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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

RESILIENT FLOOR COVERING )  
PENSION FUND, et al., )  
 )  
Plaintiff(s), )  
 )  
v. )  
 )  
M&M INSTALLATION, INC., et )  
al, )  
 )  
Defendant(s). )  
\_\_\_\_\_ )

No. C08-5561 BZ  
**FINAL JUDGMENT**

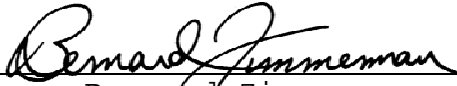
The Court having entered an Order Granting Summary Judgment on August 18, 2009, **IT IS ORDERED** and **ADJUDGED**:

1. That for the purpose of collecting withdrawal liability assessed against defendant M & M Installation, Inc. ("M & M"), defendant Simas Floor Co., Inc. ("Simas Floor") and M & M are alter egos, and Simas Floor is responsible for continuing to make the remaining withdrawal liability payments assessed against M & M.
2. That Simas Floor is not in default under 29 U.S.C. § 1399(c)(5)(A) or (B)
3. That the rest of defendants' counterclaim

1 is **DISMISSED** on the merits.

2 4. That plaintiffs be awarded their costs of suit.

3 Dated: August 19, 2009

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Bernard Zimmerman  
United States Magistrate Judge

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