COUNTY OF MONROE
COMIDA
INDUSTRIAL DEVELOPMENT AGENCY
APPLICATION FOR ASSUMPTION

Each applicant seeking assumption of an existing Project must complete this form and provide additional information if requested. A non-refundable application fee of $350 must be included with this application. Make check payable to COMIDA. If assumption is approved, assumption will require preparation of legal documentation and a fee of $2,000 plus legal costs.

Please answer all questions. Use "None" or "Not Applicable" where necessary. Information in this application may be subject to public review under New York State Law, except for information that is considered deniable by the Freedom of Information Law. This form is available online at www.monroecountyida.org.

I. PROJECT

a. Address
   100 Isla Way
   Sweden, NY 14420
   City/State/Zip
   TAX ID No.
   Part of 068.03-1-18.11]

b. Current Project Owner
   TOP CAPITAL OF NEW YORK BROCKPORT, L

c. Does Applicant contemplate any changes in use or tenancy of the project? YES [ ] NO [X]
   If YES, provide information on additional pages.

II. APPLICANT

a. Name
   LLC to be formed

b. Owners of 20% or more Applicant Company
   Antonio Cillino
   Alan Adams
   Joseph Rowley

Do any of these owners currently own property within Monroe County New York? YES [ ] NO [X]

III. APPLICANT Legal Counsel

Name
Michael Overmeyer
Firm
Lippes Mathias LLP
Address
400 Linden Oaks, Suite 150
City/State/Zip
Rochester, NY 14625
Telephone #
585.770.7590 ext. 1801
Email
movermyer@lippes.com

IV. CERTIFICATION

Current Project Owner represents that (i) it is not in default under any documents executed in connection with the Project being assigned; (ii) Assignee must agree to assume Current Project Owner's rights, interest, duties, obligations and liability set forth in any documents executed in connection with the Project being assigned; and (iii) Assignee will pay all fees of the Agency and its counsel in connection with the assignment of said Project.

Signed:

Current Project Owner:
Louis Giardino Member

Member
3/18/2

Name, Title
Date

Assignee:

Tony Cillino Member

Name, Title
Date

1150 City Place, 50 West Main Street, Rochester, New York 14614
(585) 753-3000 Fax (585) 753-2002 www.monroecountyida.org