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**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA**

SOUTHWEST REGIONAL
COUNCIL OF CARPENTERS,

Petitioner,

v.

HANAN CONSTRUCTION
COMPANY, INC.,

Respondent.

CASE NO. 11-CV-03519-DMG-FFM

**JUDGMENT CONFIRMING
ARBITRATION AWARD**

Upon consideration of the contentions of Petitioner Southwest Regional Council of Carpenters’ unopposed Petition to Confirm Arbitration Award, and this Court having jurisdiction under Section 301 of the Labor-Management Relations Act, 29 U.S.C. § 185, and good cause appearing therefor,

IT IS HEREBY ORDERED AND ADJUDGED that the Award issued by Arbitrator Edna Francis on February 24, 2011 and reissued on March 31, 2011, is hereby confirmed and enforced, and Respondent Hanan Construction Company, Inc., shall comply with the Award, including the following remedy: Respondent “shall

1 award [Enriquez] Velasquez \$31,480.00 (20 weeks' lost pay @ 39.35 hourly wage
2 rate) and attendant pension and welfare benefits; shall award [Howard] Martin
3 \$61,386.00 (39 weeks' lost pay @ 39.35 hourly wage rate) and attendant pension and
4 welfare benefits; and shall award [Nathan] Horne \$52,706.13 (39 weeks' lost pay @
5 \$39.35 hourly wage rate minus \$8,679.87)) and attendant pension and welfare
6 benefits.”
7

8
9 IT IS FURTHER ORDERED AND ADJUDGED that, pursuant to California
10 Civil Code Section 3289(b), Respondent Hanan Construction Company, Inc., must
11 pay an interest at a rate of ten (10) percent per annum from the time of the breach until
12 full satisfaction of the arbitration award.
13

14 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that
15
16 SOUTHWEST REGIONAL COUNCIL OF CARPENTERS has a judgment against
17 HANAN CONSTRUCTION COMPANY, INC, as follows:
18

19	1. 20 weeks' lost pay @ \$39.35 hourly wage rate	\$31,480.00
20	to <u>Enriquez Velasquez</u> out of the 39 week remedy	
21	period (between March 12, 2010 to December 10, 2010)	
22	for the wrongful termination	
23	2. Interest of ten (10) percent per annum on \$31,480.00,	\$4,312.33
24	pursuant to California Civil Code Section 3289(b),	
25	from the time of the breach on March 12, 2010	
26	to the date of the Order confirming the Arbitration	
27	Award	
28	TOTAL TO ENRIQUEZ VELASQUEZ	\$35,792.33

1	3.	39 weeks' lost pay @ \$39.35 hourly wage rate	\$61,386.00
2		to <u>Howard Martin</u> for the 39 week remedy period	
3		(between March 12, 2010 to December 10, 2010)	
4		for the wrongful termination	
5	4.	Interest of ten (10) percent per annum on \$61,386.00,	\$8,409.04
6		pursuant to California Civil Code Section 3289(b),	
7		from the time of the breach on March 12, 2010	
8		to the date of the Order confirming the Arbitration	
9		Award	
10		TOTAL TO HOWARD MARTIN	\$69,795.04
11	5.	39 weeks' lost pay @ \$39.35 hourly wage rate	\$52,706.13
12		for the 39 week remedy period (between	
13		March 12, 2010 to December 10, 2010) for the	
14		wrongful termination, minus \$8,679.87,	
15		to <u>Nathan Horne</u>	
16	6.	Interest of ten (10) percent per annum on \$52,706.13,	\$7,220.02
17		pursuant to California Civil Code Section 3289(b),	
18		from the time of the breach on March 12, 2010	
19		to the date of the Order confirming the Arbitration	
20		Award	
21		TOTAL TO NATHAN HORNE	\$59,926.15
22	7.	The amount of benefits Respondent would have	\$8,808.00
23		paid to the Carpenters Southwest Administrative	
24		Corporation for the weeks that <u>Enriquez Velasquez</u>	
25		would have worked between March 12, 2010	
26		to December 10, 2010 but for the wrongful termination,	
27		excluding the 19 weeks for which Mr. Velasquez	
28		found other employment sometime after July 1, 2010	
		(78 weekdays, 8 hours/day @ \$10.90 per hour; plus	
		22 weekdays, 8 hours/day @ \$11.40 per hour)	
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8. The amount of benefits Respondent would have \$17,472.00
paid to the Carpenters Southwest Administrative
Corporation for the 39 weeks Howard Martin would have
worked between March 12, 2010 to December 10, 2010
but for the wrongful termination
(78 weekdays, 8 hours/day @ \$10.90 per hour; plus
117 weekdays, 8 hours/day @ \$11.40 per hour)

9. The amount of benefits Respondent would have \$17,472.00
paid to the Carpenters Southwest Administrative
Corporation for the 39 weeks Nathan Horne would have
worked between March 12, 2010 to December 10, 2010
but for the wrongful termination
(78 weekdays, 8 hours/day @ \$10.90 per hour; plus
117 weekdays, 8 hours/day @ \$11.40 per hour)

10. Interest of ten (10) percent per annum on \$43,752 \$5,993.42
(total of items 7 through 9, above)
pursuant to California Civil Code Section 3289(b),
from the time of the breach on March 12, 2010
to the date of the Order confirming the Arbitration
Award

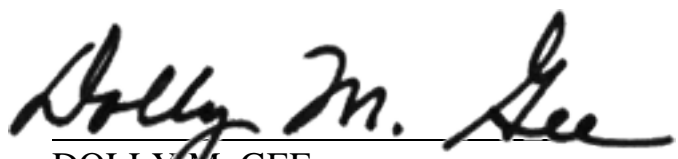
TOTAL TO THE CARPENTERS SOUTHWEST \$49,745.42
ADMINISTRATIVE CORPORATION

GRAND TOTAL \$215,258.94

This Court retains jurisdiction for purposes of confirming and enforcing any
further award made by the arbitrator.

IS IT SO ADJUDGED.

Dated: September 13, 2011


DOLLY M. GEE
United States District Judge