

EXHIBIT B

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, and CHICAGO)	CASE NO. 09CV1697
REGIONAL COUNCIL OF CARPENTERS)	
APPRENTICE & TRAINEE PROGRAM FUND,)	
)	JUDGE DOW
Plaintiffs,)	
vs.)	
LAPORTA CONSTRUCTION SERVICE CO., INC.,)	
)	
Defendant.)	

DECLARATION OF JOHN LIBBY

Pursuant to U.S.C. § 1746, I, John Libby, do declare under penalty of perjury that the following is true and correct:

1. I am the Audit Supervisor of the Employer Contributions Department for the Chicago Regional Council of Carpenters Pension Fund and the Chicago Regional Council of Carpenters Welfare Fund (collectively, the "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 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. The Plaintiffs audited the books and records of the Defendant, LAPORTA CONSTRUCTION SERVICE CO., INC., to verify that all contributions were submitted. The audit revealed that the Defendant breached the provisions of the Collective Bargaining Agreement by underpaying contributions that are owed to the Trust funds based upon the hours worked by employees and/or measured by the hours worked by subcontractors during the period of September 2006 through June 2007. The contributions owed to the Trust Funds

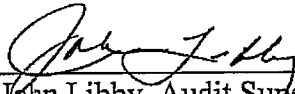
as a consequence of this breach are \$5,927.75.

5. The Defendant owes liquidated damages on the unpaid ERISA contributions in the amount of \$1,185.55 for the period September 2006 through June 2007 pursuant to the Collective Bargaining Agreements, the Trust Agreements and 29 U.S.C. §1132(g)(2)(C)(ii).

6. Because of Defendant's failure to pay contributions in a timely manner, interest is owed on the recently paid contributions. 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. The amount of interest owed is \$937.96.

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: 5/27/09



John Libby, Audit Supervisor

Summary of Contributions, Liquidated Damages & Interest Due
For The Reporting Period(s) Specified Below
Computed Through May 26, 2009

Employer Information

<p>File Number 23102 Name LAPORTA CONSTRUCTION Address SERVICE COMPANY INC City, State BOLINGBROOK, IL. 60490-0000 Telephone</p>	<p>Page Number 1 of 3 Reference Number: 9-59 Date Printed: 05/26/2009</p>
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Reporting Period	Delinquent Contributions	Liquidated Damages (1)	Interest (1)	Total Due
September, 2006	\$ 203.00	\$ 123.90	\$ 38.52	\$ 365.42
October, 2006	1,551.50	910.00	281.95	2,743.45
January, 2007	1,450.00	749.97	229.40	2,429.37
February, 2007	1,334.00	660.06	201.63	2,195.69
April, 2007	1,232.50	555.79	167.50	1,955.79
June, 2007	156.75	64.01	18.95	239.71
Grand Total (3)	\$ 5,927.75	\$ 4,185.55	\$ 937.96	\$ 8,051.26

(1) See Attached Computation

(3) Total Damages Capped at 20.00% in Accordance With ERISA Limitation

Total Amount Due : \$ 8,051.26 If Paid by May 26, 2009