operation or business of the City, unless their services are wholly unrelated to their City duties and responsibilities.
- 6) Provide that former City employees and officials cannot, for a period of one year after their City employment ceases, assist or represent another on any matter involving the City if, while with the City, they were personally and substantially involved in the same matter.
- 7) Provide that former City employees and officials cannot ever assist or represent another on a City contract if, while with the City, they were personally involved in or directly supervised the formulation, negotiation, or execution of that contract.

**SECTION EIGHT: CONTRACT INCORPORATION, COMPLIANCE, PENALTIES, DISCLOSURE**

**The Undersigned understands and agrees that:**

- A. The certifications, disclosures, and acknowledgments contained in this EDS will become part of any contract awarded to the Applicant by the City in connection with the project or transaction that is the subject of this EDS, whether procurement, City assistance, or other City action, and are material inducements to the City's execution of any contract or taking other action with respect to assisting the project or transaction that is the subject of this EDS. The Undersigned understands that it must comply with the statutes, ordinances, and regulations on which this EDS is based.
- B. If the City determines that any information provided in this EDS is false, incomplete or inaccurate, any contract or other agreement in connection with which it is submitted may be void or voidable, and the City may pursue any remedies under the contract (if not void or voidable), at law, or in equity, including terminating the Undersigned's participation in the project or transaction and/or declining to allow the Undersigned to participate in other transactions with the City.
- C. Some or all of the information provided on this EDS and any attachments to this EDS may be made available to the public on the Internet, in response to a Freedom of Information Act request, or otherwise. By completing and signing this EDS, the Undersigned waives and releases any possible fights or claims which it may have against the City in connection with the public release of information contained in this EDS and also authorizes the City to verify the accuracy of any information submitted in this EDS.
- D. The Undersigned has withheld no disclosures as to economic interests in the undersigned, or undertaking, business, or transaction to which this EDS pertains nor reserved any information, data or plan as to the intended use or purpose for which it seeks City Council or other City agency action.
- E. The information provided in this EDS must be kept current. In the event of changes, the Undersigned must supplement this Affidavit, up to the time the City takes action on the bid, proposal, or other application for which this EDS is being submitted.

The McLinden Family Trust Date: April 17, 2003  
 (Print or type name of individual or legal entity submitting this EDS)

By: [Signature]  
 (sign here)

Title of signatory: Trustee

Print or type name of Signatory: John McLinden

(If signing in a Representative capacity, e.g., as an officer or agent of an Applicant or an entity holding an interest in the Applicant.)

(If signing in an individual capacity.)

County of \_\_\_\_\_  
 State of \_\_\_\_\_  
 Acknowledged under oath on [date] \_\_\_\_\_  
 Before me by \_\_\_\_\_  
 as [title] \_\_\_\_\_  
 of [firm] \_\_\_\_\_

County of COCK  
 State of ILLINOIS  
 Acknowledged under oath on [date] 4/17/03  
 Before me by JOHN MCLINDEN

[Signature]  
 Notary Public

Commission expires: \_\_\_\_\_





(Do not write below this line except to recertify prior to submission to City Council or on the date of closing. If unable to recertify truthfully, the Undersigned must complete a new EDS with correct or corrected information)

**RECERTIFICATION**

**Generally, for use with City Council matters, not for City procurements unless requested.**

This Recertification is being submitted in connection with \_\_\_\_\_ [identify the contract, work, business or transaction]. The Undersigned warrants under penalty of perjury that all certifications and statements contained in this EDS are true, accurate and complete as of the date furnished to the City and continue to be true, accurate and complete as of the date of this recertification and reaffirms its acknowledgments.

\_\_\_\_\_  
(Print or type name of individual or legal entity submitting this EDS)

Date: \_\_\_\_\_

By: \_\_\_\_\_  
(sign here)

Print or type name of signatory: \_\_\_\_\_

Title of signatory: \_\_\_\_\_

Subscribed to before me on [date] \_\_\_\_\_, at \_\_\_\_\_ County, \_\_\_\_\_ [state].

\_\_\_\_\_  
Notary Public. Commission expires: \_\_\_\_\_.