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

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11 SEIU, LOCAL 1877,

12 Petitioner,

13 v.

14 CLEAN RITE JANITORIAL SERVICES,  
15 LLC,

16 Respondent.

Case No. 2:12-cv-03196-ODW(JCGx)

**ORDER GRANTING MOTION FOR  
DEFAULT JUDGMENT [13]**

17 Before the Court is Petitioner SEIU, Local 1877's Motion for Default Judgment  
18 against Respondent Clean Rite Janitorial Services, LLC. (ECF No. 13.) The Clerk  
19 entered default against Clean Rite on July 20, 2012. (ECF No. 12.) Clean Rite did  
20 not oppose SEIU's Motion for Default Judgment. The Court deems this matter  
21 appropriate for decision without oral argument. *See* Fed. R. Civ. P. 78; C.D. Cal. L.R.  
22 7-15.

23 Having carefully considered Plaintiff's motion papers, pleadings, and  
24 supporting declarations in light of the seven factors enumerated in *Eitel v. McCool*,  
25 782 F.2d 1470, 1471–72 (9th Cir. 1986), the Court finds sufficient evidence to  
26 confirm the Arbitration Decision and Award and the Supplemental Award. The Court  
27 therefore **GRANTS** SEIU's Motion and hereby **CONFIRMS** the November 10, 2009  
28 Arbitration Decision and Award and April 23, 2011 Supplemental Award, both issued

1 by Arbitrator Louis M. Zigman in favor of SEIU, Local 1877 and against Clean Rite  
2 Janitorial Services LLC, for a total award of **\$409,736.80**.

3 SEIU also seeks attorney's fees and costs as a result of Clean Rite's bad-faith  
4 refusal to abide by the arbitrator's award. *See Int'l Union of Petroleum & Indus*  
5 *Workers v. W. Indus. Maint., Inc.*, 707 F.2d 425 (9th Cir. 1983). The Court finds  
6 sufficient evidence of bad faith to **GRANT** SEIU's request. With respect to SEIU's  
7 request for attorneys' fees, the Court finds that the requested fees are based on  
8 reasonable rates and hours expended. *See Van Gerwen v. Guarantee Mut. Life Co.*,  
9 214 F.3d 1041, 1045 (9th Cir. 2000). The Court therefore **GRANTS** SEIU's request  
10 for attorney's fees in the amount of **\$5,693.75**. The Court likewise **GRANTS** SEIU's  
11 request for costs incurred in this action, subject to proper proof of SEIU's costs before  
12 the Clerk of Court in an Application to the Clerk to Tax Costs.

13 For the reasons discussed above, SEIU's Motion for Default Judgment is  
14 **GRANTED** in its entirety. Judgment will be entered against Clean Rite Janitorial  
15 Services in a subsequently filed Judgment in the amount of **\$415,430.55** plus costs,  
16 subject to proof.

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18 **IT IS SO ORDERED.**

19  
20 August 21, 2012

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23 **HON. OTIS D. WRIGHT, II**  
24 **UNITED STATES DISTRICT JUDGE**  
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