

**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.)
)
PLATINUM SCAFFOLDING SERVICES, INC.)
)
Defendant.)**

**Case No. 16 C 9330
Judge Der-Yeghiayan**

AFFIDAVIT OF KAREN I. ENGELHARDT

**STATE OF ILLINOIS)
)
COUNTY OF COOK)**

I, Karen I. Engelhardt declare under oath and under the penalty of perjury the following:

1. I am an attorney and a shareholder at the law firm of Allison, Slutsky & Kennedy, P.C., counsel for 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. This affidavit is submitted to document attorneys' fees and costs incurred by the plaintiffs for work performed in connection with the above captioned lawsuit filed under Section 502(a)(3) of the Employee Retirement Income Security Act, 29 U.S.C. § 1132(a)(3), as amended, covering the period from September 27, 2016, through the present.

2. For all attorney time from September 27, 2016, forward, services were rendered to the Funds at the rate of \$225.00 per hour for shareholder, \$195.00 per hour for associates, and \$110.00 per hour for clerks/paralegals. In this cause, records for legal work on this matter were kept contemporaneously and are attached hereto as Exhibit 1.

3. Exhibit 1 hereto sets forth the time expended from September 27, 2016, through December 27, 2016, by the firm's attorneys and paralegals in this matter. As set forth in that Exhibit, the Laborers' Funds have incurred legal fees to my firm in this matter in the amount of \$2,632.00.

4. In addition, the Plaintiffs have incurred the following costs in the prosecution of this matter totaling \$442.00, which include filing and service fees.

FURTHER AFFIANT SAYETH NOT.


Karen Engelhardt

Subscribed and sworn to before me
this 27th day of December 2016.


NOTARY PUBLIC



Selection Criteria

Slip Classification Open
 Clie.Selection Include: Labrs P&W 1
 Refe.Selection Include: Platinum Scaffolding

Rate Info - identifies rate source and level

Slip ID	Dates and Time	Posting Status	Description	Attorney Activity	Client Reference	Units DNB Time	Rate Rate Info	Slip Value
						Est. Time	Bill Status	
						Variance		
288835	TIME			K. Engelhardt		0.80	225.00	180.00
	9/27/2016			Legal Services		0.00	C@1	
	Billed	G:12232	10/11/2016	Labrs P&W 1		0.00		
				Platinum Scaffolding		0.00		
			Prepare lawsuit; call w/ J. Gilleran; draft complaint					
288752	TIME			Andre Smith		1.00	110.00	110.00
	9/28/2016			Legal Services		0.00	C@3	
	Billed	G:12232	10/11/2016	Labrs P&W 1		0.00		
				Platinum Scaffolding		0.00		
			Rile new lawsuit; draft complaint, appearance, civil cover, exhibit labels, scan documents and e-file					
290014	TIME			Andre Smith		0.75	110.00	82.50
	10/4/2016			Legal Services		0.00	C@3	
	Billed	G:12247	11/3/2016	Labrs P&W 1		0.00		
				Platinum Scaffolding		0.00		
			Draft letter for service					
289245	TIME			K. Engelhardt		0.20	225.00	45.00
	10/6/2016			Legal Services		0.00	C@1	
	Billed	G:12247	11/3/2016	Labrs P&W 1		0.00		
				Platinum Scaffolding		0.00		
			Letter to J. Mashos					
289254	TIME			K. Engelhardt		0.20	225.00	45.00
	10/7/2016			Legal Services		0.00	C@1	
	Billed	G:12247	11/3/2016	Labrs P&W 1		0.00		
				Platinum Scaffolding		0.00		
			Report to Trustees					
289369	TIME			K. Engelhardt		0.20	225.00	45.00
	10/13/2016			Legal Services		0.00	C@1	
	Billed	G:12247	11/3/2016	Labrs P&W 1		0.00		
				Platinum Scaffolding		0.00		
			Report to Trustees					
290022	TIME			Andre Smith		0.50	110.00	55.00
	10/27/2016			Legal Services		0.00	C@3	
	Billed	G:12247	11/3/2016	Labrs P&W 1		0.00		
				Platinum Scaffolding		0.00		
			E-file summons return					
290276	TIME			K. Engelhardt		0.40	225.00	90.00
	11/3/2016			Legal Services		0.00	C@1	
	Billed	G:12275	12/5/2016	Labrs P&W 1		0.00		
				Platinum Scaffolding		0.00		
			Call w/ R. Marentes, D. Timm					

12/27/2016
2:38 PM

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Slip Listing

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Slip ID	Dates and Time	Posting Status	Description	Attorney Activity	Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
290283	TIME			K. Engelhardt		0.50	225.00	112.50
	11/4/2016			Legal Services		0.00	C@1	
	Billed	G:12275	12/5/2016	Labrs P&W 1		0.00		
	Letter to R. Martenes			Platinum Scaffolding		0.00		
290343	TIME			K. Engelhardt		0.30	225.00	67.50
	11/7/2016			Legal Services		0.00	C@1	
	Billed	G:12275	12/5/2016	Labrs P&W 1		0.00		
	Call w/ J. Mashos; draft letter to Company			Platinum Scaffolding		0.00		
290361	TIME			K. Engelhardt		0.00	225.00	0.00
	11/7/2016			Legal Services		0.00	C@1	
	Billed	G:12275	12/5/2016	Labrs P&W 1		0.00	Do Not Bill	
	Call w/ J. Mashos; prepare and forward letter			Platinum Scaffolding		0.00		
	DUPLICATE							
290747	TIME			K. Engelhardt		0.10	225.00	22.50
	11/22/2016			Legal Services		0.00	C@1	
	Billed	G:12275	12/5/2016	Labrs P&W 1		0.00		
	Call w/ J. Gilleran			Platinum Scaffolding		0.00		
290953	TIME			K. Engelhardt		0.50	225.00	112.50
	11/23/2016			Legal Services		0.00	C@1	
	Billed	G:12275	12/5/2016	Labrs P&W 1		0.00		
	Draft initial status report			Platinum Scaffolding		0.00		
290970	TIME			K. Engelhardt		0.10	225.00	22.50
	11/28/2016			Legal Services		0.00	C	
	Billed	G:12275	12/5/2016	Labrs P&W 1		0.00		
	Prepare for Court appearance			Platinum Scaffolding		0.00		
290971	TIME			K. Engelhardt		2.00	225.00	450.00
	11/29/2016			Legal Services		0.00	C	
	Billed	G:12275	12/5/2016	Labrs P&W 1		0.00		
	Court appearance; call w/ R. Marentes, T. Hancock; email to T. Hancock			Platinum Scaffolding		0.00		
291280	TIME			K. Engelhardt		0.10	225.00	22.50
	12/1/2016			Legal Services		0.00	C@1	
	WIP			Labrs P&W 1		0.00		
	Calls w/ R. Marentes			Platinum Scaffolding		0.00		
291400	TIME			K. Engelhardt		0.20	225.00	45.00
	12/7/2016			Legal Services		0.00	C@1	
	WIP			Labrs P&W 1		0.00		
	Email to D. Timm			Platinum Scaffolding		0.00		
291410	TIME			K. Engelhardt		0.20	225.00	45.00
	12/9/2016			Legal Services		0.00	C@1	
	WIP			Labrs P&W 1		0.00		
	Email w/ D. Timm; review Company request			Platinum Scaffolding		0.00		

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Slip Listing

Slip ID	Dates and Time	Posting Status	Description	Attorney Activity Client Reference	Units DNB Time Est. Time Variance	Rate Rate Info Bill Status	Slip Value
291492	TIME		12/13/2016 WIP Calls w/ R. Marentes, D. Timm	K. Engelhardt Legal Services Labrs P&W 1 Platinum Scaffolding	0.30 0.00 0.00 0.00	225.00 C@1	67.50
291506	TIME		12/14/2016 WIP Call w/ D. Timm; conference call w/ R. Marentes; call w/ J. Gilleran	K. Engelhardt Legal Services Labrs P&W 1 Platinum Scaffolding	0.70 0.00 0.00 0.00	225.00 C@1	157.50
291577	TIME		12/15/2016 WIP Email J. Gilleran, R. Marentes; obtain fee report; letter to R. Marentes	K. Engelhardt Legal Services Labrs P&W 1 Platinum Scaffolding	1.00 0.00 0.00 0.00	225.00 C@1	225.00
291592	TIME		12/16/2016 WIP Call w/ J. Gilleran	K. Engelhardt Legal Services Labrs P&W 1 Platinum Scaffolding	0.10 0.00 0.00 0.00	225.00 C@1	22.50
291599	TIME		12/19/2016 WIP Email to A. Franz	K. Engelhardt Legal Services Labrs P&W 1 Platinum Scaffolding	0.10 0.00 0.00 0.00	225.00 C@1	22.50
291611	TIME		12/20/2016 WIP Call w/ R. Marentes	K. Engelhardt Legal Services Labrs P&W 1 Platinum Scaffolding	0.10 0.00 0.00 0.00	225.00 C@1	22.50
291817	TIME		12/27/2016 WIP Draft J. Mashos affidavit; calls w/ J. Mashos; draft motion for damages; compute attorneys' fees; draft fee affidavit; letter to J. Gilleran	K. Engelhardt Legal Services Labrs P&W 1 Platinum Scaffolding	2.50 0.00 0.00 0.00	225.00 C@1	562.50
Grand Total							
				Billable	12.85		2632.50
				Unbillable	0.00		0.00
				Total	12.85		2632.50