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9 Attorneys for Plaintiffs

10 UNITED STATES DISTRICT COURT

11 CENTRAL DISTRICT OF CALIFORNIA

12 BOARD OF TRUSTEES OF THE SHEET
13 METAL WORKERS' PENSION PLAN OF
14 SOUTHERN CALIFORNIA, ARIZONA AND
15 NEVADA; BOARD OF TRUSTEES OF THE
16 SHEET METAL WORKERS' HEALTH
17 PLAN OF SOUTHERN CALIFORNIA,
18 ARIZONA AND NEVADA; BOARD OF
19 TRUSTEES OF THE SOUTHERN
20 CALIFORNIA SHEET METAL JOINT
21 APPRENTICESHIP AND TRAINING
22 COMMITTEE; BOARD OF TRUSTEES OF
23 THE SHEET METAL WORKERS' LOCAL
24 105 RETIREE HEALTH PLAN; BOARD OF
25 TRUSTEES OF THE SOUTHERN
26 CALIFORNIA SHEET METAL WORKERS'
27 401(A) PLAN; SHEET METAL WORKERS'
28 INTERNATIONAL ASSOCIATION, LOCAL
UNION NO. 105 UNION DUES CHECK-OFF
AND DEFERRED SAVINGS FUND; BOARD
OF TRUSTEES OF THE SOUTHERN
CALIFORNIA SHEET METAL INDUSTRY
LABOR MANAGEMENT COOPERATION
TRUST; BOARD OF TRUSTEES OF THE
SHEET METAL INDUSTRY FUND OF LOS
ANGELES,

Plaintiffs,

v.

ACTION SHEET METAL, INC.; LORA
DEAN DOLCE; PAT A. DOLCE; and LAREE
DINA DOLCE, Individuals,

Defendants.

Case No. 2:15-cv-4365-RGK-AGR

Hon. R. Gary Klausner

ORDER ON STIPULATION FOR
JUDGMENT

1 Pursuant to the Stipulation by and between Plaintiffs Board of Trustees of the
2 Sheet Metal Workers' Pension Plan of Southern California, Arizona and Nevada
3 ("Pension Plan"); Board of Trustees of the Sheet Metal Workers' Health Plan of
4 Southern California, Arizona and Nevada ("Health Plan"); Board of Trustees of the
5 Southern California Sheet Metal Joint Apprenticeship and Training Committee
6 ("JATC"); Board of Trustees of the Sheet Metal Workers' Local 105 Retiree Health Plan
7 ("Retirees Plan"); Board of Trustees of the Southern California Sheet Metal Workers'
8 401(a) Plan ("401(a) Plan"); Sheet Metal Workers' International Association, Local
9 Union No. 105 Union Dues Check-Off and Deferred Savings Fund ("Dues and Savings
10 Fund"); Board of Trustees of the Southern California Sheet Metal Industry Labor
11 Management Cooperation Trust ("LMCT"); and Board of Trustees of the Sheet Metal
12 Industry Fund of Los Angeles ("Industry Fund") (collectively the "Plans" or "Trust
13 Funds"), and LORA DEAN DOLCE, PAT A. DOLCE, and DINA LAREE DOLCE
14 (incorrectly named as "Laree Dina Dolce") (collectively the "Individual Defendants");
15 and ACTION SHEET METAL, INC. ("Company"), the Court has considered the matter
16 fully and concluded that good cause exists to approve the parties' Stipulation in its
17 entirety.

18 Accordingly, **IT IS HEREBY ORDERED, ADJUDGED AND**
19 **DECREED** as follows:


20 1. That the Company and Individual Defendants are indebted to the Plans in the total
21 amount of \$209,783.79 as follows: contributions (including the "Savings Deferral"
22 which are wages deducted from employee paychecks) in the amount of \$83,721.18 for
23 the delinquent work months of February 2015 through April 2015; \$77,375.07 in
24 liquidated damages for late payment or nonpayment of contributions for the work months
25 of November 2013, June through August 2014, October 2014 through December 2014,
26 and January 2015 through April 2015; \$38,687.54 in interest for late payment or
27 nonpayment of contributions for the work months of November 2013, June through
28 August 2014, October 2014 through December 2014, and January 2015 through April

1 2015; and attorney's fees in the amount of \$10,000.00.

2 2. Judgment is entered in favor of the Plans and against the Company and
3 Individual Defendants, jointly and severally, in the amount of \$209,783.79 for delinquent
4 employee benefit plan contributions, audit contributions, accrued liquidated damages,
5 interest, attorney fees and costs, together with post-judgment interest thereon at the rate
6 of 12% per annum as of the date of the Judgment.

7 3. This Court retains jurisdiction over this matter through September 1, 2016
8 to enforce the terms of any judgment entered hereunder, to order appropriate injunctive
9 and equitable relief, to make appropriate orders of contempt, and to increase the amount
10 of judgment based upon additional sums owed to the Plans by Defendants.

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12 **IT IS SO ORDERED.**



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14 Dated: 6/30/15

15 Hon. R. Gary Klausner
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