

CERTIFIED COPY (Rev. 6/85)

United States District Court

Northern District of Illinois

Eastern Division

I, H. Stuart Cunningham, Clerk of the United States District Court for the Northern District of Illinois, do hereby attest and certify that the annexed document is a full, true, and correct copy of the original(s) on file in my office and in my legal custody.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed the seal of the aforesaid Court at Chicago, Illinois on 10-25-89.

H. STUART CUNNINGHAM

CLERK

By: Dorothy Rudul

Deputy Clerk

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UNITED STATES DISTRICT COURT, NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION

Name of Assigned Judge or Magistrate	JAMES B. MORAN	Sitting Judge/Mag. If Other Than Assigned Judge/Mag.	
Case Number	87 C 7721	Date	Oct 20, 1989
Case Title	SHEET METAL WORKERS LOCAL 73 ETC. ET AL. VS WESTERN HEATING & AIR ETC.		

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

Set for Microfilming

OCT 24 1989

Filed on OCT 25 1989

DOCKET ENTRY: (The balance of this form is reserved for notations by court staff.)

(1) Judgment is entered as follows: (2) [Other docket entry:]

Enter Order Granting Motion for Summary Judgment. Enter Judgment Order. **IT IS HEREBY**

ORDERED that a money judgment is entered in favor of all plaintiffs and against defendant Western Heating & Air Conditioning Co., Inc. in the amount of ~~\$2300.00~~ \$4,590.07.

(3) Filed motion of [use listing in "MOTION" box above].

(4) Brief in support of motion due _____

(5) Answer brief to motion due _____ Reply to answer brief due _____

(6) Hearing on _____ set for _____ at _____

(7) Status hearing held continued to set for reset for _____ at _____

(8) Pretrial conference held continued to set for reset for _____ at _____

(9) Trial set for reset for _____ at _____

(10) Bench trial Jury trial Hearing held and continued to _____ at _____

(11) This case is dismissed without with prejudice and without costs by agreement pursuant to FRCP 4(j) (failure to serve) General Rule 21 (want of prosecution) FRCP 41(a) (1) FRCP 41(a)(2)

(12) (For further detail see order on the reverse of order attached to the original minute order form)

<input checked="" type="checkbox"/> No notices required. <input checked="" type="checkbox"/> Notices mailed by judge's staff. <input checked="" type="checkbox"/> Notified counsel by telephone. <input checked="" type="checkbox"/> Docketing to mail notices. <input checked="" type="checkbox"/> Mail AO 450 form. <input checked="" type="checkbox"/> Copy to judge/magistrate.	courtroom deputy's initials <i>[Signature]</i>	RECEIVED 89 OCT 23 11 09 AM Date/time received in central Clerk's Office	2 number of notices	Document # 39	
			OCT 24 1989 date docketed		<i>[Signature]</i> docketing dpty. initials
			OCT 24 1989 date mtd. notices		<i>[Signature]</i> mailing dpty. initials

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

DOCKETED
OCT 24 1989

SHEET METAL WORKERS' LOCAL 73 PENSION FUND, the)
SHEET METAL WORKERS' LOCAL 73 WELFARE FUND, the)
SHEET METAL WORKERS' LOCAL 73 APPRENTICE AND)
JOURNEYMEN'S TRAINING FUND, the SHEET METAL)
WORKERS' NATIONAL TRAINING FUND, the METROPOLITAN)
CHICAGO LAND SHEET METAL INDUSTRY FUND, and the)
SHEET METAL WORKERS' SAVINGS PLAN,)

TIMOTHY ROCHE, RICHARD HEJZA AND THOMAS BREakey,)
as Union Trustees of the SHEET METAL WORKERS')
LOCAL 73 PENSION FUND, SHEET METAL WORKERS' LOCAL)
73 WELFARE FUND, and SHEET METAL WORKERS' LOCAL)
73 APPRENTICE AND JOURNEYMEN'S TRAINING FUND,)

JACK DWORTZ, WILSON BROWN AND LAWRENCE NELSON as)
Employers' Trustees of the SHEET METAL WORKERS')
LOCAL 73 PENSION FUND,)

JAMES SMERZ, ROBERT SCHMIDT AND ROBERT NASH as)
Employers' Trustees of the SHEET METAL WORKERS')
LOCAL 73 WELFARE FUND,)

PETER PEZZATI, JR., DON SMITH AND JACK DWORTZ)
as Employers' Trustees of the SHEET METAL)
WORKERS' LOCAL 73 APPRENTICE AND JOURNEYMEN'S)
TRAINING FUND,)

Plaintiffs,

vs.

WESTERN HEATING & AIR CONDITIONING CO., INC.
an Illinois Corporation,

Defendant.

CIVIL ACTION

JUDGE MORAN

NO 87 C 7721

ORDER GRANTING MOTION FOR SUMMARY JUDGMENT

A motion having been made by the Plaintiffs herein
for Summary Judgment for the relief demanded in Count III of
the Complaint on the ground that there is no genuine issue as

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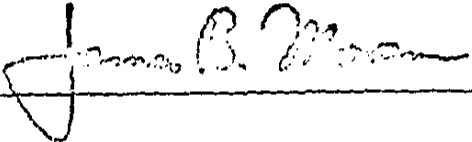
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to any material fact and that the Plaintiffs are entitled to judgment as a matter of law.

Now, on considering the Plaintiffs' Motion and Affidavits; and Defendant not having filed a response, and due consideration having been had,

IT IS HEREBY ORDERED that Plaintiffs' motion be and the same hereby is granted and that judgment be entered herein in favor of the Plaintiffs' for \$4,590.07.

ENTERED:



DATED: 10/20/89

Daley and George, Ltd.
Attorneys for Plaintiff
100 West Monroe Street
Suite 500
Chicago, Illinois 60603
(312) 726-8797
Firm I.D. No. 80218

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

SHEET METAL WORKERS' LOCAL 73 PENSION FUND, the)
SHEET METAL WORKERS' LOCAL 73 WELFARE FUND, the)
SHEET METAL WORKERS' LOCAL 73 APPRENTICE AND)
JOURNEYMEN'S TRAINING FUND, the SHEET METAL)
WORKERS' NATIONAL TRAINING FUND, the METROPOLITAN)
CHICAGOLAND SHEET METAL INDUSTRY FUND, and the)
SHEET METAL WORKERS' SAVINGS PLAN,)

TIMOTHY ROCHE, RICHARD HEJZA AND THOMAS BREAKEY,)
as Union Trustees of the SHEET METAL WORKERS')
LOCAL 73 PENSION FUND, SHEET METAL WORKERS' LOCAL)
73 WELFARE FUND, and SHEET METAL WORKERS' LOCAL)
73 APPRENTICE AND JOURNEYMEN'S TRAINING FUND,)

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LOCAL 73 PENSION FUND,)

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Employers' Trustees of the SHEET METAL WORKERS')
LOCAL 73 WELFARE FUND,)

PETER PEZZATI, JR., DON SMITH AND JACK DWORTZ)
as Employers' Trustees of the SHEET METAL)
WORKERS' LOCAL 73 APPRENTICE AND JOURNEYMEN'S)
TRAINING FUND,)

Plaintiffs,)

vs.)

WESTERN HEATING & AIR CONDITIONING CO., INC.)
an Illinois Corporation,)

Defendant.)

Doc 7
087 24 198

CIVIL ACTION

JUDGE MORAN

NO 87 C 772

JUDGMENT

A motion by the above-named Plaintiffs for Summary
Judgment in their favor for \$4,590.07, having been duly
brought on to be heard, and the Court having made an order
pursuant thereto granting the Plaintiffs' Motion and

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directing that judgment be entered herein in the Plaintiffs' favor for \$4,590.07 including attorneys' fees and costs,

IT IS HEREBY ORDERED that a Money Judgment is entered in favor of all Plaintiffs and against Defendant WESTERN HEATING & AIR CONDITIONING CO., INC. in the amount of \$4,590.07

ENTERED:

James B. Moran

DATED: 10/20/79

Daley and George, Ltd.
Attorneys for Plaintiff
100 West Monroe Street
Suite 500
Chicago, Illinois 60603
(312) 726-8797
Firm I.D. No. 80218

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AO 450 (Rev. 5/85) Judgment in a Civil Case @

United States District Court

NORTHERN DISTRICT OF ILLINOIS

Eastern Division

SHEET METAL WORKERS LOCAL 73 ETC

JUDGMENT IN A CIVIL CASE

v.
WESTERN HEATING & AIR ETC.

CASE NUMBER: 87 C 7721

Jury Verdict. This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

Decision by Court. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED

That a money judgment is entered in favor of all plaintiffs and against defendant in the amount of \$4,590.07.

-89-509671

October 20, 1989
Date

H. STUART CUNNINGHAM
Clerk
Willie A. Haynes
Willie A. Haynes
(By) Deputy Clerk

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Mail to:

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Daley + George Ltd
100 W. Monroe St
Suite 500
Chicago, IL 60603
Attn: Bob O



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