AFFIDAVIT OF NORM KLUG

STATE OF MICHIGAN )

) ss.

\_\_\_\_\_\_\_\_\_ COUNTY )

Norm Klug, being duly sworn, deposes and says:

1. My name is Norm Klug.
2. I have personal knowledge of the events and facts stated in this Affidavit, and if called upon to testify, will attest that such stated facts are true to the best of my knowledge.
3. I am employed as a mechanical inspector for the Bureau of Construction Codes, State of Michigan and I perform state mechanical inspections in and around Berrien County, Michigan. I also have access to the business records of the Bureau of Construction Codes, from which I can determine an individual’s mechanical contractor’s license number as well as information relating to building permits issued by the State of Michigan.
4. I was contacted by Mr. Tim Wells of Hometown Heating and Cooling to conduct the necessary inspection of HVAC system at AJ’s Sports Bar, 999 Pipestone Road, Benton Harbor, Michigan. The Bureau of Construction Code business records reflect Mr. Wells holds mechanical contractor license number 7115186. Mechanical permit number M400424 was issued December 28, 2012, for the HVAC system at AJ’s Sports Bar, 999 Pipestone Road, Benton Harbor, Michigan.
5. Hometown Heating and Cooling pulled mechanical permit number M400424 for the AJ’s Sport’s Bar project, and therefore any and all mechanical inspection violations would be issued by the state to Hometown Heating and Cooling, the permit holder.
6. I conducted a mechanical inspection on August 23, 2013, at AJ’s Sports Bar. All items passed mechanical inspection, except for the lack of guardrails, working platform, and access ladder, which were missing. I issued a temporary final mechanical approval pending the completion of the items mentioned above.
7. During the course of construction at AJ’s Sports Bar, Mr. Gerald Bauer of JEB Construction, the general contractor, contacted me and inquired whether Mr. Tim Wells had contacted me for the final mechanical inspection. I replied yes, but advised that final mechanical approval could not be granted until the following mechanical violations were corrected: installation of a ladder, guardrails, and working platform around the two rooftop units. Mr. Bauer informed me that these items were not Hometown Heating and Cooling’s responsibility. I told Mr. Bauer that any mechanical violations are sent to Hometown Heating and Cooling as they are the permit holder. I never spoke with Mr. Bauer again.

Further Affiant saith not:

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

Norm Klug

Subscribed and sworn to before me this \_\_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_, 201\_\_ by Norm Klug.

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Notary public, State of \_\_\_\_\_\_\_\_\_\_\_\_\_\_, County of \_\_\_\_\_\_\_\_\_\_\_\_\_\_.

My commission expires \_\_\_\_\_\_\_\_\_\_\_\_\_.

Acting in the County of \_\_\_\_\_\_\_\_\_\_\_\_\_\_.