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

| IRON WORKERS' MID-AMERICA            | ) |                         |
|--------------------------------------|---|-------------------------|
| PENSION PLAN, et al.,                | ) |                         |
|                                      | ) | CIVIL ACTION            |
| Plaintiffs,                          | ) |                         |
|                                      | ) | NO. 12 C 10057          |
| vs.                                  | ) |                         |
|                                      | ) | JUDGE JOHN J. THARP, JR |
| TEFCO, INC., an Indiana corporation, | ) |                         |
|                                      | ) |                         |
| Defendant.                           | ) |                         |
|                                      |   |                         |

## MOTION FOR ENTRY OF DEFAULT AND JUDGMENT

NOW COME Plaintiffs, by their attorneys, and move for entry of judgment by default against Defendant, TEFCO, INC., an Indiana corporation, in the total amount of \$39,200.19, plus Plaintiffs' court costs and reasonable attorneys' fees in the amount of \$1,755.50.

On December 28, 2012, the Summons and Complaint was served on the Registered Agent by tendering a copy of said documents to him personally at his place of business (a copy of the Summons and Affidavit of Service is attached hereto). Therefore, Defendant's answer was due on January 18, 2013. As Defendant has failed to timely answer the Complaint, Plaintiffs respectfully request entry of default and judgment.

| /s/ | Patrick N. R | yan |
|-----|--------------|-----|
|     |              |     |

## **CERTIFICATE OF SERVICE**

The undersigned, an attorney of record, hereby certifies that he electronically filed the foregoing document (Motion) with the Clerk of Court using the CM/ECF system, and further certifies that I have mailed the above-referenced document by United States Mail to the following non-CM/ECF participant on or before the hour of 5:00 p.m. this <u>26th</u> day of <u>March 2013</u>:

Mr. Tharon Freudenberg, Registered Agent/President Tefco, Inc. 11022 Sawmill Road Elberfeld, IN 47613-9122

/s/ Patrick N. Ryan

Patrick N. Ryan Attorney for Plaintiffs BAUM SIGMAN AUERBACH & NEUMAN, LTD. 200 West Adams Street, Suite 2200 Chicago, IL 60606-5231

Bar No.: 6278364

Telephone: (312) 236-4316 Facsimile: (312) 236-0241

E-Mail: pryan@baumsigman.com

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