

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

_____)	
BASIL A. FRYE)	
)	
Plaintiff,)	
)	
v.)	No. 1:09-C-0977
)	
THOMPSON STEEL COMPANY, INC.,)	
a Massachusetts Corporation,)	Magistrate Judge Cole
)	
Defendant.)	
_____)	

**PLAINTIFF BASIL A. FRYE’S MOTION FOR JUDGMENT ON THE
ADMINISTRATIVE RECORD**

NOW COMES Plaintiff, BASIL A. FRYE (“Frye”), by and through his attorneys, MOMKUS McCLUSKEY, for his Motion for Judgment on the Administrative Record, states as follows:

1. Plaintiff moves that this Court enter an Order granting his Motion for Judgment on the Administrative Record, and in support thereof incorporates by this reference his Memorandum of Law as though fully set forth herein.

WHEREFORE, the Plaintiff, BASIL A. FRYE, requests a declaratory judgment declaring, finding and ordering:

A. That this Court declare and adjudicate the rights, obligations and liabilities of Basil A. Frye and Thompson Steel Company, Inc. with respect to the Retirement Plan;

B. That this Court declare and adjudicate that Basil A. Frye does not have a “permanent disability” according to that term’s meaning in the Retirement Plan;

CERTIFICATE OF SERVICE

I hereby certify that on July 27, 2009, I electronically filed the foregoing document with the Clerk of Court using the CM/ECF system, which will send notification of such filing to the following:

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