

AO 440 (Rev. 05/00) Summons in a Civil Action

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS

SUMMONS IN A CIVIL CASE

LABORERS' PENSION FUND AND LABORERS'  
WELFARE FUND OF THE HEALTH AND  
WELFARE DEPARTMENT, ETC., ET AL.,

V.

TMC CONTRACTORS, INC., also d/b/a TMC  
CONTRACTORS, INC. OF ILLINOIS, AND  
KEVIN THOMAS, ind.

CAS: **06CV2184**  
ASS: **JUDGE ANDERSEN**  
**MAG. JUDGE ASHMAN**  
DESIGNATED  
MAGISTRATE JUDGE:

TO: (Name and address of Defendant)

TMC Contractors, Inc., also d/b/a TMC Contractors, Inc. of Illinois  
c/o Kevin Thomas, Registered Agent  
1110 S. Delaware Street  
Gary, IN 46047-1417

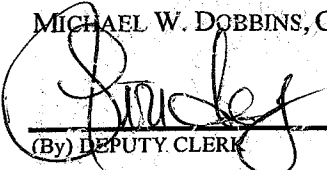
**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Patrick T. Wallace, Jerrod Olszewski,  
Christina Krivanek, Amy Carollo  
Office of Fund Counsel  
53 W. Jackson Blvd., Suite 550  
Chicago, IL 60604



an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

MICHAEL W. DOBBINS, CLERK

  
\_\_\_\_\_  
(By) DEPUTY CLERK

April 19, 2006

\_\_\_\_\_  
DATE

LISA EVERETT

COURT CASE NO. 06CV 2194

deposes and says that he/she is over the age of 18 and not a party to this action.

I. Personal service in that the above documents were personally served upon the defendant.

<u>(PERSONAL SERVICE) DEFENDANT OR DIRECT TO:</u>	<u>DESCRIPTION</u>	<u>DATE/TIME</u>
(Name) _____	Male/Female _____	_____
(Address Served) _____	Ht. _____	_____
(City, State, Zip) _____	Wt. _____	_____
	Race _____	_____
	Age _____	_____

II. (Substituted Service) Individual defendants abode by leaving a copy at the usual place of abode of each individual defendant with a person of his family of the age of 13 years or upward, informing that person of its contents and also by sending a copy in a sealed envelope with postage fully prepaid, addressed to each individual defendant at his usual place of abode, as follows:

<u>(SUBSTITUTED SERVICE) PERSON LEFT WITH</u>	<u>DESCRIPTION</u>	<u>DATE/TIME</u>
(Name) <u>KEVIN THOMAS</u> , <u>AGENT</u>	Male/Female <u>Male</u>	_____
(Address) <u>401 S. HAMILTON STREET</u>	Ht. <u>6'0"</u>	_____
(City, State) <u>GARY IN 46403</u>	Wt. <u>180</u>	_____
	Race <u>BLACK</u>	_____
	Age <u>35</u>	_____
		(Date Mailed) _____

III. CORPORATE SERVICE: By leaving a copy with (named individual) \_\_\_\_\_ (title) \_\_\_\_\_, and authorized to accept on behalf of said corporation, as follows:

<u>(CORPORATE SERVICE) DEFENDANT CORPORATION</u>	<u>DATE/TIME</u>
(Corp. Name) <u>TMC CONTRACTORS INC.</u>	<u>5/10/06</u>
(Address) <u>401 S. HAMILTON STREET</u>	<u>355pm</u>
(City, State) <u>GARY IN 46403</u>	

IV. That he/she was unable to serve the above-named defendant at the following listed address (es) for the following detailed reasons:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Under penalties as provided by law pursuant to Section 1-109 of the Code of Civil Procedure, the undersigned certifies that the statements set forth in this instrument are true and correct, except as to such matters therein stated to be on information and belief and as to such matters the undersigned certifies as aforesaid that he verily believes the same to be true.

5/10/06  
Dated

Lisa Everett  
(Server Signature)