

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION

STEPHEN I. BANDAK,	)	
Plaintiff,	)	
	)	
vs.	)	1:06-cv-1622-LJM-JMS
	)	
THE ELI LILLY AND COMPANY	)	
RETIREMENT PLAN, and THE	)	
EMPLOYEE BENEFITS COMMITTEE	)	
OF THE ELI LILLY AND COMPANY	)	
RETIREMENT PLAN,	)	
Defendant.	)	

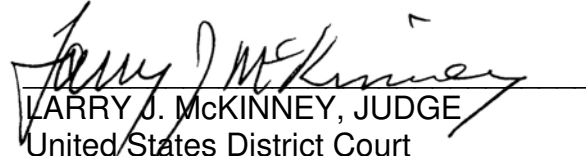
**ENTRY OF JUDGMENT**

Through an Order dated September 8, 2008, the Court granted Plaintiff's, Stephen I. Bandak ("Plaintiff"), Motion for Summary Judgment and denied Defendants', the Eli Lilly and Company Retirement Plan and the Employee Benefits Committee of the Eli Lilly and Company Retirement Plan (collectively, "Defendants"), Motion for Summary Judgment. The Court concluded that Defendants wrongfully offset Plaintiff's retirement benefits in violation of the Employment Retirement Insurance Security Act, 29 U.S.C. § 1132(a)(1)(B).

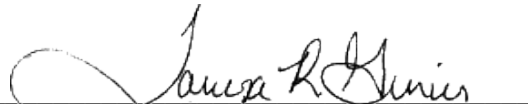
Pursuant to the Court's Order dated February 11, 2009, on Plaintiff's Motion for Entry of Final Judgment and for Attorneys' Fees, judgment is hereby **ENTERED** in favor of Plaintiff and against Defendants on Plaintiff's claims under § 1132(a)(1)(B) in the amount of \$100,222.86, plus prejudgment interest in the amount of \$4,637.69. In addition, Defendants are hereby **ENJOINED** from reducing Plaintiff's future benefits under the Lilly Plan by amounts paid to Plaintiff from his UK Pension Plan. Finally, judgment is hereby

**ENTERED** in favor of Plaintiff and against Defendants for Plaintiff's attorneys fees incurred in this matter in the amount of \$89,612.00.

DATED this 11th day of February, 2009.

  
LARRY J. MCKINNEY, JUDGE  
United States District Court  
Southern District of Indiana

Laura A. Briggs, Clerk

BY:   
Deputy Clerk, U. S. District Court

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