

# EXHIBIT A

20352  
SEP 09 2010

**UNITED STATES DISTRICT COURT  
FOR THE Northern District of Illinois – CM/ECF LIVE, Ver 4.1.1  
Eastern Division**

Local 705 International Brotherhood of Teamsters  
Health and Welfare Fund, et al.

Plaintiff,

v.

Case No.:  
1:10-cv-05018  
Honorable Ruben  
Castillo

Donald E Gayton Jr.

Defendant.

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**NOTIFICATION OF DOCKET ENTRY**

This docket entry was made by the Clerk on Thursday, September 9, 2010:

MINUTE entry before Honorable Ruben Castillo: After careful review of the case docket, the Court hereby enters a default against defendant, Donald E. Gayton, Jr. for failure to timely appear, answer or otherwise plead to the complaint. The Court will retain jurisdiction to enter a final default judgment. The parties are requested to fully exhaust all settlement possibilities prior to filing any additional pleadings. Mailed notice(rao, )

**ATTENTION:** This notice is being sent pursuant to Rule 77(d) of the Federal Rules of Civil Procedure or Rule 49(c) of the Federal Rules of Criminal Procedure. It was generated by CM/ECF, the automated docketing system used to maintain the civil and criminal dockets of this District. If a minute order or other document is enclosed, please refer to it for additional information.

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# **EXHIBIT B**

**Catherine M. Chapman**

E-mail Address:  
cchapman@baumsigman.com

September 15, 2010

Mr. Donald E. Gayton, Jr.  
5249 W. Crystal Street, Apt. 1  
Chicago, IL 60651-1467

RE: Local 705 I.B. of T. Health and Welfare Fund, *et al.* v. Gayton  
Civil Action No. 10 C 5018  
Our File No. 20352

Dear Mr. Gayton:

Please be advised that I represent the Local 705 I.B. of T. Fringe Benefit Funds. Enclosed please find a Minute Order entered by the Honorable Ruben Castillo. Judge Castillo entered default against you for your failure to answer or otherwise plead to the Complaint served upon you on August 18, 2010. The Complaint alleged that you failed to reimburse the Funds for amounts paid on your behalf related to your work related injuries. Judge Castillo also requested that the parties fully exhaust all settlement possibilities prior to filing any additional pleadings.

Please contact me within fourteen (14) days of the date of this letter to discuss a possible resolution of the amounts due my client. If I do not hear from you within that time frame, I will file a motion for default judgment against you in the amount of \$12,240.40. It is my hope, however, that we will resolve this matter amicably.

Sincerely,

**BAUM SIGMAN AUERBACH & NEUMAN, LTD.**



Catherine M. Chapman

CMC/mgp

Enclosure

cc: Jack Witt

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