

# EXHIBIT LIST

EXHIBIT A  
AGREED ORDER OF DISMISSAL

EXHIBIT B  
SETTLEMENT AGREEMENT and RELEASE

EXHIBIT C  
Sworn Declaration Pursuant To 28 U.S.C.A. § 1746  
John Libby, Supervisor, Audit and Collections

EXHIBIT D  
Sworn Declaration Pursuant To 28 U.S.C.A. § 1746  
Daniel P. McAnally, Plaintiffs Attorney

# Exhibit A

**Exhibit A**

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

TRUSTEES of the CHICAGO REGIONAL COUNCIL )  
OF CARPENTERS PENSION FUND, CHICAGO )  
REGIONAL COUNCIL OF CARPENTERS WELFARE )  
FUND, CHICAGO REGIONAL COUNCIL OF )  
CARPENTERS APPRENTICE & TRAINEE FUND )

Plaintiffs, )

Case No. 08 CV 5705

v. )

Judge Shadur

SCF COMMERCIAL FLOORING, INC., a dissolved )  
Illinois corporation and JESUS SERNA individually )  
and d/b/a SCF COMMERCIAL FLOORING, INC. )

Defendants. )


**AGREED ORDER OF DISMISSAL**

The parties hereby agree that this case has been settled and that all issues and controversies have been resolved to their mutual satisfaction.

IT IS HEREBY ORDERED:

1. This case is dismissed without prejudice with leave to reinstate on or before December 23, 2009.
2. In the event a motion to reinstate is not filed on or before December 23, 2009, the case shall be deemed with prejudice without further order of the Court.
3. Each party shall bear its own attorney's fees and costs.

ENTERED:

  
MILTON I. SHADUR  
UNITED STATES DISTRICT JUDGE

DATED: April 21, 2009

# Exhibit B

**Exhibit B**

# WHITFIELD, MCGANN & KETTERMAN

Attorneys at Law

Collins P. Whitfield\*  
Terrance B. McGann  
Travis J. Ketterman

Amy E. Paluch Epton  
Gregory N. Freerksen  
David P. Lichtman  
Daniel P. McAnally  
Karen M. Rioux  
Raymond J. Sanguinetti  
Leonard D. Saphire-Bernstein

\*Also Licensed in Wisconsin  
\*\*Also Licensed in Pennsylvania  
New Jersey

Of Counsel  
Goldberg, Weisman & Cairo  
Dianne M. Onichimowski\*\*  
Mark A. Spodoro

May 5, 2009

SUITE 2600  
111 EAST WACKER DRIVE  
CHICAGO, ILLINOIS 60601  
TELEPHONE (312) 251-9700  
FACSIMILE (312) 251-9701



Jesus Serna  
SCF Commercial Flooring, Inc.  
15016 Cedar Glen Drive  
Lockport IL 60441

Re: Trustees of the Chicago Regional Council of Carpenters  
Pension Fund et al. v. SCF Commercial Flooring, Case No. 08 CV 5705  
Account No. 24079  
Our file no. N7820

Dear Mr. Serna:

Enclosed please find two copies of the Settlement Agreement and Release that has been prepared for your signature. As you can see, John Libby, Supervisor, Audit and Collections, has already executed the Agreement. Kindly execute the Agreement where indicated on page 4 and return a copy to my attention. A self-addressed stamped envelope is enclosed for your convenience.

As you can see, the first payment of \$6,916.67 is due on or before May 29, 2009.

I previously appeared before Judge Shadur and told him that the case was settled. Accordingly, the case is dismissed pursuant to the terms of the settlement agreement.

If you have any questions, please call.

Very truly yours,

DANIEL P. McANALLY

DPM:rs  
Enclosures

**SETTLEMENT AGREEMENT and RELEASE**

THIS SETTLEMENT AGREEMENT ("Agreement") is made and entered into on April 8, 2009 by and among the Chicago Regional Council of Carpenters Pension Fund, Welfare Fund and Apprentice and Trainee Program Fund ("Trust Funds") and SCF COMMERCIAL FLOORING, INC., a dissolved Illinois corporation and JESUS SERNA individually and d/b/a SCF COMMERCIAL FLOORING, INC. ("SCF").

**RECITALS**

WHEREAS, SCF is signatory to a Collective Bargaining Agreement ("CBA") with the Chicago Regional Council of Carpenters ("Union"); and

WHEREAS, the collective bargaining agreement and trust agreements require SCF to submit monthly contributions to the Trust Funds based upon the hours of work performed by its carpentry employees; and

WHEREAS, SCF submitted contribution reports for the period July 2005, June 2006, June 2007, and June 2008;

WHEREAS, an audit was conducted for the period January 2006 through June 2007;

WHEREAS, the Trust Funds filed a lawsuit for contributions, liquidated damages, interest and attorney fees currently pending in the United States District Court for the Northern District of Illinois, case numbers 08 CV 4473 and 08 CV 5705;

WHEREAS, the parties to this Agreement entered into this Agreement of their own free will and with full knowledge of the obligations contained herein;

THEREFORE, IN CONSIDERATION OF THE MUTUAL COVENANTS CONTAINED HEREIN, THE FOLLOWING IS AGREED:

1. **Recitals:** The recitals set forth herein are intended by the parties hereto to evidence their intent in executing this Agreement and to describe the circumstances surrounding its execution, and the parties hereto intend that this Agreement be construed in a manner consistent with the recitals. Accordingly, said recitals are, by express reference, made a part of the covenants herein, and this Agreement shall be construed in the light thereof.

2. **Payment:** SCF agrees to pay to the Trust Funds the sum of **\$41,500** representing audit findings for the period January 2006 through June 2007, contributions owed pursuant to the reports submitted by SCF for the period July 2005, June 2006, June 2007, and June 2008 and liquidated damages and interest accrued on prior delinquent reports for the period July 2005 through January 2009 and the audit findings plus plaintiffs' audit and attorney fees, through April 20, 2009. Payments are to be made as follows:

\$6,916.67 on or before 05/29/09

\$6,916.67 on or before 06/30/09

\$6,916.67 on or before 07/31/09

\$6,916.67 on or before 08/31/09

\$6,916.67 on or before 09/30/09

\$6,916.65 on or before 10/30/09.

3. **Reporting Obligations:** SCF agrees that it will remain current in submitting its monthly contribution reports and contributions as required by the collective bargaining agreement and trust agreements.

4. **Default:** In the event of default pursuant to paragraphs 2 or 3, the Trust Funds shall have the right to reinstate case number, 08 CV 5705, and enter judgment for the balance owed on the payment arrangement plus accrued interest and liquidated damages and any additional attorney fees incurred by the Trust Funds as a result of enforcing this Agreement.

5. **Entire Agreement:** This Settlement Agreement constitutes the entire agreement between the parties concerning the subject matter hereof and supersedes all prior and contemporaneous agreements, if any, between the parties relating to settlement of the Trust Funds' claim. In the event that any provision of this agreement is held to be invalid or unenforceable, the remaining provisions of this Agreement shall not be affected thereby, but shall continue in full force and effect.

6. **Release of Liability:** Upon final payment as set forth in ¶2 of this Agreement, the Trust Funds hereby release and forever discharge SCF from any and all claims of contributions for the audit period, January 2006 through June 2007, liquidated damages and interest assessed on the audit and contribution reports submitted by SCF through January 2009 and any claim of the Trust Funds' audit and attorney fees claimed through April 20, 2009.

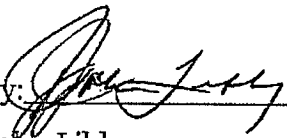
7. **Withdrawal Liability:** It is expressly understood that this release does not cover any claims that may arise due to withdrawal liability.



8. **Right to Audit:** It is expressly understood between the parties that the Trust Funds preserve and have the right to audit to verify the accuracy of the contributions reported after June 2007 and have the right to collect any contributions shown to be owed including liquidated damages, interest, and attorney fees. This Agreement has no legal impact on these rights.

9. **Execution in Counterparts:** This Agreement may be executed in multiple counterparts and each of such counterparts shall for all purposes be deemed to be an original, and all such counterparts shall together constitute one and the same instrument.

Chicago Regional Council of Carpenters  
Pension Fund, Welfare Fund and  
Apprentice and Trainee Program Fund by  
their duly authorized agent,

By:  \_\_\_\_\_  
John Libby  
Supervisor, Audit & Collections

SCF COMMERCIAL FLOORING, INC., a  
dissolved Illinois corporation and JESUS  
SERNA individually and d/b/a SCF  
COMMERCIAL FLOORING, INC.

By: \_\_\_\_\_  
Name: Jesus Serna

# Exhibit C

**Exhibit C**

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

TRUSTEES of the CHICAGO REGIONAL )  
COUNCIL OF CARPENTERS PENSION )  
FUND, et al. )

Plaintiffs, )

Case No. 08 CV 5705

Judge Shadur

v. )

SCF COMMERCIAL FLOORING, INC., )  
a dissolved Illinois corporation and )  
JESUS SERNA individually and d/b/a )  
SCF COMMERCIAL FLOORING, INC. )

Defendants. )

SWORN DECLARATION PURSUANT TO 28 U.S.C.A. § 1746

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John Libby declares as follows:

1. I am the Audit and Collections Supervisor for the Chicago Regional Council of Carpenters Pension Fund and the Chicago Regional Council of Carpenters Welfare Fund ("Trust Funds") and in such capacity I am authorized to make this Declaration on behalf of the Trust Funds.

2. The Defendant executed an Agreement with the Chicago and Northeast Illinois Regional Council of Carpenters ("Union") whereby it agreed to be bound by the provisions of a Collective Bargaining Agreement and to all Collective Bargaining Agreements subsequently negotiated.

3. Pursuant to the provisions of the Agreement and the Collective Bargaining Agreements, the Defendant agreed to be bound by the provisions of the Agreements and Declarations of Trust, which created the Plaintiffs' Trust Funds.

4. Pursuant to the provisions of the Collective Bargaining Agreements and Trust Agreements, the Defendant is required to submit monthly reports which list the number of hours worked by its carpenter employees and the Defendant is required to pay contributions based upon the hours listed.

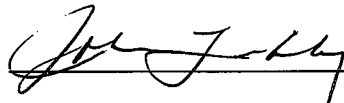
5. On April 8, 2009, the Plaintiffs and Defendant entered into a settlement agreement, whereby the Defendant was to pay \$41,500 in partial payments, **Exhibit B, Settlement Agreement, ¶2**. If the Defendant defaulted on the payments, the Plaintiffs retained the right to reinstate this case and enter judgment for the balance owed on the payment arrangement plus accrued interest and liquidated damages and any additional attorney fees incurred by the Trust Funds as a result of enforcing this Agreement, ¶4. The defendant did not make any payments towards the settlement agreement and is currently in breach.

6. As a result of the breach, defendant owes **\$53,863.40** as reflected on the attachment to this declaration. Because of its failure to pay contributions in a timely manner, the Trust Agreement and Collective Bargaining Agreement mandate the assessment of liquidated damages. The liquidated damages calculation was based on the rate set forth in the controlling Trust Agreements, which is 1.5% compounded per month.

7. The interest calculation is based on the ERISA Section awarding such interest, 29 U.S.C. §1132(g)(2) and because the relevant Trust Agreements do not specify the rate of interest, the calculations were done pursuant to Section 6621 of the Internal Revenue Code.

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in this Declaration is true and correct.

Dated:

 \_\_\_\_\_

Signature:

7/22/09 \_\_\_\_\_

S C F Commercial Flooring, Inc.  
 15016 Cedar Glen Drive  
 Lockport, Il. 60491

7/8/2009

		Account # 24079		
<u>Contributions</u>		<u>Liquidated Damages</u>	<u>Interest</u>	<u>Total</u>
Jul-05	\$1,376.10	\$755.28	\$410.41	\$2,541.79
Jun-06	\$1,709.19	\$854.03	\$373.50	\$2,936.72
Sep-06	\$0.00	\$133.83	\$0.00	\$133.83
Oct-06	\$0.00	\$1,428.85	\$0.00	\$1,428.85
Nov-06	\$0.00	\$594.75	\$0.00	\$594.75
Dec-06	\$0.00	\$635.40	\$0.00	\$635.40
Jan-07	\$0.00	\$907.48	\$0.00	\$907.48
Feb-07	\$0.00	\$813.64	\$0.00	\$813.64
Mar-07	\$0.00	\$547.55	\$0.00	\$547.55
Apr-07	\$0.00	\$618.24	\$0.00	\$618.24
May-07	\$0.00	\$691.37	\$0.00	\$691.37
Jun-07	\$1,594.00	\$1,335.28	\$199.46	\$3,128.74
Jul-07	\$0.00	\$387.18	\$0.00	\$387.18
Aug-07	\$0.00	\$638.82	\$0.00	\$638.82
Sep-07	\$0.00	\$373.32	\$0.00	\$373.32
Oct-07	\$0.00	\$660.55	\$0.00	\$660.55
Nov-07	\$0.00	\$226.04	\$0.00	\$226.04
Dec-07	\$0.00	\$276.21	\$0.00	\$276.21
Jan-08	\$0.00	\$827.08	\$0.00	\$827.08
Feb-08	\$0.00	\$567.03	\$0.00	\$567.03
Mar-08	\$0.00	\$580.97	\$0.00	\$580.97
Apr-08	\$0.00	\$582.68	\$0.00	\$582.68
May-08	\$0.00	\$1,072.98	\$0.00	\$1,072.98
Jun-08	\$1,836.75	\$1,402.09	\$88.80	\$3,327.64
Jul-08	\$0.00	\$1,031.76	\$0.00	\$1,031.76
Aug-08	\$0.00	\$561.91	\$0.00	\$561.91
Sep-08	\$0.00	\$313.13	\$0.00	\$313.13
Oct-08	\$0.00	\$664.49	\$0.00	\$664.49
Nov-08	\$0.00	\$650.42	\$0.00	\$650.42
Dec-08	\$0.00	\$535.93	\$0.00	\$535.93
Jan-09	\$0.00	\$461.77	\$0.00	\$461.77
Feb-09	<u>\$0.00</u>	<u>\$179.25</u>	<u>\$0.00</u>	<u>\$179.25</u>
Totals:	\$6,516.04	\$21,309.31	\$1,072.17	\$28,897.52

ABOVE COLLECTION AMOUNT OWED:	\$28,897.52
COLLECTION CASE ATTORNEY FEES:	\$6,810.00
AUDIT DISCREPANCIES:	\$1,482.00
AUDIT LATE FEES:	\$3,372.40
AUDIT INTEREST:	\$3,127.48
AUDITOR FEES:	\$3,014.00
AUDIT LEGAL FEES:	<u>\$7,160.00</u>
TOTAL:	\$53,863.40

# Exhibit D

**Exhibit D**

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

TRUSTEES of the CHICAGO REGIONAL )  
COUNCIL OF CARPENTERS PENSION )  
FUND, et al. )

Plaintiffs, )

v. )

SCF COMMERCIAL FLOORING, INC., )  
a dissolved Illinois corporation and )  
JESUS SERNA individually and d/b/a )  
SCF COMMERCIAL FLOORING, INC. )

Defendants. )

Case No. 08 CV 5705  
Judge Shadur

SWORN DECLARATION PURSUANT TO 28 U.S.C.A. § 1746

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Daniel P. McAnally declares as follows:

1. I am an associate of the law firm of Whitfield McGann & Ketterman and am licensed to practice law in the State of Illinois and in the U.S. Dist. Court for Northern District of Illinois, Eastern Division.

2. I have personal knowledge of the facts stated herein and if called to testify in this matter, I can competently testify to such facts from my own such knowledge.

3. I have in excess of 16 years experience representing trustees of employee benefit plans, including the prosecution of Federal Court litigation to collect delinquent employer contributions.

4. The Collective Bargaining Agreement and the Trust Agreements under which this action is based provide for the payment of attorneys' fees and costs incurred if the Trust Funds utilize legal counsel to collect unpaid ERISA contributions.

5. On May 26, 2009, I telephoned Jesus Serna to remind him that the first payment pursuant to the settlement was due on May 29, 2009. Serna told me that that he would personally deliver the executed settlement agreement and first payment of \$6,916.67 to the trust fund office on Friday, May 29, 2009. Serna never delivered the payment.

6. I have devoted 33.65 hours in connection with the this case at the rate of \$175.00 and \$195.00 per hour. Amy Paluch-Epton is an attorney involved in the audit portion of this case who has expended 37.45 hours related to these defendants at the rate of \$175.00 / \$185.00 per hour. The total attorney fees billings is \$13,235.50.

7. In addition, the filing fee was \$350.00 and \$350.00 for case number, 08 CV 4473 and the fees for service of process were an additional \$55.00. These costs total \$755.00.

8. I certify that the attached detailed attorney fees and costs totaling \$13,990.50 costs were necessary and reasonable.

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in this Declaration is true and correct.

Date: July 23, 2009

s/ DANIEL P. McANALLY

Attorney for the Trustees of the Chicago  
Regional Council of Carpenters Pension Fund,  
et al.



Selection Criteria

Activity (hand select) Include: Billable  
Case (hand select) Include: CTF-C./N7820  
Slip Classification Open  
Case (hand select) Include: CTF-C./N7820

Rate Info - identifies rate source and level

Slip ID	ATTORNEY	Units	Rate	Slip Value
Dates and Time	Activity	DNB Time	Rate Info	
Posting Status	Case	Est. Time	Bill Status	
Description	Reference	Variance		
365728	TIME	DPM	175.00	175.00
10/6/2008	Billable	1.00	T@7	
Billed G:74645 11/3/2008	CTF-C./N7820	0.00		
Review referral from Trust Funds; prepare database and load information regarding case facts, history and legal strategy. Prepare/ Open file for litigation; review corporate status and registered agent information for legal process.		0.00		
365730	TIME	DPM	175.00	350.00
10/6/2008	Billable	2.00	T@7	
Billed G:74645 11/3/2008	CTF-C./N7820	0.00		
Prepare summons, complaint, appearance forms and civil cover sheet for Trust Funds' claims and compliance matters pursuant to ERISA Sec. 1132, 1145 and Taft-Hartley Act Sec. 301.		0.00		
365731	TIME	DPM	175.00	87.50
10/7/2008	Billable	0.50	T@7	
Billed G:74645 11/3/2008	CTF-C./N7820	0.00		
Review email from the U.S. District Court Clerk regarding the electronically filing; download and print the complaint, summons, civil cover sheet and attorney appearance; review the complaint; load information regarding the filing date, case number and assigned judge and magistrate into the database; review (via the internet) the judge's standing order regarding pre-trial litigation, motion practice and status hearing dates.		0.00		
365732	TIME	DPM	175.00	87.50
10/7/2008	Billable	0.50	T@7	
Billed G:74645 11/3/2008	CTF-C./N7820	0.00		
Prepare the complaint, civil cover sheet, appearance and summons for electronic filing; file the documents; confirm the court clerk received the documents.		0.00		

Slip ID	ATTORNEY	Units	Rate	Slip Value
Dates and Time	Activity	DNB Time	Rate Info	
Posting Status	Case	Est. Time	Bill Status	
Description	Reference	Variance		
365733	TIME	DPM	175.00	175.00
10/8/2008	Billable	1.00	T@7	
Billed	G:74645 11/3/2008	0.00		
Prepare correspondence to legal process server. Scott Forrest Stern & Associates, Inc. directing service of the summons and complaint; prepare correspondence to the fund office enclosing the complaint.				
366050	TIME	DPM	175.00	43.75
10/14/2008	Billable	0.25	T@7	
Billed	G:74645 11/3/2008	0.00		
Review e-mail sent by the U.S. Dist. Court for the Northern Dist. of Illinois regarding MINUTE entry before the Honorable Milton I. Shadur. Status hearing set for 2/3/2009 at 09:00 AM.; download documents to the file folder; print document and enclose in file.				
366846	TIME	DPM	175.00	175.00
10/28/2008	Billable	1.00	T@7	
Billed	G:74645 11/3/2008	0.00		
Review Scott Forrest Stern & Assoc., Inc.'s report on service of the summons and complaint; review process server remarks regarding details of service; review affidavit of service for legality; electronically file the proof of service with the clerk of the U.S. Dist. Court for the Northern Dist. of Illinois; docket follow-up dates for Answer due date; correspondence to trust fund contributions manager, James Rosemeyer and Earl E. Oliver regarding service of the complaint; attach affidavit of special process server.				
366848	TIME	DPM	175.00	17.50
10/28/2008	Billable	0.10	T@7	
Billed	G:74645 11/3/2008	0.00		
Telephone conference with Earl E. Oliver, Field Representative, Chicago Regional Council of Carpenters of Trust Funds regarding payments made by the signatory and received by the fund office.				
366962	TIME	DPM	175.00	43.75
10/30/2008	Billable	0.25	T@7	
Billed	G:74645 11/3/2008	0.00		
Review e-mail sent by the U.S. Dist. Court for the Northern Dist. of Illinois regarding SUMMONS Returned Executed by Chicago Regional Council of Carpenters Pension Fund, Chicago Regional Council of				

Slip ID	ATTORNEY	Units	Rate	Slip Value
Dates and Time	Activity	DNB Time	Rate Info	
Posting Status	Case	Est. Time	Bill Status	
Description	Reference	Variance		
Carpenters Welfare Fund, Chicago Regional Council of Carpenters Apprentice & Trainee Program Fund as to Jesus Serna on 10/14/2008, answer due 11/3/2008; download documents to the file folder; print document and enclose in file.				
366847	TIME	DPM	195.00	97.50
11/3/2008		Billable	T@7	
Billed	G:74891 12/1/2008	CTF-C./N7820		
The Defendant did not file an Answer; draft correspondence to James Rosemeyer, ERISA Contributions Manager, Chicago District Council of Carpenters' Trust Funds requesting a breakdown of all ERISA fringe benefit contributions owed and the accompanying calculation of liquidated damages and interest pursuant to the terms of the trust agreements and Internal Revenue Code, in preparation for the motion for default judgment.		0.50		
		0.00		
		0.00		
		0.00		
367451	TIME	DPM	195.00	39.00
11/6/2008		Billable	T@7	
Billed	G:74891 12/1/2008	CTF-C./N7820		
Telephone conference with trust fund contributions manager, James Rosemeyer regarding the Avenue Inc. meeting with the union and current delinquencies.		0.20		
		0.00		
		0.00		
		0.00		
370190	TIME	DPM	195.00	195.00
1/5/2009		Billable	T@7	
Billed	G:75330 2/2/2009	CTF-C./N7820		
Review email correspondence from Earl E. Oliver, Field Representative, Chicago Regional Council of Carpenters of Trust Funds regarding amounts paid by the signatory; download the documents, print and enclose in the file; prepare record of payment; correspondence to Oliver regarding status of the litigation and request for calculation of liquidated damages and interest pursuant to the terms of the trust agreements and Internal Revenue Code.		1.00		
		0.00		
		0.00		
		0.00		
371222	TIME	DPM	195.00	146.25
1/28/2009		Billable	T@7	
Billed	G:75330 2/2/2009	CTF-C./N7820		
Review file for current status; review email correspondence from Earl E. Oliver, Field Representative, Chicago Regional Council of Carpenters of Trust Funds regarding		0.75		
		0.00		
		0.00		
		0.00		

Slip ID	ATTORNEY	Units	Rate	Slip Value
Dates and Time	Activity	DNB Time	Rate Info	
Posting Status	Case	Est. Time	Bill Status	
Description	Reference	Variance		
payment of the 11/08 report; prepare record of payment; email correspondence to Libby and Oliver regarding the pending court date and request for direction in light of the last payment.				
371323	TIME	DPM	195.00	39.00
1/29/2009		Billable	T@7	
Billed	G:75330 2/2/2009	CTF-C./N7820		
Telephone conference with Earl E. Oliver, Field Representative, Chicago Regional Council of Carpenters of Trust Funds regarding proceeding with the motion for default judgment.				
371857	TIME	DPM	195.00	78.00
2/2/2009		Billable	T@7	
Billed	G:75586 3/2/2009	CTF-C./N7820		
Prepare for court status/motion hearing; review file for current status and most recent activity; telephone conversation with trust fund regarding status of the litigation; review court docket to confirm that the case will be called for status.				
371858	TIME	DPM	195.00	243.75
2/3/2009		Billable	T@7	
Billed	G:75586 3/2/2009	CTF-C./N7820		
Attend court appearance at the U.S. District Court for the Northern District of Illinois before Judge Shadur.				
371859	TIME	DPM	195.00	48.75
2/6/2009		Billable	T@7	
Billed	G:75586 3/2/2009	CTF-C./N7820		
Review email correspondence from Earl E. Oliver, Field Representative, Chicago Regional Council of Carpenters of Trust Funds regarding amounts owed and calculation of liquidated damages and interest pursuant to the terms of the trust agreements and Internal Revenue Code; download the documents, print and enclose in the file.				
371867	TIME	DPM	195.00	48.75
2/6/2009		Billable	T@7	
Billed	G:75586 3/2/2009	CTF-C./N7820		
Review e-mail sent by the U.S. Dist. Court for the Northern Dist. of Illinois regarding MINUTE entry before the Honorable Milton I. Shadur: Status hearing held on 2/3/2009.				

Slip ID		ATTORNEY	Units	Rate	Slip Value
Dates and Time		Activity	DNB Time	Rate Info	
Posting Status		Case	Est. Time	Bill Status	
Description		Reference	Variance		
	Status hearing set for 2/24/2009 at 09:00 AM; download documents to the file folder; print document and enclose in file.				
372806	TIME	DPM	0.40	195.00	78.00
2/23/2009		Billable	0.00	T@7	
Billed	G:75586 3/2/2009	CTF-C./N7820	0.00		
	Prepare for court status/motion hearing; review file for current status and most recent activity; telephone conversation with trust fund regarding status of the litigation; review court docket to confirm that the case will be called for status.		0.00		
372807	TIME	DPM	1.25	195.00	243.75
2/24/2009		Billable	0.00	T@7	
Billed	G:75586 3/2/2009	CTF-C./N7820	0.00		
	Attend court appearance at the U.S. District Court for the Northern District of Illinois before Judge Shadur.		0.00		
372808	TIME	DPM	0.25	195.00	48.75
2/27/2009		Billable	0.00	T@7	
Billed	G:75586 3/2/2009	CTF-C./N7820	0.00		
	Review e-mail sent by the U.S. Dist. Court for the Northern Dist. of Illinois regarding MINUTE entry before the Honorable Milton I. Shadur. Status hearing held on 2/24/2009. Status hearing set for 3/24/2009 at 09:00 AM.; download documents to the file folder; print document and enclose in file.		0.00		
374068	TIME	DPM	0.50	195.00	97.50
3/16/2009		Billable	0.00	T@7	
Billed	G:75844 4/1/2009	CTF-C./N7820	0.00		
	Correspondence to Earl E. Oliver, Field Representative, Chicago Regional Council of Carpenters of Trust Funds regarding status and request for breakdown of amounts owed and calculation of liquidated damages and interest pursuant to the terms of the trust agreements and Internal Revenue Code.		0.00		
374094	TIME	DPM	0.10	195.00	19.50
3/17/2009		Billable	0.00	T@7	
Billed	G:75844 4/1/2009	CTF-C./N7820	0.00		
	Telephone conference with Earl E. Oliver, Field Representative, Chicago Regional Council of Carpenters of Trust Funds regarding upcoming court status hearing.		0.00		

Slip ID	ATTORNEY	Units	Rate	Slip Value
Dates and Time	Activity	DNB Time	Rate Info	
Posting Status	Case	Est. Time	Bill Status	
Description	Reference	Variance		
374111	TIME	DPM	195.00	390.00
3/17/2009		Billable	T@7	
Billed	G:75844 4/1/2009	CTF-C./N7820		
Prepare motion for order of default to obtain contribution reports and contributions or in the alternative estimate on contributions due if no reports are submitted; prepare exhibits; prepare notice and certificate of service; review judge's schedule for hearing date and time.		2.00		
		0.00		
		0.00		
		0.00		
374112	TIME	DPM	195.00	243.75
3/18/2009		Billable	T@7	
Billed	G:75844 4/1/2009	CTF-C./N7820		
Prepare proposed judgment order; Prepare the document for electronic filing; electronically file the document with the U.S. Dist. Court clerk's office; prepare courtesy copy for the assigned Judge Shadur.		1.25		
		0.00		
		0.00		
		0.00		
374426	TIME	DPM	195.00	78.00
3/23/2009		Billable	T@7	
Billed	G:75844 4/1/2009	CTF-C./N7820		
Prepare for court status/motion hearing; review file for current status and most recent activity; telephone conversation with trust fund regarding status of the litigation; review court docket to confirm that the case will be called for status.		0.40		
		0.00		
		0.00		
		0.00		
374457	TIME	DPM	195.00	39.00
3/23/2009		Billable	T@7	
Billed	G:75844 4/1/2009	CTF-C./N7820		
Telephone conference with Jesus Serna regarding nature of the litigation and motion for default judgment; note to file regarding same.		0.20		
		0.00		
		0.00		
		0.00		
374402	TIME	DPM	195.00	39.00
3/23/2009		Billable	T@7	
Billed	G:75844 4/1/2009	CTF-C./N7820		
Telephone conference with Jesus Serna regarding tomorrow's court appearance.		0.20		
		0.00		
		0.00		
		0.00		
374505	TIME	DPM	195.00	39.00
3/24/2009		Billable	T@7	
Billed	G:75844 4/1/2009	CTF-C./N7820		
Review correspondence from the fund office regarding the last status reported by legal counsel; review file for current status; update the report current status; review the attorney billings; update the report regarding same.		0.20		
		0.00		
		0.00		
		0.00		

Slip ID	ATTORNEY	Units	Rate	Slip Value
Dates and Time	Activity	DNB Time	Rate Info	
Posting Status	Case	Est. Time	Bill Status	
Description	Reference	Variance		
374930	TIME	DPM	195.00	195.00
3/24/2009	Billable	1.00	T@7	
Billed	G:75844 4/1/2009	0.00		
Attend court appearance at the U.S. District Court for the Northern District of Illinois before Judge Shadur.		0.00		
374932	TIME	DPM	195.00	19.50
3/31/2009	Billable	0.10	T@7	
Billed	G:75844 4/1/2009	0.00		
Telephone conference with Earl E. Oliver, Field Representative, Chicago Regional Council of Carpenters of Trust Funds regarding status; defendant delivered the reports.		0.00		
374931	TIME	DPM	195.00	48.75
4/2/2009	Billable	0.25	T@7	
Billed	G:76103 5/1/2009	0.00		
Review e-mail sent by the U.S. Dist. Court for the Northern Dist. of Illinois regarding MINUTE entry before the Honorable Milton I. Shadur: Motion for order is entered and continued. Status hearing held on 3/24/2009. Status hearing set for 4/21/2009 at 09:00 AM.; download documents to the file folder; print document and enclose in file.		0.00		
375347	TIME	DPL	175.00	43.75
4/8/2009	Billable	0.25	T@7	
Billed	G:76103 5/1/2009	0.00		
Telephone conversation with Earl E. Oliver, Field Representative, Chicago Regional Council of Carpenters of Trust Funds regarding attorney fees and costs in preparation for settlement discussions; Review file for all entries for the attorney billings and costs incurred.		0.00		
375950	TIME	DPM	195.00	48.75
4/8/2009	Billable	0.25	T@7	
Billed	G:76103 5/1/2009	0.00		
Review correspondence from Earl E. Oliver, Field Representative, Chicago Regional Council of Carpenters of Trust Funds regarding the settlement agreement; note to file regarding same.		0.00		
375646	TIME	DPL	175.00	70.00
4/14/2009	Billable	0.40	T@7	
Billed	G:76103 5/1/2009	0.00		
Prepare for court status/motion hearing;		0.00		

Slip ID	ATTORNEY	Units	Rate	Slip Value
Dates and Time	Activity	DNB Time	Rate Info	
Posting Status	Case	Est. Time	Bill Status	
Description	Reference	Variance		
review file for current status and most recent activity; telephone conversation with trust fund regarding status of the litigation; review court docket to confirm that the case will be called for status.				
375951	TIME	DPM	195.00	97.50
4/15/2009		Billable	T@7	
Billed	G:76103 5/1/2009	CTF-C./N7820		
Confer with attorney Amy Elizabeth Paluch Epton regarding the settlement agreement and insolvent of the audit findings and fees; telephone conference with Earl E. Oliver, Field Representative, Chicago Regional Council of Carpenters of Trust Funds regarding same; telephone conference with trust fund audit coordinator Carolyn Santoro regarding same.		0.50		
		0.00		
		0.00		
		0.00		
375952	TIME	DPM	195.00	58.50
4/17/2009		Billable	T@7	
Billed	G:76103 5/1/2009	CTF-C./N7820		
Correspondence to John Libby, trust fund audit supervisor regarding the settlement agreement; telephone conference with Earl E. Oliver, Field Representative, Chicago Regional Council of Carpenters of Trust Funds regarding the audit time period.		0.30		
		0.00		
		0.00		
		0.00		
375953	TIME	DPM	195.00	487.50
4/20/2009		Billable	T@7	
Billed	G:76103 5/1/2009	CTF-C./N7820		
Draft the settlement agreement; review court dockets for current status; review breakdown of amounts owed; review attorney fees and costs; telephone conference with Earl E. Oliver, Field Representative, Chicago Regional Council of Carpenters of Trust Funds regarding same; correspondence to John Libby, trust fund audit supervisor, trust fund audit coordinator Carolyn Santoro and Oliver regarding the document; telephone conference with Jesus Serna regarding same.		2.50		
		0.00		
		0.00		
		0.00		
375954	TIME	DPM	195.00	97.50
4/20/2009		Billable	T@7	
Billed	G:76103 5/1/2009	CTF-C./N7820		
Prepare for court status/motion hearing; review file for current status and most recent activity; telephone conversation with trust fund regarding status of the litigation; review		0.50		
		0.00		
		0.00		
		0.00		



Slip ID	Dates and Time	Posting Status	Description	ATTORNEY Activity Case Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
			court docket to confirm that the case will be called for status.				
376137	TIME			DPM	1.25	195.00	243.75
	4/21/2009			Billable	0.00	T@7	
	Billed	G:76103	5/1/2009	CTF-C./N7820	0.00		
			Attend court appearance at the U.S. District Court for the Northern District of Illinois before Judge Shadur.		0.00		
375958	TIME			DPM	0.25	195.00	48.75
	4/21/2009			Billable	0.00	T@7	
	Billed	G:76103	5/1/2009	CTF-C./N7820	0.00		
			Review correspondence from Earl E. Oliver, Field Representative, Chicago Regional Council of Carpenters of Trust Funds regarding payments of the January and February reports; prepare record of payment; note to file regarding same.		0.00		
375963	TIME			DPM	1.25	195.00	243.75
	4/22/2009			Billable	0.00	T@7	
	Billed	G:76103	5/1/2009	CTF-C./N7820	0.00		
			Prepare court order for entry of the settlement agreement and dismissal; correspondence to Judge Shadur regarding same.		0.00		
377079	TIME			DPM	0.70	195.00	136.50
	5/1/2009			Billable	0.00	T@7	
	Billed	G:76421	6/1/2009	CTF-C./N7820	0.00		
			Review correspondence from the fund office regarding execution of the agreement; download the documents, print and enclose in the file; prepare correspondence to Jesus Serna regarding same.		0.00		
377093	TIME			DPM	0.20	195.00	39.00
	5/5/2009			Billable	0.00	T@7	
	Billed	G:76421	6/1/2009	CTF-C./N7820	0.00		
			Review e-mail sent by the U.S. Dist. Court for the Northern Dist. of Illinois regarding MINUTE entry before the Honorable Milton I. Shadur: Status hearing held. Enter agreed order of dismissal. This case is dismissed without prejudice with leave to reinstate on or before 12/23/09. Absent a timely motion to reinstate on or before 12/23/09, this order will become with prejudice on 12/24/09. Plaintiff's motion for default is denied as moot. Civil case terminated ; download documents to the file folder; print document		0.00		

Slip ID	ATTORNEY	Units	Rate	Slip Value
Dates and Time	Activity	DNB Time	Rate Info	
Posting Status	Case	Est. Time	Bill Status	
Description	Reference	Variance		
and enclose in file.				
377094	TIME	DPM	195.00	39.00
5/5/2009		Billable	T@7	
Billed	G:76421 6/1/2009	CTF-C./N7820		
Review e-mail sent by the U.S. Dist. Court for the Northern Dist. of Illinois regarding AGREED ORDER of dismissal Signed by the Honorable Milton I. Shadu; download documents to the file folder; print document and enclose in file.		0.20		
		0.00		
		0.00		
		0.00		
377088	TIME	DPM	195.00	58.50
5/7/2009		Billable	T@7	
Billed	G:76421 6/1/2009	CTF-C./N7820		
Review the prior attorney fees and status of the last quarterly litigation status report; review attorney fees through 05/05/09; review case for current status; update the report for the May 2009 Quarterly Board of Trustees' Meeting : S.C.F. Commercial Flooring, Inc. - 24079 (collection case).		0.30		
		0.00		
		0.00		
		0.00		
378363	TIME	DPM	195.00	97.50
5/22/2009		Billable	T@7	
Billed	G:76421 6/1/2009	CTF-C./N7820		
Prepare correspondence to Jesus Serna requesting the executed settlement agreement.		0.50		
		0.00		
		0.00		
		0.00		
378364	TIME	DPM	195.00	39.00
5/26/2009		Billable	T@7	
Billed	G:76421 6/1/2009	CTF-C./N7820		
Telephone conference with Jesus Serna regarding the executed settlement agreement and payment per the terms of the agreement; note to file regarding same.		0.20		
		0.00		
		0.00		
		0.00		
379776	TIME	DPM	195.00	195.00
6/15/2009		Billable	T@7	
Billed	G:76708 7/1/2009	CTF-C./N7820		
Telephone conference with Earl E. Oliver, Field Representative, Chicago Regional Council of Carpenters of Trust Funds regarding status of the settlement agreement and payments; review the prior court order and reinstatement period; redraft partial payment arrangement portion of the settlement agreement per Oliver's direction; correspondence to John Libby, trust fund audit supervisor and Oliver regarding same; note to file regarding same.		1.00		
		0.00		
		0.00		
		0.00		

Slip ID	ATTORNEY	Units	Rate	Slip Value
Dates and Time	Activity	DNB Time	Rate Info	
Posting Status	Case	Est. Time	Bill Status	
Description	Reference	Variance		
379907	TIME	DPM	195.00	97.50
6/16/2009	Billable	0.50	T@7	
Billed	G:76708 7/1/2009	0.00		
CTF-C./N7820	Telephone conference with Earl E. Oliver, Field Representative, Chicago Regional Council of Carpenters of Trust Funds regarding status of the settlement discussions; discussed the bond issue; confer with attorney Travis J. Ketterman regarding same and union contract organizer, Robert Lid response to demand for the bond.	0.00		
381260	TIME	DPM	195.00	39.00
7/7/2009	Billable	0.20	T@7	
WIP	CTF-C./N7820	0.00		
Telephone conference with Earl E. Oliver, Field Representative, Chicago Regional Council of Carpenters of Trust Funds regarding the new settlement terms and need of an additional agreement.		0.00		
381375	TIME	DPM	195.00	19.50
7/8/2009	Billable	0.10	T@7	
WIP	CTF-C./N7820	0.00		
Telephone conference with Earl E. Oliver, Field Representative, Chicago Regional Council of Carpenters of Trust Funds regarding the new settlement agreement and updated attorney fees.		0.00		
381631	TIME	DPM	195.00	97.50
7/14/2009	Billable	0.50	T@7	
WIP	CTF-C./N7820	0.00		
Review correspondence from Earl E. Oliver, Field Representative, Chicago Regional Council of Carpenters of Trust Funds regarding the trust funds' claim of ERISA contributions, liquidated damages, interest and dues; download the documents, print and enclose in the file; telephone conference with Oliver regarding same and status of the dismissal order per the settlement agreement before Judge Shadur.		0.00		
381986	TIME	DPM	195.00	48.75
7/16/2009	Billable	0.25	T@7	
WIP	CTF-C./N7820	0.00		
Telephone conference with Earl E. Oliver, Field Representative, Chicago Regional Council of Carpenters of Trust Funds regarding the settlement discussions and		0.00		

Slip ID	Dates and Time	Posting Status	Description	ATTORNEY Activity Case Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
			lack of progress; will proceed in court; note to file regarding same.				
381921	7/20/2009	TIME	Telephone conference with Earl E. Oliver, Field Representative, Chicago Regional Council of Carpenters of Trust Funds regarding proceeding to reinstate the case and enter judgment.	DPM Billable CTF-C./N7820	0.10 0.00 0.00 0.00	195.00 T@7	19.50
381922	7/20/2009	TIME	Telephone conference with trust fund audit coordinator, Nathaniel Lagalo regarding the trust funds' claim of ERISA contributions, liquidated damages, interest and dues and bankruptcy proceedings.	DPM Billable CTF-C./N7820	0.20 0.00 0.00 0.00	195.00 T@7	39.00
Grand Total				Billable Unbillable Total	31.90 0.00 31.90		6075.50 0.00 6075.50

*Prepare motion to  
Reinstate and affidavits  
in Support*

*1.75*

*341.25*

*\$ 6,416.75*

*Filing Fee*

*\$ 350.00*

*Service*

*\$ 55.00*

*\$ 6,821.75*

Selection Criteria

Activity (hand select) Include: Billable  
Case (hand select) Include: CTF-A./N7698/24079  
Slip Classification Open  
Case (hand select) Include: CTF-A./N7698/24079

Rate Info - identifies rate source and level

Slip ID	ATTORNEY	Units	Rate	Slip Value
Dates and Time	Activity	DNB Time	Rate Info	
Posting Status	Case	Est. Time	Bill Status	
Description	Reference	Variance		
359224	AEPE	1.00	175.00	175.00
6/6/2008	Billable	0.00	T@7	
Billed	CTF-A./N7698/24079	0.00		
Initial file review.		0.00		
362474	AEPE	2.00	175.00	350.00
8/5/2008	Billable	0.00	T@7	
Billed	CTF-A./N7698/24079	0.00		
Prepared Federal Civil suit for Preliminary Audit; Prepared Federal Summons; Prepared civil cover sheet and appearance.		0.00		
362475	AEPE	1.00	175.00	175.00
8/5/2008	Billable	0.00	T@7	
Billed	CTF-A./N7698/24079	0.00		
Lexis searches for registered agent, officers, related companies, pending lawsuits, UCC filings.		0.00		
362534	AEPE	1.00	175.00	175.00
8/6/2008	Billable	0.00	T@7	
Billed	CTF-A./N7698/24079	0.00		
Revised the Complaint to make two separate counts.		0.00		
362623	AEPE	1.00	175.00	175.00
8/7/2008	Billable	0.00	T@7	
Billed	CTF-A./N7698/24079	0.00		
Prepare correspondence to legal process server Scott Forrest Stern & Associates, Inc. regarding service of the summons and complaint on the defendant; prepare correspondence to James Rosemeyer, ERISA Contributions Manager, Chicago District Council of Carpenters' Trust Funds regarding the filling of the complaint; enclose copy of the summons and complaint; docket follow-up dates for service.		0.00		

Slip ID	ATTORNEY	Units	Rate	Slip Value
Dates and Time	Activity	DNB Time	Rate Info	
Posting Status	Case	Est. Time	Bill Status	
Description	Reference	Variance		
362667	TIME	AEPE	175.00	43.75
8/8/2008		Billable	T@7	
Billed	G:74144 9/2/2008	CTF-A./N7698/24079		
Reviewed docket entry: COMPLAINT filed by Trustees of the Chicago Regional Council of Carpenters Pension Fund, Chicago Regional Council of Carpenters Welfare Fund, Chicago Regional Council of Carpenters Apprentice & Trainee Program Fund. Diaried for Service and Answer.		0.25		
		0.00		
		0.00		
		0.00		
363009	TIME	AEPE	175.00	87.50
8/15/2008		Billable	T@7	
Billed	G:74144 9/2/2008	CTF-A./N7698/24079		
Reviewed docket entry: MINUTE entry before the Honorable Ruben Castillo:After a careful review of this recently filed complaint, the Court orders that defendant SCF Commercial Flooring, Inc. submit to an audit by Plaintiffs for the time period January 1, 2006 to the present to determine its full liability in this case. Plaintiffs should immediately proceed with service of the complaint and this order and fully exhaust all settlement possibilities for this case. Defendant will be given a full opportunity to contest liability or damages after the audit is completed. This case is hereby administratively dismissed without prejudice. Defendants should timely answer or otherwise plead to the complaint. The Court will retain jurisdiction to enforce this order and enter any appropriate final judgment. Arranged for Order to be served with the summons. Diaried to check for compliance.		0.50		
		0.00		
		0.00		
		0.00		
363160	TIME	AEPE	175.00	131.25
8/20/2008		Billable	T@7	
Billed	G:74144 9/2/2008	CTF-A./N7698/24079		
Drafted a letter to the registered agent, to inform him of the judge's order, requiring an audit. Diaried for compliance.		0.75		
		0.00		
		0.00		
		0.00		
363264	TIME	AEPE	175.00	131.25
8/22/2008		Billable	T@7	
Billed	G:74144 9/2/2008	CTF-A./N7698/24079		
Telephone call from Jessie at the company, says that he wants to pay. Told him that we still need documents. Telephone call to Carolyn Santoro and Trust Fund Manager James T. Rosemeyer, left detailed messages for both of them, concerning		0.75		
		0.00		
		0.00		
		0.00		

Slip ID		ATTORNEY	Units	Rate	Slip Value
Dates and Time		Activity	DNB Time	Rate Info	
Posting Status		Case	Est. Time	Bill Status	
Description		Reference	Variance		
		same. Return call from Santoro, with a discussion of how to get the documents and which documents we need. Reviewed an email from Santoro to the auditor, relating to arranging to get the documents.			
363430	TIME	AEPE	0.25	175.00	43.75
8/27/2008		Billable	0.00	T@7	
Billed	G:74144	9/2/2008	CTF-A./N7698/24079	0.00	
	Checked diary for compliance. Sent an email to Carolyn Santoro, informing her that I have not heard from the auditors yet about setting up an appointment.		0.00		
363798	TIME	AEPE	0.50	175.00	87.50
9/2/2008		Billable	0.00	T@7	
Billed	G:74342	10/1/2008	CTF-A./N7698/24079	0.00	
	Review Scott Forrest Legal process server Scott Forrest Stern & Associates, Inc. & Associates, Inc.'s report on service of the Summons and Complaint; review process server remarks regarding details of service of process, review affidavit of service for legality, memo to clerk regarding filing of affidavit in Federal court, docket follow up dates for Answer due date.		0.00		
363804	TIME	AEPE	0.25	175.00	43.75
9/2/2008		Billable	0.00	T@7	
Billed	G:74342	10/1/2008	CTF-A./N7698/24079	0.00	
	Telephone call from auditor Cheryl at Legacy, discussing setting up the final part of the audit. Diered for completion of the audit.		0.00		
364822	TIME	AEPE	1.50	175.00	262.50
9/23/2008		Billable	0.00	T@7	
Billed	G:74342	10/1/2008	CTF-A./N7698/24079	0.00	
	Reviewed an email from Legacy and Carolyn Santoro, saying that the company has not responded to requests to view the documents. Responded to the email. Drafted a letter to the company, threatening them with body attachment if they do not comply with the audit. Reviewed an email from the auditor, informing me that the named recipient is not a formal representative of the company. Responded to the email. Made revisions to the letter and resent.		0.00		
365120	TIME	AEPE	0.35	175.00	61.25
9/26/2008		Billable	0.00	T@7	
Billed	G:74342	10/1/2008	CTF-A./N7698/24079	0.00	

Slip ID		ATTORNEY	Units	Rate	Slip Value
Dates and Time		Activity	DNB Time	Rate Info	
Posting Status		Case	Est. Time	Bill Status	
Description		Reference	Variance		
			0.00		
	Reviewed an email from the auditor, discussing the arrangements to get the documents. Responded. Diaried to check for compliance.				
365637	TIME	AEPE	0.75	175.00	131.25
10/6/2008		Billable	0.00	T@7	
Billed	G:74570 11/3/2008	CTF-A./N7698/24079	0.00		
	Reviewed an email from the auditor, saying there are no further documents, and referring the case back to the Funds. Reviewed the case to see whether we should file suit. Drafted a reply email. Diaried to check for compliance.		0.00		
366844	TIME	AEPE	0.50	175.00	87.50
10/28/2008		Billable	0.00	T@7	
Billed	G:74570 11/3/2008	CTF-A./N7698/24079	0.00		
	Reviewed an email from the auditor, saying she had completed the audit. Responded via email. Reviewed her reply. Diaried for receipt of the report.		0.00		
368804	TIME	AEPE	1.00	185.00	185.00
12/1/2008		Billable	0.00	T@7	
Billed	G:75047 1/5/2009	CTF-A./N7698/24079	0.00		
	Reviewed the new audit report, showing new amounts owed, received today.		0.00		
369005	TIME	AEPE	0.50	185.00	92.50
12/4/2008		Billable	0.00	T@7	
Billed	G:75047 1/5/2009	CTF-A./N7698/24079	0.00		
	Reviewed the auditor's report. Drafted a letter to John Libby, asking for information in order to send a demand letter. Diaried for response.		0.00		
369244	TIME	AEPE	1.00	185.00	185.00
12/9/2008		Billable	0.00	T@7	
Billed	G:75047 1/5/2009	CTF-A./N7698/24079	0.00		
	Email exchange with Carolyn Santoro, authorizing me to proceed. Reviewed the audit findings, emailed Carolyn Santoro for the interest and auditor fees.		0.00		
369262	TIME	AEPE	1.50	185.00	277.50
12/10/2008		Billable	0.00	T@7	
Billed	G:75047 1/5/2009	CTF-A./N7698/24079	0.00		
	Reviewed the Judge's order, to see exactly what the defendant is required to do. Drafted a demand letter. Drafted an email to Carolyn Santoro, asking about the discrepancies in		0.00		



Slip ID	ATTORNEY	Units	Rate	Slip Value
Dates and Time	Activity	DNB Time	Rate Info	
Posting Status	Case	Est. Time	Bill Status	
Description	Reference	Variance		
the liquidated damage calculations.				
369513	AEPE	0.35	185.00	64.75
12/16/2008	Billable	0.00	T@7	
Billed	G:75047 1/5/2009 CTF-A./N7698/24079	0.00		
Telephone call to Carolyn Santoro, to discuss the discrepancy in the calculation of liquidated damages, the interest and auditor fees.				
369621	AEPE	0.35	185.00	64.75
12/17/2008	Billable	0.00	T@7	
Billed	G:75047 1/5/2009 CTF-A./N7698/24079	0.00		
Reviewed a voicemail message from Carolyn Santoro, relating to the liquidated damages. Returned the call, left a detailed message to call back. Reviewed the file for discussion with Carolyn Santoro later.				
369691	AEPE	0.75	185.00	138.75
12/18/2008	Billable	0.00	T@7	
Billed	G:75047 1/5/2009 CTF-A./N7698/24079	0.00		
Telephone call from Carolyn Santoro, returning my messages relating to the varying calculations of liquidated damages. Drafted a letter to accompany the questionable page of the audit report.				
369713	AEPE	0.20	185.00	37.00
12/19/2008	Billable	0.00	T@7	
Billed	G:75047 1/5/2009 CTF-A./N7698/24079	0.00		
Reviewed telephone message from Carolyn Santoro, concerning calculation of liquidated damages. Diaried to discuss.				
369962	AEPE	0.25	185.00	46.25
12/31/2008	Billable	0.00	T@7	
Billed	G:75047 1/5/2009 CTF-A./N7698/24079	0.00		
Drafted an email to Carolyn Santoro, reminding her to get me the interest and audit fees. Diaried for response.				
370158	AEPE	0.20	185.00	37.00
1/5/2009	Billable	0.00	T@7	
Billed	G:75264 2/2/2009 CTF-A./N7698/24079	0.00		
Drafted an email letter to Carolyn Santoro, asking for the interest and audit fees.				
370223	AEPE	0.20	185.00	37.00
1/6/2009	Billable	0.00	T@7	
Billed	G:75264 2/2/2009 CTF-A./N7698/24079	0.00		
Telephone call to from Carolyn Santoro, to				

Slip ID	ATTORNEY	Units	Rate	Slip Value
Dates and Time	Activity	DNB Time	Rate Info	
Posting Status	Case	Est. Time	Bill Status	
Description	Reference	Variance		
discuss the damages.				
370284	AEPE	0.75	185.00	138.75
1/7/2009	Billable	0.00	T@7	
Billed G:75264 2/2/2009	CTF-A./N7698/24079	0.00		
Reviewed the liquidated damages, interest, and audit fees emailed by Carolyn Santoro. Made revisions to the demand letter and sent it.		0.00		
370714	AEPE	0.50	185.00	92.50
1/16/2009	Billable	0.00	T@7	
Billed G:75264 2/2/2009	CTF-A./N7698/24079	0.00		
Telephone call from owner Jesus Serna, discussing the damages. Reviewed status of the case. Serna is to call back within a week or two. Diaried for his response.		0.00		
372829	AEPE	2.00	185.00	370.00
2/25/2009	Billable	0.00	T@7	
Billed G:75503 3/2/2009	CTF-A./N7698/24079	0.00		
Drafted a Motion to Reinstate and for Entry of Default.		0.00		
372969	AEPE	2.00	185.00	370.00
2/27/2009	Billable	0.00	T@7	
Billed G:75503 3/2/2009	CTF-A./N7698/24079	0.00		
Made revisions to the Motion for Default. Drafted a Declaration for John Libby, Audit & Collection Supervisor, an Attorney's Declaration, and a Proposed Order. Drafted an email to John Libby, Audit & Collection Supervisor, explaining the history of the case and the reason why we are now filing for default.		0.00		
373161	AEPE	2.50	185.00	462.50
3/2/2009	Billable	0.00	T@7	
Billed G:75750 4/1/2009	CTF-A./N7698/24079	0.00		
Telephone call from John Libby, Audit & Collection Supervisor, discussing the bond and the change in interest calculations. Made amendments to the John Libby, Audit & Collection Supervisor declaration, the Motion, and the Order to reflect the changes in the interest calculation. Second telephone call from John Libby, Audit & Collection Supervisor, saying that the bond has been applied to the contributions, so that amount should be subtracted from the default motion. Telephone call to Carolyn Santoro to discuss this. Telephone call from John Libby,		0.00		

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Posting Status	Case	Est. Time	Bill Status	
Description	Reference	Variance		
Audit & Collection Supervisor, to confirm this. Drafted an email letter to John Libby, Audit & Collection Supervisor, to commemorate the change. Made the new calculations and changed the declaration, motion and order.				
373248	AEPE	0.50	185.00	92.50
3/3/2009	Billable	0.00	T@7	
Billed	G:75750 4/1/2009	0.00		
CTF-A./N7698/24079				
Telephone call to Carolyn Santoro, asking whether it would be better to alter John Libby, Audit & Collection Supervisor's affidavit, or to alter the summary sheet. Drafted new language for the affidavit.				
373357	AEPE	0.75	185.00	138.75
3/5/2009	Billable	0.00	T@7	
Billed	G:75750 4/1/2009	0.00		
CTF-A./N7698/24079				
Reviewed an email from John Libby, Audit & Collection Supervisor, discussing the format of the Declaration. Reviewed his scanned, signed declaration. Replied via email that the format was correct. Made final amendments to the motion. Arranged for filing.				
373508	AEPE	0.50	185.00	92.50
3/9/2009	Billable	0.00	T@7	
Billed	G:75750 4/1/2009	0.00		
CTF-A./N7698/24079				
Telephone call from owner Jesus Serna, discussing settlement. Reviewed the file for presentment of the motion on March 10, 2009.				
373533	AEPE	2.75	185.00	508.75
3/10/2009	Billable	0.00	T@7	
Billed	G:75750 4/1/2009	0.00		
CTF-A./N7698/24079				
Court appearance for the Motion to Reinstate and for Default. Met with the Defendant both before and after the appearance. Drafted a letter to John Libby, Audit & Collection Supervisor, explaining the procedural posture and the status of the case.				
373612	TJK	0.10	225.00	22.50
3/10/2009	Billable	0.00	T@7	
Billed	G:75750 4/1/2009	0.00		
CTF-A./N7698/24079				
Prepare monthly status and attorney fee report for Audit and Collections Supervisor John Libby.				

Slip ID		ATTORNEY	Units	Rate	Slip Value
Dates and Time		Activity	DNB Time	Rate Info	
Posting Status		Case	Est. Time	Bill Status	
Description		Reference	Variance		
373637	TIME	AEPE	0.25	185.00	46.25
3/10/2009		Billable	0.00	T@7	
Billed	G:75750 4/1/2009	CTF-A./N7698/24079	0.00		
Reviewed docket: Motion hearing held on 3/10/2009. Plaintiffs' motion to reinstate and for entry of order of default is entered and continued to 5/7/2009 at 9:45 AM.			0.00		
Downloaded document and diared date.					
375323	TIME	AEPE	0.35	185.00	64.75
4/7/2009		Billable	0.00	T@7	
Billed	G:76022 5/1/2009	CTF-A./N7698/24079	0.00		
Telephone call from John Libby, Audit & Collection Supervisor, asking for a status update, as the owner has made an appointment to come see him. Discussed the history of the case.			0.00		
375360	TIME	AEPE	0.50	185.00	92.50
4/8/2009		Billable	0.00	T@7	
Billed	G:76022 5/1/2009	CTF-A./N7698/24079	0.00		
Telephone call from Earl Oliver, discussing the company's settlement. Reviewed the spreadsheet. Drafted an email to John Libby, Audit & Collection Supervisor, confirming that I will draft a settlement agreement.			0.00		
375607	TIME	AEPE	1.50	185.00	277.50
4/13/2009		Billable	0.00	T@7	
Billed	G:76022 5/1/2009	CTF-A./N7698/24079	0.00		
Drafted our settlement agreement.			0.00		
375654	TIME	AEPE	0.50	185.00	92.50
4/14/2009		Billable	0.00	T@7	
Billed	G:76022 5/1/2009	CTF-A./N7698/24079	0.00		
Made revisions to the settlement agreement.			0.00		
376104	TIME	TJK	0.10	225.00	22.50
4/20/2009		Billable	0.00	T@7	
Billed	G:76022 5/1/2009	CTF-A./N7698/24079	0.00		
Prepare monthly status and attorney fee report for Audit and Collections Supervisor John Libby.			0.00		
376158	TIME	AEPE	0.25	185.00	46.25
4/21/2009		Billable	0.00	T@7	
Billed	G:76022 5/1/2009	CTF-A./N7698/24079	0.00		
Reviewed John Libby, Audit & Collection Supervisor's signed settlement agreement. Email exchange with John Libby, Audit & Collection Supervisor, Attorney Daniel P.			0.00		

Slip ID	ATTORNEY	Units	Rate	Slip Value
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McAnally, and me relating to who will ensure that the settlement is signed.				
376655	AEPE	1.00	185.00	185.00
4/28/2009	Billable	0.00	T@7	
Billed	G:76022 5/1/2009	0.00		
Drafted a Rule 41(a)(1) Motion to Dismiss.	CTF-A./N7698/24079	0.00		
377086	DPM	0.20	195.00	39.00
5/5/2009	Billable	0.00	T@7	
Billed	G:76302 6/1/2009	0.00		
Review the prior attorney fees and status of the last quarterly litigation status report; review attorney fees through 05/05/09; review case for current status; update the report for the May 2009 Quarterly Board of Trustees' Meeting : S.C.F. Commercial Flooring, Inc. - 24079 (audit case).	CTF-A./N7698/24079	0.00		
377205	AEPE	0.25	185.00	46.25
5/6/2009	Billable	0.00	T@7	
Billed	G:76302 6/1/2009	0.00		
Reviewed docket: This case is hereby dismissed pursuant to the Notice of Dismissal filed by Plaintiffs on 4/29/2009. Plaintiffs' motion for default judgment is denied as moot. Motion hearing set for 5/7/2009 is vacated. Entered in diary.	CTF-A./N7698/24079	0.00		
378331	TJK	0.10	225.00	22.50
5/26/2009	Billable	0.00	T@7	
Billed	G:76302 6/1/2009	0.00		
Prepare monthly status and attorney fee report for Audit and Collections Supervisor John Libby.	CTF-A./N7698/24079	0.00		
379733	AEPE	0.35	185.00	64.75
6/12/2009	Billable	0.00	T@7	
Billed	G:76625 7/1/2009	0.00		
Telephone call from John Libby, Audit & Collection Supervisor and Earl Oliver, saying that the company still has not signed the settlement agreement. Dan and I are to reinstate our cases if he does not sign by July 1, 2009. Sent an email to Attorney Daniel P. McAnally to this effect.	CTF-A./N7698/24079	0.00		
381306	AEPE	0.35	185.00	64.75
7/8/2009	Billable	0.00	T@7	
WIP	CTF-A./N7698/24079	0.00		
Reviewed an email from Earl Oliver, asking		0.00		

Slip ID	Dates and Time	Posting Status	Description	ATTORNEY Activity Case Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
for current fees and costs. Calculated updated fees.							
381423	7/9/2009	TIME	WIP Reviewed updated calculations from Earl Oliver. Drafted a reply email with questions.	AEPE Billable CTF-A./N7698/24079	0.50 0.00 0.00 0.00	185.00 T@7	92.50
381773	7/15/2009	TIME	WIP Telephone call from John Libby, Audit & Collection Supervisor, requesting that we reopen the case and obtain a judgment.	AEPE Billable CTF-A./N7698/24079	0.25 0.00 0.00 0.00	185.00 T@7	46.25
Grand Total				Billable Unbillable Total	37.45 0.00 37.45		6818.75 0.00 6818.75

*Filing Fee*

*\$ 350*

*\$ 7,168.75*