

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

TRUSTEES OF THE SUBURBAN TEAMSTERS	)	
OF NORTHERN ILLINOIS PENSION FUND	)	
AND WELFARE FUNDS,	)	
	)	
Plaintiff,	)	
	)	No. 08 C 4955
v.	)	
	)	Judge Guzman
	)	
BIG O TRUCKS, INCORPORATED	)	Magistrate Judge Cole
an Illinois corporation	)	
	)	
Defendant.	)	

MOTION FOR JUDGMENT IN SUM CERTAIN

NOW COMES the Plaintiff, TRUSTEES OF THE SUBURBAN TEAMSTERS OF NORTHERN ILLINOIS WELFARE AND PENSION FUND, by and through its attorney, JOHN J. TOOMEY, ARNOLD AND KADJAN, and pursuant to FRCP 55 move for entry of a default judgment in sum certain as stated in this Complaint and the supporting Affidavits attached hereto. In support of its Motion, Plaintiffs state as follows:

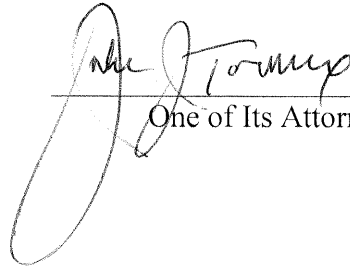
1. Suit was filed on August 29, 2008 for collection of delinquent contributions, attorneys' fees, costs and interest under 29 U.S.C. 1132(g)(2).
2. Corporate service upon the Defendant, BIG O TRUCKS INCORPORATED, an Illinois corporation, through the Illinois Secretary of State, on September 26 2008 and a copy of the proof of service was filed with the court on October 1, 2008.
3. Defendant is now in default as to the Complaint and as supported by the attached Affidavits the sums due are:

\$6,361.94	Welfare
\$4,876.06	Pension
\$925.00	Attorneys fees
<u>\$425.00</u>	Court costs
\$12,588.00	

WHEREFORE, Plaintiff prays for the entry of judgment against Defendant, BIG O TRUCKS, INCORPORATED, an Illinois corporation, and in favor of Plaintiffs, TRUSTEES OF THE SUBURBAN TEAMSTERS OF NORTHERN ILLINOIS WELFARE AND PENSION FUNDS in the amount of \$12,588.00.

TRUSTEES OF THE SUBURBAN TEAMSTERS  
OF NORTHERN ILLINOIS WELFARE AND  
PENSION FUNDS

By:



\_\_\_\_\_  
One of Its Attorneys

JOHN J. TOOMEY  
ARNOLD AND KADJAN  
19 W. Jackson Boulevard  
Chicago, Illinois 60604  
(312) 236-0415

RECEIVED

DEC 08 2008

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF ILLINOIS  
SUMMONS IN A CIVIL CASE

MICHAEL W. DOBBINS  
CLERK, U.S. DISTRICT COURT

TRUSTEES OF THE SUBURBAN  
TEAMSTERS OF NORTHERN ILLINOIS  
WELFARE AND PENSION FUNDS,

) Docket Number: 08 C 4955

) Judge Guzman

v.

) Magistrate Judge Cole

BIG O TRUCKS, INCORPORATED, an  
Illinois corporation

TO: (Name and address of defendant)

BIG O TRUCKS, INCORPORATED,  
an Illinois corporation  
c/o Its Registered Agent  
Rudy Luevano  
341 Independence Boulevard  
Romeoville, Illinois 60446

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY:

JOHN J. TOOMEY  
ARNOLD AND KADJAN  
19 W. Jackson Boulevard, Suite 300  
Chicago, Illinois 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

DEC 08 2008

Michael W. Dobbins, Clerk

Date

*Anya Ellis*  
\_\_\_\_\_  
(by) Deputy Clerk

### RETURN OF SERVICE

Service of the Summons and Complaint was made by me.

DATE: 12/9/08 @ 11:05 am  
TITLE: Process Server

NAME OF SERVER (PRINT) Brian Riebel

Check one box below to indicate appropriate method of service.

Served personally upon the defendant. Place where served: Served Big O Trucks of Reg  
Agent Rudy Lewand at accounting office:  
341 Independence Blvd. Romeville Ga. TW/m 50-55  
discretion then residing therein. blackbar  
Name of person with whom the summons and complaint were left: \_\_\_\_\_

Returned unexecuted: \_\_\_\_\_

Other (specify): \_\_\_\_\_

### STATEMENT OF SERVICES FEES

TRAVEL	SERVICES	TOTAL

### DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 12/9/08  
Date

[Signature]  
Signature of Server  
\_\_\_\_\_  
Address of Server

THE ARGUS AGENCY INC.  
1480 RENAISSANCE DR. STE 208  
PARK RIDGE IL 60068