

EXHIBIT C

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

CHICAGO REGIONAL COUNCIL OF CARPENTERS PENSION FUND, et al.,)	CASE NO. 09CV2791
)	
Plaintiff,)	JUDGE CONLIN
vs.)	
)	
MACDONALD CONSTRUCTION SERVICES, INC.,)	
)	
Defendant.)	

DECLARATION OF AMY ELIZABETH PALUCH EPTON

Pursuant to 28 U.S.C. § 1746, I, Amy Elizabeth Paluch Epton, do declare under penalty of perjury that the following is true and correct:

1. I am an associate in the law firm of Whitfield, McGann & Ketterman and one of the attorneys for Plaintiffs in the above captioned matter. I am licensed to practice law in the State of Illinois and for the United States District Court for the Northern District of Illinois. I make this Declaration in support of Plaintiffs' Motion for Default Judgment.
2. I have personal knowledge of the facts stated herein and am competent to give testimony as recited herein and from my own personal knowledge.
3. The Collective Bargaining Agreement and the Trust Agreements under which this action is based provide for the payment of liquidated damages, audit fees and attorneys' fees and costs incurred for failure of a signatory contractor to pay contributions in accordance with those Agreements.
4. I, Amy Elizabeth Paluch Epton, have devoted 11.20 hours in connection with the above-captioned case at the rate of \$ 185.00 per hour. My total billings are

\$2,022.00.

5. In addition, the filing fee was \$350.00; audit fees in the amount of \$5,025.00, and Special Process Server fee was \$55.00. These costs total \$5,430.00.

6. I certify that the attached detailed attorney fees and costs totaling \$7,452.00 were necessary and reasonable.

7. Notice of this Motion for Default was given to Defendant by mailing a copy of the same to: Thomas Vaclavek, Registered Agent, 8600 U.S. Highway 14, Suite 201, Crystal Lake, Illinois 60012.

Dated: June 15, 2009

/s/ Amy Elizabeth Paluch Epton

Amy Elizabeth Paluch Epton
Attorney for the Plaintiffs
Whitfield, McGann & Ketterman
111 E. Wacker Drive, Suite 2600
Chicago, IL 60601
(312) 251-9700, Fax (312) 251-9701
#6278817
Attorney No. 6278817

Selection Criteria

Slip.Date Earliest - 6/12/2009
Slip.Classification Open
Case (hand select) Include: CTF-A./N8019/23213

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		
376442	TIME	AEPE	185.00	277.50
4/27/2009		Billable	T@7	
Billed	G:76231 5/1/2009	CTF-A./N8019/23213		
Opened and reviewed file. Researched registered agent, officers, related companies, UCC filings, and other pending lawsuits and judgments against the company.				
376592	TIME	CPW	130.00	65.00
4/27/2009		Lexis	A@1	
Billed	G:76231 5/1/2009	CTF-A./N8019/23213		
Researched registered agent, officers, related companies, UCC filings, and other pending lawsuits and judgments against the company.				
376749	TIME	CPW	130.00	65.00
4/27/2009		Lexis	A@1	
Billed	G:76231 5/1/2009	CTF-A./N8019/23213		
Computer Research Fees/CD ROM				
376965	TIME	AEPE	185.00	92.50
5/4/2009		Billable	T@7	
Billed	G:76368 6/1/2009	CTF-A./N8019/23213		
Made revisions to the Complaint to break it into two separate counts.				
377471	TIME	AEPE	185.00	370.00
5/11/2009		Billable	T@7	
Billed	G:76368 6/1/2009	CTF-A./N8019/23213		
Prepared Federal Civil suit for Audit Deficiency; Prepared Federal Summons; Prepared civil cover sheet and appearance.				
377501	TIME	AEPE	185.00	46.25
5/12/2009		Billable	T@7	
Billed	G:76368 6/1/2009	CTF-A./N8019/23213		
Reviewed docket entry: Status hearing set for 7/7/2009 at 09:00 AM. At the status hearing, the parties are to report on the following: 1. Possibility of settlement in the case; 2. If no possibility of settlement exists,				

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Posting Status	Case	Est. Time	Bill Status	
Description	Reference	Variance		
the nature and length of discovery necessary to get the case ready for trial. Plaintiff is directed to advise all other parties of the courts action herein and to forward a copy of the courts procedure guidelines to defendant(s). Diaried dates and downloaded documents.				
377745	TIME	DPM		
5/14/2009		Billable	195.00	19.50
Billed	G:76368 6/1/2009	CTF-A./N8019/23213	T@7	
Review the prior attorney fees and status of the last quarterly litigation status report; review attorney fees through 04/30/09 review case for current status; calculate amounts collected, total and since the last quarter; update the report for the May 2009 quarterly trustees' meeting: MacDonald Construction Services, Inc. - 23213.				
378229	TIME	AEPE		
5/22/2009		Billable	185.00	92.50
Billed	G:76368 6/1/2009	CTF-A./N8019/23213	T@7	
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.				
378311	TIME	TJK		
5/26/2009		Billable	225.00	22.50
Billed	G:76368 6/1/2009	CTF-A./N8019/23213	T@7	
Prepare monthly status and attorney fee report for Audit and Collections Supervisor John Libby.				
378441	TIME	AEPE		
5/26/2009		Billable	185.00	185.00
Billed	G:76368 6/1/2009	CTF-A./N8019/23213	T@7	
Began drafting the motion for default.				
379627	TIME	AEPE		
6/11/2009		Billable	185.00	555.00
WIP		CTF-A./N8019/23213	T@7	
Drafted the Motion for Default. Drafted an email to Audit Coordinator Nathaniel Lagalo, requesting updated damages. Drafted the attorney fee affidavit.				

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		
379677	TIME	AEPE	1.25	185.00	231.25
6/12/2009		Billable	0.00	T@7	
WIP		CTF-A./N8019/23213	0.00		
Reviewed the calculations sent by Audit Coordinator Nathaniel Lagalo. Drafted the John Libby, Audit & Collection Supervisor Declaration.			0.00		
Grand Total					
		Billable	11.20		2022.00
		Unbillable	0.00		0.00
		Total	11.20		2022.00

STERN PROCESS & INVESTIGATION, LLC

Tax ID 04-3801615

205 W. RANDOLPH ST 730

CHICAGO, IL, 60606

Phone (312)-853-2150

Fax (312)-853-3119

Customer

WHITFIELD, MCGANN & KETTERMAN

111 E WACKER DRIVE 2600

CHICAGO, IL, 60601

Phone: (312)-251-9700 Fax: (312)-251-9701

Invoice# 226133

Date Of Invoice: 5/20/2009

Plaintiff: Trustees of the Chicago Regional Council of Carpenters Pension Fund, et al.

Court CaseID: 09CV2791

Firm# N8019 AEPE

Case Returned Date: 6/6/09

County: UNITED STATES DISTRICT COURT

Process Server: LARRY E. BIELA

ProcessType: SUMMONS AND COMPLAINT

Defendant:#1 MacDonald Construction Services, Inc.

Type Of Service: CORPORATE SERVICE

Person Served: THOMAS VACLAVEK, REGISTERED

Date Of Service: 5/18/2009

Time: 9:49 AM

Sex MALE

Age 45

Height 6'3

Build MEDIUM

Hair Color BROWN

Race WHITE

Defendant:#2

Type Of Service:

Person Served:

Date Of Service:

Time:

Sex

Age

Height

Build

Hair Color

Race

Location 8600 U.S. Highway 14 Suite 201, Crystal Lake, IL,

Type Of Premise: OFFICE

Delivery Charge

\$55.00

Rush

\$0.00

Bad Address

\$0.00

Filing

\$0.00

No Contact

\$0.00

Investigation

\$0.00

Database/Skip

\$0.00

Advanced fees

\$0.00

Total:**\$55.00**

Date Received

Check No

Amount Received

\$0.00

Balance Due

\$55.00

INFORMATION DEEMED RELIABLE BUT NOT GUARANTEED**PAYABLE UPON RECEIPT, 2% PER MONTH**

AUTHORIZED TO ACCEPT.