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 10 CABINET MAKERS, MILLMEN AND  
 11 INDUSTRIAL CARPENTERS LOCAL  
 12 721

12 UNITED STATES DISTRICT COURT  
 13 CENTRAL DISTRICT OF CALIFORNIA

14 CABINET MAKERS, MILLMEN AND  
 15 INDUSTRIAL CARPENTERS LOCAL  
 16 721,

17 Petitioner,

18 vs.

19 COMMERCIAL WOOD PRODUCTS  
 20 COMPANY

21 Respondent.

CASE NO.: EDCV-12-01932 VAP(SPx)

22 ~~PROPOSED~~ JUDGMENT  
 23 CONFIRMING ARBITRATION  
 24 AWARD ISSUED BY ARBITRATOR  
 25 PHILIP TAMOUSH IN FAVOR OF  
 26 CARPENTERS LOCAL 721 AND  
 27 AGAINST COMMERCIAL WOOD  
 28 PRODUCTS COMPANY

Hon. Virginia A. Phillips

Date: March 4, 2013

Time: 2:00 p.m.

Courtroom: 2

27 Upon consideration of the contentions of Petitioner Cabinet Makers, Millmen and  
 28 Industrial Carpenters Local 721 ("Union") in open Court, this Court having jurisdiction

1 under Section 301 of the Labor Management Relations Act, 29 U.S.C. § 185, and good  
2 cause appearing therefore,

3 IT IS HEREBY ORDERED AND ADJUDGED that the Award issued by  
4 Arbitrator Philip Tamoush in favor of the Union and against Respondent Commercial  
5 Wood Products Company is hereby confirmed and enforced in its entirety. Respondent  
6 shall fully comply with the Award, including pay \$18,256.88 for the past violation  
7 regarding the failure to implement the pay increases as per Section 16 of the collective  
8 bargaining agreement between the parties with respect to the pay increases that had to be  
9 implemented on August 1, 2011. Additionally, the pay increases must be implemented  
10 going forward, beginning with August 1, 2012.

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

14 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that CABINET  
15 MAKERS, MILLMEN AND INDUSTRIAL CARPENTERS LOCAL 721 has a  
16 judgment against COMMERCIAL WOOD PRODUCTS COMPANY, as follows:

17	1. Amount owed for the failure to implement the	\$18,256.88
18	pre-scheduled pay increases on August 1, 2011	
19	2. Interest of ten (10) percent per annum on	\$1,825.69
20	\$18,256.88, pursuant to California Civil Code	
21	Section 3289(b), from August 1, 2011,	
22	up to and including July 31, 2012	
23	3. Interest of ten (10) percent per annum on	_____
24	\$18,256.88, pursuant to California Civil Code	
25	Section 3289(b), from August 1, 2012	
26	until the date of this Judgment, <u>Jul. 26</u> , 2013	<u>\$1,060.40</u>
27	TOTAL:	<u>\$ 21,151.97</u>

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1 IT IS FURTHER ORDERED AND ADJUDGED that Respondent shall provide to  
2 Petitioner all payroll records of all of Respondent's employees who have been or are  
3 covered by the collective bargaining agreement between the parties that are relevant to  
4 determining the amounts owed as to the August 1, 2012 pay increases. Respondent shall  
5 comply with all reasonable requests by Petitioner for such payroll records, and must do  
6 so in a timely manner and at its own expense.

7 This Court retains jurisdiction for purposes of confirming and enforcing the award  
8 made by the Arbitrator and any clarifications of the Award.

9 IT IS SO ADJUDGED.

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11 DATED: 2/28/13

Virginia A. Martin  
12 UNITED STATES DISTRICT COURT JUDGE  
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