

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

**LABORERS' PENSION FUND and
LABORERS' WELFARE FUND OF THE
HEALTH AND WELFARE DEPARTMENT
OF THE CONSTRUCTION AND GENERAL
LABORERS' DISTRICT COUNCIL OF
CHICAGO AND VICINITY, and JAMES S.
JORGENSEN, Administrator of the Funds,**

Plaintiffs,

v.

**WINDY CITY MAINTENANCE
CONTRACTORS, INC.**

Defendant.

Case No. 15 C 5331

Judge Harry D. Leinenweber

STIPULATION TO DISMISS

The Plaintiffs, the Laborers' Pension Fund, and the Laborers' Welfare Fund, of the Health and Welfare Department of the Construction and General Laborers' District Council of Chicago and Vicinity, and James S. Jorgensen, Administrator of the Funds (the "Laborers' Funds"), and Defendant, Windy City Maintenance Contractors, Inc. ("Windy City"), by and through their respective attorneys, and pursuant to Rule 41(a) of the Federal Rules, agree to dismiss this action pursuant to the Settlement Agreement and Release (the "Agreement"), executed March 29, 2016. The Laborers' Funds and Windy City (collectively hereinafter the "Parties") shall comply with the terms of the Agreement, and request that this Court retain jurisdiction through September 30, 2016, pursuant to the terms under the Agreement.

The Parties further agree that the Court shall retain jurisdiction for the purposes of enforcing

the Agreement, including retaining jurisdiction for either the Laborers' Funds or Windy City to move for an extension of time or to enforce the Agreement, which explicitly includes permitting the Plaintiffs to enter judgment as described in the Agreement.

As shown by the signatures below, the Parties hereby agree that this matter is now dismissed without prejudice until September 30, 2016, at which time if no motion to extend time or to reinstate this cause has been entered, the dismissal will be changed to a dismissal with prejudice.

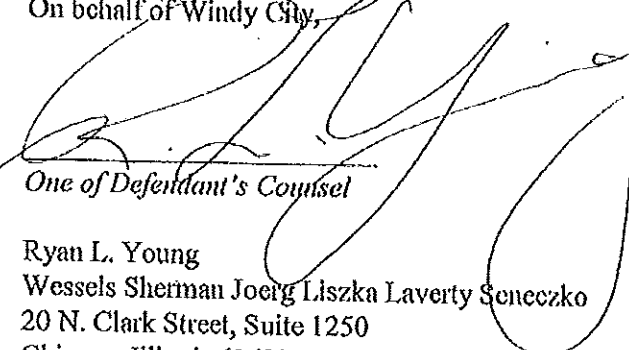
On behalf of the Funds,



One of Plaintiffs' Counsel

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On behalf of Windy City,



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May 17, 2016