



3. As a result of L. Waller's breach of the Indemnity Agreement and other actions, EMC has incurred losses totaling \$1,218,625.80 in loss payments and expenses. (See Affidavit of Linda Hoffmann attached as Exhibit "B").

4. Federal Rule of Civil Procedure 58 provides for entry of judgment against a party under these circumstances.

5. EMC seeks entry of a judgment amount against L. Waller Enterprises, Inc. as a result of the decision by the Court on January 21, 2009 in the amount of \$1,218,625.80 as set forth in the Affidavit of Linda Hoffmann. (See Affidavit of Linda Hoffmann attached as Exhibit "B").

WHEREFORE, Plaintiff, Employers Mutual Casualty Company, prays that this Honorable Court enter a final judgment against L. Waller Enterprises, Inc. in the amount of \$1,218,625.80 at this time and for any other relief this Court deems appropriate.

**Employers Mutual Casualty Company**

By: /s/ Grace Winkler Cranley  
One of its Attorneys

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## CERTIFICATE OF SERVICE

I hereby certify that on March 13, 2009, I electronically filed **Employers Mutual Casualty Company's Amended Motion for Entry of Final Judgment Against Defendant L. Waller Enterprises, Inc.**, pursuant to the Federal Rules of Civil Procedure and Local Rules with the Clerk of the United States District Court, Northern District of Illinois, using the CM/ECF system which will send notice to the following:

Dirk L. Van Beek  
Dirk Van Beek Attorney at Law  
7220 West 194th Street Suite 104  
Tinley Park , IL 60477

**Employers Mutual Casualty Company**

/s/ Grace W. Cranley  
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