

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

TRUSTEES OF THE SUBURBAN TEAMSTERS)	
OF NORTHERN ILLINOIS WELFARE AND)	
PENSION FUNDS,)	
)	
Plaintiffs,)	
)	No. 08 C 5376
v.)	
)	Judge Darrah
DEMPSEY ING, INCORPORATED,)	
an Illinois corporation)	Magistrate Judge Brown
)	
Defendant.)	

AFFIDAVIT

RICHARD SIEBERT, upon being first duly sworn deposes and states as follows:

1. Affiant is employed by the Suburban Teamsters Welfare and Pension Fund ("Funds") as an auditor, is familiar with the Dempsey Ing Incorporated, an Illinois corporation audit ("Employer"), having examined its books and records to determine what amounts if any were due and owing the Funds, and is also familiar with the parties' agreement concerning contributions, liquidated damages and interest owed.

2. That an audit of Employer's books and records was performed on September 16, 2008 covering the period July, 2006 through September, 2008 and found to be owing:

Pension	\$13,443.96
Welfare	\$12,501.06

3. That Employer was given a copy of the audit and given notice of findings on September 17, 2008 and has made no effort to pay or settle.

4. That the audit including liquidated damages and interest totals \$25,945.02.

5. That Affiant suffers from no disability and can so testify and affirm such facts.

FURTHER AFFIANT SAYETH NOT.



RICHARD SIEBERT

SUBSCRIBED AND SWORN
to before me this 3rd day of
November, 2008.



Notary Public

