

RELEASE OF ALL CLAIMS

That the undersigned, the City of Milwaukee (the City) via its legal representative, being of lawful age, for the sole consideration of **One Hundred Forty-nine Thousand Fifteen and One Quarter (\$149,015.25) Dollars** to the undersigned, receipt acknowledged, do and for its heirs, executors, administrators, successors and assigns, release, acquit and forever discharge Endurance American Specialty Insurance Co., Champion Environmental, Dominic Gorniak ("Releasees"), and their agents, servants, successors, heirs, executors, and administrators, corporate successors, corporate predecessors, corporate parents, affiliates, shareholders and all others of any kind, type or nature related to or associated with this corporate entity of and from any and all claims, actions, causes of action, demands, rights, damages, costs, loss of service, expenses and compensation whatsoever, which the undersigned now has or which they may hereafter accrue on account of or in any way from Releasees' involvement with the Building 38 Truss Damage and Building 36 Roof Damage related to the Century City Project for the City of Milwaukee.

It is understood and agreed that this settlement is the compromise of a doubtful and disputed claim, and that the payment made is not to be construed as an admission of liability on the part of the party or parties released, and that said Releasees deny liability therefore and intend merely to avoid litigation and buy their peace.

The undersigned declares and represents that the damages sustained are or may be permanent and progressive and that recovery therefrom is uncertain and indefinite and in making this release it is understood and agreed, that the undersigned relies wholly upon the undersigned's judgment, belief and knowledge of the nature, extent, effect and duration of said damages and liability therefore is made without reliance upon any statement or representation of the Releasees or their representatives.

This release extends to and covers any and all claims and liens for the Building 38 Truss Damage and Building 36 Roof Damage related to the Century City Project for the City of Milwaukee and the undersigned agree to assume such claims and liens, if any, and hold the Releasees harmless therefrom.

The parties covenant and agree that all amounts required to be paid under this Release are allocated to the settlement and compromise of the alleged and disputed claims for compensatory damages either foreseen or unforeseen to give finality to the parties and this Release, settles and releases all claims, future claims or causes of action.

The undersigned further declares and represents that no promise, inducement or agreement not expressed has been made to the undersigned, and that this release contains the entire agreement between the parties, and that the terms of this

release are contractual and not a mere recital.

The City's legal representative represents that he or she has valid legal authority to bind the City on this matter.

By entering into this Release, the undersigned represents that the undersigned has relied upon the legal advice of its attorneys who are the attorneys of its own choice and that the terms of this Release have been completely read and explained to it by its attorneys, and those terms are fully understood and voluntarily accepted by it.

For purposes of construction, terms and/or meaning, this Release shall be construed as drafted by Releasees and the City, mutually and equally.

This Release shall be governed by the laws of the State of Wisconsin.

THE UNDERSIGNED HAS READ THE FOREGOING RELEASE AND FULLY UNDERSTANDS IT.

Signed, sealed and delivered this ____ day of _____, _____.

CAUTION: READ BEFORE SIGNING BELOW.

, legal representative of the City of Milwaukee

On the ____ day of _____, _____, before me personally appeared _____ of _____, to me known to be the persons named and who executed the foregoing release and they acknowledged to me that they voluntarily executed the same.

*Notary Public
State of Wisconsin
My Commission expires:*