

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

LABORERS' PENSION FUND and)
LABORERS' WELFARE FUND OF THE)
HEALTH AND WELFARE DEPARTMENT)
OF THE CONSTRUCTION AND GENERAL)
LABORERS' DISTRICT COUNCIL OF)
CHICAGO AND VICINITY, and JAMES S.)
JORGENSEN, Administrator of the Funds,)
))
Plaintiffs,)
))
v.)
))
BLACKSHEEP CUSTOM CONCRETE, and)
ROBERT MAUCH,)
Defendants.)

Case No. 08 C 7135

Judge Andersen

AFFIDAVIT OF KAREN I. ENGELHARDT

STATE OF ILLINOIS)
))
COUNTY OF COOK)

Karen I. Engelhardt being first duly sworn on oath, deposes and states as follows:

1. I am an attorney and a shareholder at the law firm of Allison, Slutsky & Kennedy, P.C., counsel for plaintiffs Laborers' Pension Fund and Laborers' Welfare Fund of the Health and Welfare Department of the Construction and General Laborers' District Council of Chicago and Vicinity (the "Laborers' Funds") in the action against Blacksheep Custom Concrete and Robert Mauch . This affidavit is submitted to document attorneys' fees and costs incurred by the Laborers' Funds for work performed in connection with obtaining contributions owed for the period from December 11, 2008 through November 5, 2009.

2. This firm bills the Laborers' Funds on an hourly basis for services rendered to the Funds, at a rate of \$175.00 per hour for shareholders, \$150.00 per hour for associates, and \$75.00

Exh. B

per hour for clerks/paralegals. In this cause, records for legal work on this matter were kept contemporaneously and are attached hereto as Exhibit 1. In this case, defendant failed to produce records for an audit upon demand prolonging this litigation.

3. Exhibit 1 hereto sets forth the time expended from through by the firm's attorneys and paralegals in this matter. As set forth in that Exhibit, the Laborers' Funds have incurred legal fees to my firm in this matter in the amount of \$6,192.50.

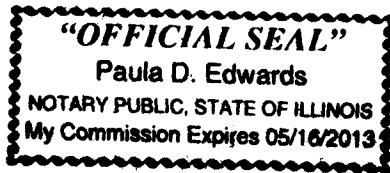
4. In addition, the Laborers' Funds have incurred the following costs in the prosecution of this matter totaling \$1,189.00, which includes filing and service fees.

FURTHER AFFIANT SAYETH NOT.


Karen I. Engelhardt

Subscribed and sworn to before me
this 6th day of November 2009.


NOTARY PUBLIC



Selection Criteria

Slip Classification Open
 Clie. Selection Include: Labrs P&W 1
 Refe. Selection Include: Blacksheep Custom Concrete

Rate Info - identifies rate source and level

Slip ID	Dates and Time	Posting Status	Description	Attorney Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
163617	12/11/2008	TIME	Billed Call w/ J. Gilleran; work on complaint	K. Engelhardt Legal Services Labrs P&W 1 Blacksheep Custom Con	0.60 0.00 0.00 0.00	175.00 C@1	105.00
163808	12/11/2008	TIME	Billed Prepare case: summons, appearance, civil cover sheet, exhibit labels and scan documents	Andre Smith Legal Services Labrs P&W 1 Blacksheep Custom Con	1.00 0.00 0.00 0.00	75.00 C@3	75.00
163809	12/12/2008	TIME	Billed Draft letter and prepare for service	Andre Smith Legal Services Labrs P&W 1 Blacksheep Custom Con	0.50 0.00 0.00 0.00	75.00 C@3	37.50
163813	12/15/2008	TIME	Billed Review court website;	K. Engelhardt Legal Services Labrs P&W 1 Blacksheep Custom Con	0.20 0.00 0.00 0.00	175.00 C@1	35.00
164259	12/29/2008	TIME	Billed Call w/ P. Ducar	K. Engelhardt Legal Services Labrs P&W 1 Blacksheep Custom Con	0.10 0.00 0.00 0.00	175.00 C@1	17.50
164265	12/30/2008	TIME	Billed Call w/ J. Gilleran, Local 75, Searchh for Chicagoland Paving; call w/ same; calls w/ P. Durcar	K. Engelhardt Legal Services Labrs P&W 1 Blacksheep Custom Con	0.70 0.00 0.00 0.00	175.00 C@1	122.50
164444	12/31/2008	TIME	Billed Draft amended complaint	K. Engelhardt Legal Services Labrs P&W 1 Blacksheep Custom Con	0.50 0.00 0.00 0.00	175.00 C@1	87.50
164635	1/5/2009	TIME	Billed Amend complaint	K. Engelhardt Legal Services Labrs P&W 1 Blacksheep Custom Con	0.60 0.00 0.00 0.00	175.00 C@1	105.00

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						Est. Time	Bill Status	
						Variance		
165494				Josiah Groff		0.30	150.00	45.00
	1/28/2009			Legal Services		0.00	C@2	
	Billed	G:14909		Labrs P&W 1		0.00		
			Efiling summons returns; call w/court clerk to correct party identification	Blacksheep Custom Con		0.00		
166473				K. Engelhardt		1.30	175.00	227.50
	2/11/2009			Legal Services		0.00	C@1	
	Billed	G:10022		Labrs P&W 1		0.00		
			Report to Trustees; draft motion for default and to compel an audit, order to compel, notice of motion; call w/ M. Christopher	Blacksheep Custom Con		0.00		
166599				K. Engelhardt		0.70	175.00	122.50
	2/12/2009			Legal Services		0.00	C@1	
	Billed	G:10022		Labrs P&W 1		0.00		
			Work on motion	Blacksheep Custom Con		0.00		
167624				K. Engelhardt		0.10	175.00	17.50
	2/13/2009			Legal Services		0.00	C@1	
	Billed	G:10022		Labrs P&W 1		0.00		
			Report to Trustees	Blacksheep Custom Con		0.00		
167210				K. Engelhardt		1.00	175.00	175.00
	2/19/2009			Legal Services		0.00	C@1	
	Billed	G:10022		Labrs P&W 1		0.00		
			Court appearance	Blacksheep Custom Con		0.00		
170042				K. Engelhardt		0.60	175.00	105.00
	4/16/2009			Legal Services		0.00	C@1	
	Billed	G:10068		Labrs P&W 1		0.00		
			Letter to P. Ducar; calls w/ Company, J. Gilleran, R. Wolf	Blacksheep Custom Con		0.00		
170791				K. Engelhardt		0.10	175.00	17.50
	4/29/2009			Legal Services		0.00	C@1	
	Billed	G:10068		Labrs P&W 1		0.00		
			Call w/ V. Baum	Blacksheep Custom Con		0.00		
170797				K. Engelhardt		0.40	175.00	70.00
	4/30/2009			Legal Services		0.00	C@1	
	Billed	G:10068		Labrs P&W 1		0.00		
			Calls w/ V. Baum; P. Ducar	Blacksheep Custom Con		0.00		
171342				K. Engelhardt		1.60	200.00	320.00
	5/15/2009			Legal Services		0.00	C@1	
	Billed	G:10083		Labrs P&W 1		0.00		
			Draft motion for rule; draft order, draft notice of motion; report to trustees	Blacksheep Custom Con		0.00		
171476				K. Engelhardt		1.00	200.00	200.00
	5/19/2009			Legal Services		0.00	C@1	
	Billed	G:10083		Labrs P&W 1		0.00		
			Call w/ W. Dennison; letter to W.Dennison; letter to R. Wolf	Blacksheep Custom Con		0.00		

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Slip ID	Dates and Time	Posting Status	Description	Attorney Activity	Client Reference	Units DNB Time	Rate Rate Info	Slip Value
						Est. Time	Bill Status	
						Variance		
171583	5/22/2009	TIME		K. Engelhardt		0.60	200.00	120.00
	Billed	G:10083	6/4/2009	Legal Services		0.00	C@1	
			Call w/ Vern Baum; letter to B. Bowes	Labrs P&W 1		0.00		
				Blacksheep Custom Con		0.00		
171593	5/22/2009	TIME		K. Engelhardt		0.10	200.00	20.00
	Billed	G:10083	6/4/2009	Legal Services		0.00	C@1	
			Report to Trustees	Labrs P&W 1		0.00		
				Blacksheep Custom Con		0.00		
171796	5/27/2009	TIME		K. Engelhardt		0.10	200.00	20.00
	Billed	G:10083	6/4/2009	Legal Services		0.00	C@1	
			Call w/ Wolf	Labrs P&W 1		0.00		
				Blacksheep Custom Con		0.00		
172419	6/3/2009	TIME		K. Engelhardt		0.10	200.00	20.00
	Billed	G:10114	7/8/2009	Legal Services		0.00	C@1	
			Call w/ V. Baum	Labrs P&W 1		0.00		
				Blacksheep Custom Con		0.00		
172614	6/11/2009	TIME		K. Engelhardt		1.50	200.00	300.00
	Billed	G:10114	7/8/2009	Legal Services		0.00	C@1	
			Court appearance; submitt proposed order and call w/ Deputy Clerk	Labrs P&W 1		0.00		
				Blacksheep Custom Con		0.00		
172742	6/12/2009	TIME		K. Engelhardt		0.80	200.00	160.00
	Billed	G:10114	7/8/2009	Legal Services		0.00	C@1	
			Obtain order from website; letters to D. Dennison, P. Ducar	Labrs P&W 1		0.00		
				Blacksheep Custom Con		0.00		
172966	6/19/2009	TIME		K. Engelhardt		0.10	200.00	20.00
	Billed	G:10114	7/8/2009	Legal Services		0.00	C@1	
			Call w/ W. Dennison	Labrs P&W 1		0.00		
				Blacksheep Custom Con		0.00		
172992	6/22/2009	TIME		K. Engelhardt		1.00	200.00	200.00
	Billed	G:10114	7/8/2009	Legal Services		0.00	C@1	
			Calls w/ W. Dennison, R. Wolf; letters to W. Dennison, R. Wolf	Labrs P&W 1		0.00		
				Blacksheep Custom Con		0.00		
173145	6/25/2009	TIME		K. Engelhardt		1.20	200.00	240.00
	Billed	G:10114	7/8/2009	Legal Services		0.00	C@1	
			Court appearance	Labrs P&W 1		0.00		
				Blacksheep Custom Con		0.00		
173157	6/25/2009	TIME		Josiah Groff		0.10	175.00	17.50
	Billed	G:10114	7/8/2009	Legal Services		0.00	C@2	
			Call w/KIE re docket	Labrs P&W 1		0.00		
				Blacksheep Custom Con		0.00		

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Slip ID	Dates and Time	Posting Status	Description	Attorney Activity	Client Reference	Units DNB Time	Rate Rate Info	Slip Value
						Est. Time	Bill Status	
						Variance		
173191	TIME			K. Engelhardt		0.10	200.00	20.00
	6/26/2009			Legal Services		0.00	C@1	
	Billed	G:10114		7/8/2009	Labrs P&W 1	0.00		
	Call w/ court clerk				Blacksheep Custom Con	0.00		
173200	TIME			K. Engelhardt		0.10	200.00	20.00
	6/29/2009			Legal Services		0.00	C@1	
	Billed	G:10114		7/8/2009	Labrs P&W 1	0.00		
	Call w/ auditor				Blacksheep Custom Con	0.00		
173494	TIME			K. Engelhardt		0.40	200.00	80.00
	6/30/2009			Legal Services		0.00	C@1	
	Billed	G:10114		7/8/2009	Labrs P&W 1	0.00		
	Letter to W. Dennison				Blacksheep Custom Con	0.00		
173720	TIME			K. Engelhardt		1.00	200.00	200.00
	7/7/2009			Legal Services		0.00	C@1	
	Billed	G:10138		8/6/2009	Labrs P&W 1	0.00		
	Calls w/ A. Dehly, V. Baum, J. Jorgensen, T. Riley, draft deposition notice and list of documents				Blacksheep Custom Con	0.00		
173907	TIME			K. Engelhardt		0.90	200.00	180.00
	7/14/2009			Legal Services		0.00	C@1	
	Billed	G:10138		8/6/2009	Labrs P&W 1	0.00		
	Call w/ J. Gilleran, letter to Dennison; draft subpoena				Blacksheep Custom Con	0.00		
174170	TIME			K. Engelhardt		1.20	200.00	240.00
	7/21/2009			Legal Services		0.00	C@1	
	Billed	G:10138		8/6/2009	Labrs P&W 1	0.00		
	Call w/ W. Dennison; court appearance				Blacksheep Custom Con	0.00		
174283	TIME			K. Engelhardt		0.10	200.00	20.00
	7/27/2009			Legal Services		0.00	C@1	
	Billed	G:10138		8/6/2009	Labrs P&W 1	0.00		
	Call w/ Court reporter				Blacksheep Custom Con	0.00		
175162	TIME			K. Engelhardt		2.90	200.00	580.00
	8/4/2009			Legal Services		0.00	C@1	
	Billed	G:10178		9/11/2009	Labrs P&W 1	0.00		
	Prepare for deposition and depose Robert Mauch; draft subpoena to Chicagoland Paving				Blacksheep Custom Con	0.00		
175271	TIME			K. Engelhardt		1.00	200.00	200.00
	8/10/2009			Legal Services		0.00	C@1	
	Billed	G:10178		9/11/2009	Labrs P&W 1	0.00		
	Call w/ D. Kelly; review information and draft letter to A. Dehly				Blacksheep Custom Con	0.00		
175355	TIME			K. Engelhardt		0.20	200.00	40.00
	8/14/2009			Legal Services		0.00	C@1	
	Billed	G:10178		9/11/2009	Labrs P&W 1	0.00		
	Call w/ A. Dehly				Blacksheep Custom Con	0.00		

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Slip ID	Dates and Time	Posting Status	Description	Attorney Activity	Client Reference	Units DNB Time	Rate Rate Info	Slip Value
						Est. Time	Bill Status	
						Variance		
175645	TIME			K. Engelhardt		0.20	200.00	40.00
	8/18/2009			Legal Services		0.00	C@1	
	Billed	G:10178		Labrs P&W 1	9/11/2009	0.00		
	Call w/ A. Dehly			Blacksheep Custom Con		0.00		
175656	TIME			K. Engelhardt		0.60	200.00	120.00
	8/21/2009			Legal Services		0.00	C@1	
	Billed	G:10178		Labrs P&W 1	9/11/2009	0.00		
	Calls w/ J. Mashos, A. Dehly, conf. call w/ J. Mashos and A. Dehly			Blacksheep Custom Con		0.00		
176630	TIME			K. Engelhardt		0.20	200.00	40.00
	9/4/2009			Legal Services		0.00	C@1	
	Billed	G:10198		Labrs P&W 1	10/6/2009	0.00		
	Calls w/ A. Dhly, court clerk			Blacksheep Custom Con		0.00		
176750	TIME			K. Engelhardt		0.10	200.00	20.00
	9/9/2009			Legal Services		0.00	C@1	
	Billed	G:10198		Labrs P&W 1	10/6/2009	0.00		
	Conf. w/ JAG			Blacksheep Custom Con		0.00		
177116	TIME			Josiah Groff		0.30	175.00	52.50
	9/9/2009			Legal Services		0.00	C@2	
	Billed	G:10198		Labrs P&W 1	10/6/2009	0.00		
	Court appearance			Blacksheep Custom Con		0.00		
176880	TIME			K. Engelhardt		0.60	200.00	120.00
	9/15/2009			Legal Services		0.00	C@1	
	Billed	G:10198		Labrs P&W 1	10/6/2009	0.00		
	Calls w/ Wolf & Company; letter to W. Dnnison			Blacksheep Custom Con		0.00		
176966	TIME			K. Engelhardt		0.30	200.00	60.00
	9/21/2009			Legal Services		0.00	C@1	
	Billed	G:10198		Labrs P&W 1	10/6/2009	0.00		
	Report to Trustees			Blacksheep Custom Con		0.00		
177106	TIME			K. Engelhardt		0.40	200.00	80.00
	9/24/2009			Legal Services		0.00	C@1	
	Billed	G:10198		Labrs P&W 1	10/6/2009	0.00		
	Letter to W. Dennison			Blacksheep Custom Con		0.00		
177649	TIME			K. Engelhardt		0.10	200.00	20.00
	10/1/2009			Legal Services		0.00	C@1	
	WIP			Labrs P&W 1		0.00		
	Call to W. Dennison			Blacksheep Custom Con		0.00		
177705	TIME			K. Engelhardt		0.80	200.00	160.00
	10/2/2009			Legal Services		0.00	C@1	
	WIP			Labrs P&W 1		0.00		
	Court appearance			Blacksheep Custom Con		0.00		
177727	TIME			K. Engelhardt		0.10	200.00	20.00
	10/2/2009			Legal Services		0.00	C@1	
	WIP			Labrs P&W 1		0.00		
	Report to Trustees			Blacksheep Custom Con		0.00		

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Slip ID	Dates and Time	Posting Status	Description	Attorney Activity	Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
177900	10/2/2009	TIME	WIP Court appearance	K. Engelhardt		0.80 0.00 0.00 0.00	200.00 C@1	160.00
178786	10/30/2009	TIME	WIP Draft J. Gilleran affidavit; letter to J. Gilleran	K. Engelhardt		0.80 0.00 0.00 0.00	200.00 C@1	160.00
179254	11/2/2009	TIME	WIP Draft Motion, attorneys' fees, notice of motion, proposed order	K. Engelhardt		1.70 0.00 0.00 0.00	200.00 C@1	340.00
179277	11/5/2009	TIME	WIP Work on J. Gilleran affidavit; insert interest rate into motion, proposed order; calculate attorney's fees; draft complete pleadings in preparation for filing	K. Engelhardt		1.50 0.00 0.00 0.00	200.00 C@1	300.00
Grand Total				Billable		33.30		6275.00
				Unbillable		0.00		0.00
				Total		33.30		6275.00

- 82.50

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