

ALVORD AND ALVORD
ATTORNEYS AT LAW
1050 SEVENTEENTH STREET, N.W.
SUITE 301
WASHINGTON, D.C.
20036
—
(202) 393-2266
FAX (202) 393-2156
E-MAIL alvordlaw@aol.com

ELIAS C. ALVORD (1942)
ELLSWORTH C. ALVORD (1964)
ROBERT W. ALVORD (2011)

April 15, 2014

Chief
Section of Administration
Office of Proceedings
Surface Transportation Board
395 "E" Street, S.W.
Washington, D.C. 20423

Dear Section Chief:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11301(a) are two (2) copies of an Amended Default Judgment, dated August 6, 2013, a secondary document as defined in the Board's Rules for the Recordation of Documents.

The enclosed document relates to the Default Judgment previously filed at the Board under Recordation Number 31112 and amends the name of the Defendant.

The names and addresses of the parties to the enclosed document are:

Secured Party/
Plaintiff:

First Union Rail Corporation
One O'Hare Centre
6250 River Road, Suite 5000
Rosemont, IL 60018

Borrower/
Defendant

Industrial Railway Switching and Services, Inc.
1020 Washington Avenue
Chicago Heights, IL 60411

Chief, Section of Administration

April 15, 2014

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A description of the railroad equipment covered by the enclosed document is:

All railroad equipment of the Defendant, whether now owned or hereafter acquired, including, without limitation, the 22 Locomotives: LOCX 68, LOCX 100 – LOCX 102, LOCX 150, LOCX 203, LOCX 1005, LOCX 1011, LOCX 1453, LOCX 8130 and within the series LOCX 1201 – LOCX 1276 as set forth in the attachment to the document.

A short summary of the document to appear in the index is:

Amended Default Judgment.

Also enclosed is a check in the amount of \$44.00 payable to the order of the Surface Transportation Board covering the required recordation fee.

Kindly return stamped copies of the enclosed document to the undersigned.

Very truly yours,



Edward M. Luria

EML/sem
Enclosures

IN THE CIRCUIT COURT OF COOK COUNTY, ILLINOIS
COUNTY DEPARTMENT, LAW DIVISION

FIRST UNION RAIL CORPORATION,)
)
Plaintiff,)
)
INDUSTRIAL RAILWAY)
SWITCHING AND SERVICES, INC.,)
an Illinois Corporation)
)
Defendant.)

Case No. 2013 L 005205

NUNC PRO TUNC ORDER

This matter coming to be heard on Plaintiff's Motion to Amend Default Judgment Order of August 6, 2013 and Case Caption, Nunc Pro Tunc, to Amend Party Misnomer (to reflect that the Judgment-Defendant's name is properly spelled "INDUSTRIAL RAILWAY SWITCHING AND SERVICES, INC.") (the "Motion"), due notice being given, and the Court being fully advised in the premises,

IT IS HEREBY ORDERED that Plaintiff's Motion is granted, and the Judgment Order dated August 6, 2013 and the Case Caption is amended, nunc pro tunc, to reflect that on August 6, 2013, judgment by default was entered in favor of Plaintiff FIRST UNION RAIL CORPORATION and against Judgment-Defendant INDUSTRIAL RAILWAY SWITCHING AND SERVICES, INC. in the principal amount of \$197,782.29, plus pre-judgment interest in the amount of \$11,977.45, plus attorneys' fees and costs in the amount of \$3,779.00, for a Total Judgment amount of \$213,538.74.

Entered: _____
Nunc Pro Tunc to: August 6, 2013
ENTERED
JUDGE ALEXANDER P. WHITE-0241
APR 14 2014
DOROTHY BROWN
CLERK OF THE CIRCUIT COURT
OF COOK COUNTY, IL
DEPUTY CLERK

Prepared by:
Amrit S. Kapai, Esq.
ASKOUNIS & DARCY, P.C.

444 N. Michigan Ave., Ste. 3270
Chicago, IL 60611
312/784-2400 (telephone)
312/784-2410 (facsimile)
Firm ID: 44509

CERTIFICATION

I, Edward M. Luria, an attorney licensed to practice in the District of Columbia, the State of Delaware and the Commonwealth of Pennsylvania, do hereby certify under penalty of perjury that I have compared the attached copy with the original thereof and have found the copy to be complete and identical in all respects to the original document.

Dated: 4/25/14

Edward M Luria
Edward M. Luria