691 West Liberty Street • Medina, OH 44256 • Phone (330) 723-4050 • Fax (330) 723-4012

August 3, 2006

Gregory Russell President American Specialty Equipment, Inc. dba Excalibur Equipment, LLC 15 Daniel Road Fairfield, NJ 07004-2506

## REFERENCE: BUSINESS PRACTICES OF AMERICAN SPECIALITY EQUIPMENT

I am aware of your efforts to continue to misrepresent information regarding the status of our EX approvals issued by Factory Mutual. All of our EX-products are FM Approved and our quarterly audits are current. We will continue to provide FM authored confirmation of this information with every EX quotation we issue.

I am also aware of the numerous federal and state tax liens field in Essex County for your failure to pay your 941 Federal Withholding Taxes. As I am sure you know, 941 taxes include the amounts withheld from employees and the additional amount the business owes for Social Security and Medicare. The IRS tries to collect the money from the business AND officers and check signers known as "Responsible Persons." If the business cannot pay the taxes right away, the IRS goes hunting to collect the back taxes from the officers and owners directly.

If a business does not pay 941 taxes for three or more quarters, the IRS calls this "Pyramiding." According to the IRS website (<a href="http://www.irs.gov/compliance/enforcement/article/0,.id=106705,00.html">http://www.irs.gov/compliance/enforcement/article/0,.id=106705,00.html</a>), they define "Pyramiding" of employment taxes as a fraudulent practice where a business withholds taxes from its employees but intentionally fails to remit them to the IRS. Businesses involved in pyramiding frequently file for bankruptcy to discharge the liabilities accrued and then start a new business under a different name and begin a "new scheme."

It is apparent that you have indeed started a "new scheme" with your recent use of the company name *Excalibur Equipment, LLC* which is located at the same 15 Daniel Road, Fairfield, NJ address.

I can no longer allow your business practices to go unchallenged. Notices of Tax Liens and lawsuits are public information. I have full intentions on disclosing the details of the \$1,094,571.52 levied against American Specialty Equipment, Inc. These Tax Liens and lawsuits were uncovered during a simple search at the Essex County Courthouse this week.

I urge you to take this letter seriously and conduct yourself and your business in a professional an ethical manner.

Sincerely,

Dave Mueller President

Dave Mueller

FILE: 6051

October 20001		<del></del>	Federal Tax	For Optional L	Jsn by Recording Office
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Essex County Register Inst# 636718 BK# 145 PG# 370

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Essex County Register Inst# 986191 BK# 149 PG# 171

1008 Department of the Tressury - Internal Revenue Service Notice of Federal Tax Lien Form 668 (Y)(c) (Rev. October 2000) For Optional Use by Repording Office Serial Number Area: SMALL BUSINESS/SELF EMPLOYED AREA #3 Lien Unit Phone: (412) 395-5265 As provided by section 6321, 6322, and 6323 of the internal Revenue Code, we are giving a notice that taxes (including interest and penalties) have been assessed against the following-named taxpayer. We have made a demand for payment of this liability, but it remains unpaid. Therefore, there is a lien in favor of the United States on all property and rights to property belonging to this taxpayer for the amount of these taxes, and additional penalties, interest, and costs that may accrue. Name of Taxpayer AMERICAN SPECIALTY EQUIPMENT INC a Corporation Residence 15 DANIEL E FAIRFIELD, NJ 07004 IMPORTANT RELEASE INFORMATION: For each sessement fixed below, unless notice of the lien is refilled by the date given in column (e), this notice shall, on the day following such date, operate as a confileate of release as defined In IRC 8325(a). Unpaid Balo of Assessme Last Day for Reflent Date of Tax Period Ending identifying Number Kind of Tax **(4) (e) (b)** (c) (2) 57135.0% 11/12/2013 10/13/2003 22-3372628 06/30/2003 941 Carole A. Graves Recorded/Filed BB 8 **Essex County Regiet** 03/18/2004 10:23:1 8k 149 Pg 837 #Pgs 1 Place of Filing Office of the County Clerk 57135.01 Total Essex

NEWARK, NJ 07102 PHILADELPHIA, PA , on this, This notice was prepared and signed at 2004 15th day of January 1 1000 7 23-02-2106 leman Tite REVENUE OFFICER Signature (973) 808-0715 x5510 (NOTE: Cartificate of officer suchorized by law to take acknowledgment is not essential to the validity of Notice of Federal Tax lien

Rev. Rul. 71-486, 1971 - 2 C.B. 409)

Form 669(Y)(c) (Rev. 10-0) Form 448(Y)(4) (Rev. 10-00) CAT. NO.60025X

Part 2 - Internal Revenue Service TDA Copy

Essex County Register Inst# 990667 BK# 149 PG# 637

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Essex County Register Inst# 5124183 BK# 154 PG# 828

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Form 668 (	Z) 1008	Department of 1	he Treasury - Inte	rnal Revonue Servic	38
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## SUPERIOR COURT OF NEW JERSEY Law Division County of ESSEX COUNTY



STATE OF NEW JERSEY
Division of Taxation,
Plaintill
vs. AMERICAN SPECIALTY EQUIPMENT, INC.
Defendant,

BK 33 PG 125

Warrant of Execution

STATE OF NEW JERSEY, DIVISION OF TAXATION, COMPLIANCE ACTIVITY

WHEREAS, on 11/17/2005, a Cortificate of Debt was entered in the Superior Court of the State of New Jersey by virtue of N.J.S.A. 54:49-12 against AMERICAN SPECIALTY EQUIPMENT, INC. (Docket No.: 308:002-05) who is independent to the State of New Jersey, Division of Taxation, by reason of failure to pay taxes, penalties, interest, and costs of collection to the date hereof on the principal sums with penalty and interest as follows:

TAX TYPE / TAX LAW N.J.S.A. Corporation Business	TAX AMOUNT DUE	PENALTY	INTEREST	TOTAL
54:10A-1 et seu.	0.50	1,005,96	1,308.16	2,314.12
Gross Income/ 54A-1-1, ot seq.	22,400.03	1,491.34	2,776.60	26,668.03
Costs of Collection				4,895.00
			-	
			GRAND TOTAL	\$ 33,878.15

THEREFORE, I command you to satisfy the said sum out of the tangible and intangible personal property, maneys, choses in action, or any other personal property of AMERICAN SPECIALTY EQUIPMENT, INC. debtor in whomsoever hands the same may be; and that you do pay the morieys realized by you from such property to the said State of New Jersey, Division of Taxation, and return this execution and your proceedings thereon within 80 days after the date of its issuance to the State of New Jersey, Division of Taxation.

I further command you that within 5 days after receipt of this warrant you file with the County Clerk a copy thereof.

) further command you that, in case of a sale, you make roturn of this warrant with your proceedings thereon to said State of New Jorsey. Division of Taxation, and to the County Clerk and that you pay the said Clerk any surplus in your hands within 30 days after said sale.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal as Diroctor, Division of Taxation, State of New Jersey.

this day \_\_\_\_\_\_\_ Pursuant to N.J.S.A. 54:49-13a, this Warrant of Execution expires 60 calondar days after dockeling by the County Clerk.

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Carol O'Cleireacain Division of Taxation

CHRISTOFFER J. RURKIN

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SUPERIOR COURT OF NEW JERSEY

JUDGMENT NUMBER: DJ-275698-2005

CASE NUMBER: 200504797

DATE DOCKETED: 10/17/05

DATE OF JUDGMENT IN S.C.P.: 09/07/05

TYPE OF ACTION: FOREIGN JUDGMENT

VENUE: ESSEX

DEBT: \$ 20,973.16 DCKG: \$ 35.00

PLUS COSTS

CREDITOR(S):

KUTZNER MANUFACTURING CO INC

3255 MEETINGHOUSE RD, TELFORD, PA 18969

ATTORNEY: SCOTT L FELDMAN

103 MECHANICS ST DOYLESTOWN PA 18901

215-230-8800

DEBTOR(S):

AMERICAN SPECIALTY EQUIPMENT INC

15 DANIEL RD, FAIRFIELD, NJ 07004

JUDGMENT ENTERED IN THE COUNTY OF BUCKS, STATE OF PENNSYLVANIA AND RECORDED IN THE STATE OF NEW JERSEY UNDER THE UNIFORM ENFORCEMENT OF FOREIGN JUDGMENTS ACT.

\*\*\* End of Abstract \*\*\*

SUPERIOR COURT OF NEW JERSEY

JUDGMENT NUMBER: DJ-308002-2005

DATE DOCKETED: 11/17/05

TYPE OF ACTION: CERTIF OF DEBT

VENUE: MERCER

DEBT: \$ 48,961.33

CREDITOR(S):

DIV OF TAXATION

ATTORNEY: PRO SE

DEBTOR(S):

AMERICAN SPECIALTY EQUIPMENT INC

15 DANIEL RD, FAIRFIELD, NJ 07004

ATTORNEY: PRO SE

\*\*\* End of Abstract \*\*\*

2

SUPERIOR COURT OF NEW JERSEY

JUDGMENT NUMBER: DJ-308003-2005

DATE DOCKETED: 11/17/05

TYPE OF ACTION: CERTIF OF DEBT

VENUE: MERCER

CREDITOR(S):

DEBT: \$ 26,194.65

DIV OF TAXATION

ATTORNEY: PRO SE

DEBTOR(\$):

GREGORY B RUSSELL , SSN#:\*\*\*-\*\*-5034

12 WINDSOR DR, PINE BROOK, NJ 07058-9620

ATTORNEY: PRO SE

D/B/A

AMERICAN SPECIALTY EQUIPMENT INC

(No Address)

\*\*\* End of Abstract \*\*\*

SUPERIOR COURT OF NEW JERSEY

JUDGMENT NUMBER: DJ-335215-2005

DATE DOCKETED: 12/27/05

TYPE OF ACTION: CERTIF OF DEBT

VENUE: MERCER

DEBT: \$ 114,655.38

W/ INT FROM: 12/13/05

CREDITOR(S):

STATE OF NEW JERSEY

DEBTOR(S):

AMERICAN SPECIALTY EQUIPMENT INC , EIN#:02-23372628 15 DANIEL RD, FAIRFIELD, NJ 07004

\_\_\_\_\_ DEBT CERTIFIED TO THE CLERK OF THE SUPERIOR COURT BY THE DEPARTMENT OF LABOR, DIVISION OF EMPLOYER ACCOUNTS, UNDER THE PROVISIONS OF THE UNEMPLOYMENT COMPENSATION LAW. \*\*\* End of Abstract \*\*\*

RE: ATS-6632

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SUPERIOR COURT OF NEW JERSEY

JUDGMENT NUMBER: DJ-308003-2005

DATE DOCKETED: 11/17/05

TYPE OF ACTION: CERTIF OF DEBT

VENUE: MERCER

DEBT: \$ 26,194.65

CREDITOR(S):

DIV OF TAXATION

ATTORNEY: PRO SE

DEBTOR(S):

GREGORY B RUSSELL , SSN#:\*\*\*-\*\*-5034

12 WINDSOR DR, PINE BROOK, NJ 07058-9620

ATTORNEY: PRO SE

D/B/A

AMERICAN SPECIALTY EQUIPMENT INC

(No Address)

\*\*\* End of Abstract \*\*\*

SUPERIOR COURT OF NEW JERSEY

JUDGMENT NUMBER: DJ-335215-2005

DATE DOCKETED: 12/27/05

TYPE OF ACTION: CERTIF OF DEBT

VENUE: MERCER

DEBT: \$ 114,655.38 W/ INT FROM: 12/13/05

CREDITOR(\$):

STATE OF NEW JERSEY

DEBTOR (S):

AMERICAN SPECIALTY EQUIPMENT INC , EIN#:02-23372628 15 DANIEL RD, FAIRFIELD, NJ 07004

DEBT CERTIFIED TO THE CLERK OF THE SUPERIOR COURT BY THE DEPARTMENT OF LABOR, DIVISION OF EMPLOYER ACCOUNTS, UNDER THE PROVISIONS OF THE UNEMPLOYMENT COMPENSATION LAW.

\*\*\* End of Abstract \*\*\*

RN06-206-08489 RE: ATS-6632 575-4848-97

SUPERIOR COURT OF NEW JERSEY

JUDGMENT NUMBER: DJ-275698-2005 CASE NUMBER: 200504797

DATE DOCKETED: 10/17/05 DATE OF JUDGMENT IN S.C.P.: 09/07/05

TYPE OF ACTION: FOREIGN JUDGMENT

**VENUE:** ESSEX

20,973.16 DEBT: \$

DCKG: \$ PLUS COSTS

CREDITOR(S):

KUTZNER MANUFACTURING CO INC

3255 MEETINGHOUSE RD, TELFORD, PA 18969

ATTORNEY: SCOTT L FELDMAN 103 MECHANICS ST DOYLESTOWN PA 18901

215-230-8800

DEBTOR(S):

AMERICAN SPECIALTY EQUIPMENT INC

15 DANIEL RD, FAIRFIELD, NJ 07004

JUDGMENT ENTERED IN THE COUNTY OF BUCKS, STATE OF PENNSYLVANIA AND RECORDED IN THE STATE OF NEW JERSEY UNDER THE UNIFORM ENFORCEMENT OF FOREIGN JUDGMENTS ACT.

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\*\*\* End of Abstract \*\*\*

SUPERIOR COURT OF NEW JERSEY

JUDGMENT NUMBER: DJ-308002-2005

DATE DOCKETED: 11/17/05

TYPE OF ACTION: CERTIF OF DEBT

VENUE: MERCER

DEBT: \$ 48,961.33

CREDITOR(S):

DIV OF TAXATION

ATTORNEY: PRO SE

AMERICAN SPECIALTY EQUIPMENT INC

15 DANIEL RD, FAIRFIELD, NJ 07004

ATTORNEY: PRO SE

\*\*\* End of Abstract \*\*\*

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## SUPERIOR COURT OF NEW JERSEY Law Division

County of ESSEX COUNTY



STATE OF NEW JERSEY Division of Taxation, Plainliff YS. AMERICAN SPECIALTY EQUIPMENT, INC. Defendant.

Warrant σſ Execution

STATE OF NEW JERSEY, DIVISION OF TAXATION, COMPLIANCE ACTIVITY

WHEREAS, on 11/17/2005, a Cortificate of Debt was entered in the Superior Court of the State of New Jersey by virtue of N.J.S.A. 54:49-12 against AMERICAN SPECIALTY EQUIPMENT, INC. (Docket No.: 208,002-05) who is independent to the State of New Jersey, Division of Taxation, by reason of failure to pay taxes, penalties, interest, and costs of collection to the date hereof on the principal sums with penalty and interest as follows:

			GRAND TOTAL	\$ 33,878.15
Costs of Collection				4,898,00
Gross Income/ 54A-1-1, et seq.	22,400.03	1,491.34	2,776.68	26,868.03
Corporation Business 54:10A-1 et seq.	0.00	1,005,96	1,308.16	<u>TOTAL</u> 2,314.12
TAX TYPE / TAX LAW N.J.S.A	TAX AMOUNT DUE	PENALTY	INTEREST	

THEREFORE, I command you to satisfy the said sum out of the tangible and intangible personal property, moneys, choses in action, or any other personal property of AMERICAN SPECIALTY EQUIPMENT, INC. debtor in whomsnever hands the same may be; and that you do pay the moneys realized by you from such property to the said the date of New Jersey, Division of Taxation, and return this execution and your proceedings thereon within 80 days after the date of its issuance to the State of New Jersey, Division of Taxation.

I further command you that within 5 days after receipt of this warrant you file with the County Clerk a copy thereof.

I further command you that, In case of a sale, you make roturn of this warrant with your proceedings thereon to said State of New Jorsey. Division of Taxation, and to the County Clerk and that you pay the said Clerk any surplus in your hands within 30 days after said sale,

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal as Director, Division of Taxation, State

this day Pursuant to N.J.S.A. 54:49-13a, this Warrant of Execution expires 60 calondar days after docketing by the County Clerk.

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