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Minute Order Form (rev. 12/90)

UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF ILLINOIS

Name of Assigned Judge or Magistrate Judge	ROBERT W. GETTLEMAN	Sitting Judge if Other Than Assigned Judge	
Case Number	01 C 3974	Date	Nov. 14, 2001
Case Title	Chicago District Council v Kitty Lee		

[In the following box (a) indicate the party filing the motion, e.g., plaintiff, defendant, 3rd-party plaintiff, and (b) state briefly the nature of the motion being presented.]

MOTION:

DOCKET ENTRY:

(1)	<input type="checkbox"/>	Filed motion of [use listing in "MOTION" box above]
(2)	<input type="checkbox"/>	Brief in support of motion due _____
(3)	<input type="checkbox"/>	Answer brief to motion due _____ Reply to answer brief due _____
(4)	<input type="checkbox"/>	<input type="checkbox"/> Ruling on _____ set for _____ at _____ <input type="checkbox"/> Hearing
(5)	<input type="checkbox"/>	Status hearing <input type="checkbox"/> held <input type="checkbox"/> continued to <input type="checkbox"/> set for <input type="checkbox"/> re-set for _____ at _____
(6)	<input type="checkbox"/>	Pretrial conf. <input type="checkbox"/> held <input type="checkbox"/> continued to <input type="checkbox"/> set for <input type="checkbox"/> re-set for _____ at _____
(7)	<input type="checkbox"/>	Trial <input type="checkbox"/> Set for <input type="checkbox"/> re-set for _____ at _____
(8)	<input type="checkbox"/>	<input type="checkbox"/> Bench Trial <input type="checkbox"/> Jury Trial <input type="checkbox"/> Hearing held and continued to _____ at _____
(9)	<input type="checkbox"/>	This case is dismissed <input type="checkbox"/> without <input type="checkbox"/> with prejudice and without costs <input type="checkbox"/> by agreement <input type="checkbox"/> pursuant to <input type="checkbox"/> FRCP 4(j) (failure to serve) <input type="checkbox"/> General Rule 21 (want of prosecution) <input type="checkbox"/> FRCP 41(a)(1) <input type="checkbox"/> FRCP 41(a)(2)
(10)	<input checked="" type="checkbox"/>	[Other docket entry]

**Plaintiffs' motion for entry of judgment for sums certain is granted.
Judgment is entered in favor of plaintiffs and against defendant in the
sum of \$11,020.62.**

(11) [For further detail see order on the reverse of order attached to the original minute order form.]

<input checked="" type="checkbox"/> No notices required, advised in open court. <input type="checkbox"/> No notices required. <input type="checkbox"/> Notices mailed by judge's staff. <input type="checkbox"/> Notified counsel by telephone. <input type="checkbox"/> Docketing to mail notices. <input type="checkbox"/> Mail AD 450 form. <input type="checkbox"/> Copy to judge/magistrate Judge.	FOR DOCKETING NOV 15 2001 01 NOV 15 PM 12: 22 ew	number of notices date docketed docketing dpty. initials date mailed notice mailing dpty. initials	Document # 4
<input checked="" type="checkbox"/> courtroom deputy's initials	Date/time received in central Clerk's Office		

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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

DOCKETED

NOV 15 2001

CHICAGO DISTRICT COUNCIL OF CARPENTERS)
PENSION FUND and its Trustees, EARL J. OLIVER,)
JEFFERY ISAACSON, KENNETH BORG, ROBERT)
QUANSTROM, DOUGLAS E. BANNISTER, RICHARD A.)
BAGGIO, MELVIN GRAY, BENJAMIN A. JOHNSTON,)
THOMAS D. COLEMAN, JR., and J. STANLEY PEPPER,)
CHICAGO DISTRICT COUNCIL OF CARPENTERS)
WELFARE FUND, and its Trustees, EARL J. OLIVER,)
JEFFERY ISAACSON, KENNETH BORG, ROBERT)
QUANSTROM, DOUGLAS E. BANNISTER, RICHARD A.)
BAGGIO, MELVIN GRAY, BENJAMIN A. JOHNSTON,)
THOMAS D. COLEMAN, JR., and J. STANLEY PEPPER,)
and the CHICAGO AND NORTHEAST ILLINOIS)
DISTRICT COUNCIL OF CARPENTERS APPRENTICE)
AND TRAINEE PROGRAM and its Trustees, EARL)
J. OLIVER, JEFFREY ISAACSON, BRUCE A. NELSON,)
KENNETH BORG, RANDY MEYER, J. DAVID PEPPER,)
RICHARD A. BAGGIO, WILLIAM E. O'NEIL, ROBERT)
J. CORRIGAN and TODD HARRIS,)

Plaintiffs,

No. 01 C 3974

v.

Judge Robert W. Gettleman

KITTY LEE d/b/a PERFORMANCE OFFICE PRODUCTS)
& SERVICES,)

Magistrate Judge Geraldine)
Seat Brown)

Defendant.)

ORDER

WHEREAS, the Plaintiffs, CHICAGO DISTRICT COUNCIL OF CARPENTERS
PENSION FUND and its trustees ("PENSION FUND"), CHICAGO DISTRICT COUNCIL OF
CARPENTERS WELFARE FUND and its trustees ("WELFARE FUND"), and the CHICAGO
AND NORTHEAST ILLINOIS DISTRICT COUNCIL OF CARPENTERS APPRENTICE AND

TRAINEE PROGRAM and its trustees ("TRAINEE FUND") (hereinafter, collectively the "Trust Funds"), filed their Complaint on May 30, 2001, obtained Service of Summons on June 27, 2001 and filed the affidavit of service on July 12, 2001.

WHEREAS, the Defendant has failed to appear, answer or otherwise plead.

WHEREAS, the Trust Funds have brought this action to enforce the Trust Funds' rights under the Collective Bargaining Agreements to which the Defendant agreed in March 1999.

WHEREAS, pursuant to the Collective Bargaining Agreements, the Defendant is liable to the Trust Funds for:

(a) fringe benefit contributions to the Welfare Fund in the amount of \$1,831.95, to the Pension Fund in the amount of \$1,010.45 and to the Trainee Fund in the amount of \$86.26;

(b) liquidated damages to the Welfare Fund in the amount of \$366.39, to the Pension Fund in the amount of \$202.09 and to the Trainee Fund in the amount of \$17.25;

(c) interest to the Welfare Fund in the amount of \$449.40, to the Pension Fund in the amount of \$247.87 and to the Trainee Fund in the amount of \$21.19;

(d) attorneys' fees, court costs and expenses in the amount of \$1,558.76 incurred by the Welfare Fund; \$1,558.76 incurred by the Pension Fund, and \$1,558.75 incurred by the Trainee Fund to enforce this action and all future costs and attorneys' fees incurred in enforcing this judgment; and

(e) auditors' fees and expenses in the amount of \$703.84 incurred by the Welfare Fund, \$703.83 incurred by the Pension Fund and \$703.83 incurred by the Trainee Fund.

NOW THEREFORE, upon application of the Trust Funds and for good cause shown, a default is hereby entered against the Defendant for Declaratory Relief in the above-styled action;

and

IT IS HEREBY ORDERED, ADJUDGED AND DECREED THAT THE DEFENDANT IS ORDERED to pay the Pension Fund, the Welfare Fund and the Trainee Fund \$11,020.62 as follows:

- (a) to pay fringe benefit contributions to the Welfare Fund in the amount of \$1,831.95 to the Pension Fund in the amount of \$1,010.45, and to the Trainee Fund in the amount of \$86.26;
- (b) to pay liquidated damages to the Welfare Fund in the amount of \$366.39, to the Pension Fund in the amount of \$202.09, and to the Trainee Fund in the amount of \$17.25;
- (c) to pay interest to the Welfare Fund in the amount of \$449.40, to the Pension Fund in the amount of \$247.87, and to the Trainee Fund in the amount of \$21.19;
- (e) to pay attorneys' fees, court costs and expenses in the amount \$1,558.76 incurred by the Welfare Fund, \$1,558.75 incurred by the Pension Fund, and \$1,558.75 incurred by the Trainee Fund to enforce this action and all future costs and attorneys' fees incurred in enforcing this judgment;
- (f) to pay auditors' fees and expenses in the amount of \$703.84 incurred by the Welfare Fund, \$703.83 incurred by the Pension Fund, and \$703.83 incurred by the Trainee Fund;

IT IS FURTHER ORDERED THAT the Trust Funds have such other relief as the Court deems just and equitable.

Dated: NOV. 14, 2001

Robert W. Gettleman

Judge Gettleman