

1 ERSKINE & TULLEY  
 A PROFESSIONAL CORPORATION  
 2 MICHAEL J. CARROLL (ST. BAR #50246)  
 3030 Bridgeway, Suite 121  
 3 Sausalito, CA 94965  
 Telephone: (415) 729-9006  
 4 Facsimile: (415) 729-9023

5 Attorneys for Plaintiffs

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 8 UNITED STATES DISTRICT COURT  
 9 NORTHERN DISTRICT OF CALIFORNIA

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 11 BOARD OF TRUSTEES OF THE SHEET METAL ) NO. C 11 1033 MEJ  
 WORKERS, et al., )  
 12 )  
 Plaintiffs, ) JUDGMENT PURSUANT TO  
 13 ) STIPULATION  
 vs. )  
 14 )  
 A QUALITY HEATING & AIR, )  
 15 )  
 Defendant. )  
 16 )

17 It appearing that Plaintiffs BOARD OF TRUSTEES OF THE SHEET  
 18 METAL WORKERS HEALTH CARE PLAN OF NORTHERN CALIFORNIA, SHEET METAL  
 19 WORKERS PENSION TRUST OF NORTHERN CALIFORNIA, SHEET METAL WORKERS  
 20 LOCAL 104 VACATION, HOLIDAY SAVINGS PLAN; BRUCE WORD, TRUSTEE, through  
 21 their attorneys, and defendant, A QUALITY HEATING & AIR, INC., a  
 22 California corporation, have Stipulated that plaintiffs have and  
 23 recover judgment from defendant and it appearing that the Stipulation  
 24 is in all respects proper and that the Stipulation provides for  
 25 judgment against defendant in the amount of \$6,100.48,

26 IT IS HEREBY ORDERED AND ADJUDGED that Plaintiffs BOARD OF  
 27 TRUSTEES OF THE SHEET METAL WORKERS HEALTH CARE PLAN OF NORTHERN  
 28 CALIFORNIA, SHEET METAL WORKERS PENSION TRUST OF NORTHERN CALIFORNIA,

JUDGMENT PURSUANT TO STIPULATION 1

1 SHEET METAL WORKERS LOCAL 104 VACATION, HOLIDAY SAVINGS PLAN; BRUCE  
2 WORD, TRUSTEE, have and recover judgment from defendant, A QUALITY  
3 HEATING & AIR, INC., a California corporation, in the amount of  
4 \$6,100.48, which is composed of the following:

5 1. Liquidated damages due and unpaid to the Plaintiff  
6 Trust Funds for various months during the period December 2009 through  
7 November 2010 on Employer No. 316485 and 316486 in the amount of  
8 \$6,100.48.

9 IT IS FURTHER ORDERED AND ADJUDGED that an abstract of  
10 judgment will be recorded but execution will not issue on the judgment  
11 so long as defendant fully complies with the following conditions:

12 1. Defendant shall make payments of all ongoing amounts  
13 to become due to the SHEET METAL WORKERS OF NORTHERN CALIFORNIA TRUST  
14 FUNDS pursuant to contract between defendant and Local Union 104 of  
15 the Sheet Metal Workers' International Association for hours worked  
16 by defendant's employees, commencing with payment for July 2011 hours  
17 due on or before August 20, 2011 and continuing until the full amount  
18 of this judgment is paid. Each of said payments will be made by check  
19 payable to SHEET METAL WORKERS TRUST FUNDS and sent to the Benesys.

20 2. Defendant shall pay the amount of the liquidated damages  
21 in five equal monthly installments of \$1,220.09 commencing on August  
22 25, 2011 and continuing on the 25th day of each of the four months  
23 thereafter until the full amount is paid. Checks shall be made payable  
24 to SHEET METAL WORKERS TRUST FUNDS and sent to the collection  
25 attorney, ERSKINE & TULLEY, 3030 Bridgeway, Suite 121, Sausalito, CA  
26 94965, Attention: Michael Carroll.


27 3. Plaintiffs and Defendant each understand and agree that  
28 any modification of payments must be made in writing and agreed to by

1 both the Plaintiffs and the Defendant.

2 IT IS FURTHER ORDERED AND ADJUDGED that upon failure of the  
3 Defendant to make any of it's monthly contribution payments pursuant  
4 to the collective bargaining agreement as set forth in paragraph 1  
5 above, and the monthly installment payments in a timely manner as  
6 required pursuant to the terms of paragraph 2 of the stipulation,  
7 execution on the entire judgment reduced by any offsets for payments  
8 made, shall issue only after ten (10) days written notice to the  
9 Defendant that Plaintiffs or Plaintiffs' attorney declares a default  
10 and intends to file a Declaration stating that a default has occurred  
11 on the part of the defendant. Defendant waives notice of any hearing  
12 held by the court upon the earlier execution of this judgment or  
13 Plaintiffs' declaration.

14 Defendant is not represented by counsel and has been advised  
15 to seek the advice of counsel before signing this Stipulation for  
16 Judgment.

17 Dated: September 14, 2011

  
Magistrate Maria-Elena James

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