

OHIO TURNPIKE COMMISSION

**Resolution Directing that Legal Proceedings be Initiated
against Advanced Restaurant Concepts, Inc. and/or Gladieux Enterprises, Inc.
to Recover Amounts Owed the Commission**

WHEREAS, on June 14, 1999, by Resolution No. 21-1999, the Commission awarded a contract to Advanced Restaurant Concepts, Inc. ("ARCI") of Toledo, Ohio for the operation of the food concessions and/or retail gift shops of Units 1, 2, 3 and 5 at the Commission's Great Lakes and Towpath Service Plazas under Contract TR-8B for an initial term of five (5) years; and

WHEREAS, Advanced Restaurant Concepts, Inc. failed to conduct its operations of Units #1, 2, 3 and 5 in accordance with the terms, conditions and provisions of the subject contract; and

WHEREAS, the Commission rescinded the award of Contract TR-8B to Advanced Restaurant Concepts, Inc. by Resolution No. 7-2003 passed on March 17, 2003; and

WHEREAS, the Commission has been advised by its general counsel that Advanced Restaurant Concepts, Inc. owes the Commission the amount of **\$584,426.80**; and

WHEREAS, the Commission has been advised by its general counsel that Advanced Restaurant Concepts, Inc. is a wholly owned subsidiary of Gladieux Enterprises, Inc.; and

WHEREAS, the Commission has been advised by its general counsel that Advanced Restaurant Concepts and Gladieux Enterprises have not responded to the demand letters requesting payment of the amount owing and due the Commission.

NOW, THEREFORE, BE IT

RESOLVED that legal proceedings be begun and prosecuted to enforce the terms and conditions of the prior contract between Advanced Restaurant Concepts, Inc. of Toledo, Ohio and the Commission; and

FURTHER RESOLVED that the general counsel be, and she is hereby instructed to do or cause to be done all things that may be appropriate or necessary, whether by agreement or through legal proceedings, to ensure the recovery of amounts owed the Commission by Advanced Restaurant Concepts, Inc. and Gladieux Enterprises, Inc.

(Resolution No. 14- 2004 adopted March 15, 2004)

I, Gary C. Suhadolnik, Assistant Secretary-Treasurer of the Ohio Turnpike Commission, do hereby certify that the above is a true copy of the aforesaid resolution which was duly adopted at a meeting of the Commission, duly called for and convened and held on March 15, 2004, at which a quorum was at all times present and voting.

WITNESS my hand and the seal of the Ohio Turnpike Commission on this 15th day of March, 2004.

Gary C. Suhadolnik
Assistant Secretary-Treasurer