

United States District Court
For the Northern District of California

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IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

THE BOARD OF TRUSTEES, in their
capacities as Trustees of the LABORERS
HEALTH AND WELFARE TRUST FUND
FOR NORTHERN CALIFORNIA;
LABORERS VACATION-HOLIDAY
TRUST FUND FOR NORTHERN
CALIFORNIA; LABORERS PENSION
TRUST FUND FOR NORTHERN
CALIFORNIA; and LABORERS
TRAINING AND RETRAINING TRUST
FUND FOR NORTHERN CALIFORNIA,,

No. C 13-3117 RS

JUDGMENT

Plaintiffs,

v.

LML ENTERPRISES, INC.,

Defendant.

Pursuant to the order adopting the Report and Recommendation herein, judgment is hereby
entered against defendant and in favor of plaintiffs as follows:

- 1) unpaid contributions in the amount of \$41,297.58;
- 2) liquidated damages in the amount of \$18,044.26;
- 3) interest in the amount of \$16,227.92;
- 4) attorney fees in the amount of \$3,816.25;

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5) costs in the amount of \$1,308.28; and,

6) Defendant is ordered to submit to an audit by auditors selected by the Trust Funds at Defendant's premises during business hours, or where the records are kept, at a reasonable time or times, and to allow said auditors to examine and copy such books, records, papers, reports of Tim Kruse Construction, Inc., that are relevant to the enforcement of the collective bargaining agreement or Trust Agreements, including but not limited to the following: Individual earning records (compensation); W-2 forms; 1096 and 1099 forms; reporting forms for all Trust Funds; State DE-3 tax reports; workers compensation insurance report; employee time cards; payroll journal; quarterly payroll tax returns (form 941); check register and supporting cash voucher; Form 1120- 1040 or partnership tax returns; general ledger – (portion relating to payroll audit);

This Court shall retain jurisdiction of this matter to enforce the Order compelling an audit and payment of any amounts found due and owing.

IT IS SO ORDERED.

Dated: 6/24/14



RICHARD SEEBORG
UNITED STATES DISTRICT JUDGE