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5 Attorneys for Plaintiff Trustees on Behalf of Supplemental Income 401(k) Plan

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

10 TRUSTEES ON BEHALF OF
 11 SUPPLEMENTAL INCOME 401(k) PLAN,
 12 Plaintiff,
 13 v.
 14 GOLDEN WEST ENVELOPE
 15 CORPORATION,
 16 Defendant.

Case No. 16-CV-01151-MEJ

**STIPULATION FOR ENTRY OF
 JUDGMENT AND ORDER**

17 WHEREAS Plaintiff Trustees on Behalf of Supplemental Income 401(k) Plan (Plaintiff) and
 18 Defendant Golden West Envelope Corporation (Defendant) (hereafter "the parties") acknowledge
 19 that Defendant has paid the delinquent contributions owed to Plaintiff for the periods ending April
 20 30, 2014 through December 31, 2015 and currently owes contributions for the periods ending January
 21 31, 2016 through June 30, 2016, as well as liquidated damages, interest, costs and attorney fees:

22 THE PARTIES STIPULATE AND AGREE that the Court may render judgment in favor of
 23 Plaintiff and against Defendant in the sum of \$6,125.10 as follows:

- 24 1. Liquidated damages in the amount of \$553.00 for late payment of contributions owed by
 25 Defendant for the periods ending April 30, 2014 through December 31, 2015;
 26 2. Interest in the amount of \$411.44;
 27 3. Costs in the amount of \$513.15; and
 28 4. Attorneys' fees in the amount of \$4,647.51.

1 IT IS FURTHER STIPULATED and agreed by the parties that although the full judgment
2 amount is due and payable to Plaintiff as of the date of entry of judgment with the Court, Plaintiff
3 will accept payment in five (5) monthly installment payments and will not execute on the judgment
4 so long as Defendant fully complies with the following conditions:

5 1. Defendant may pay this judgment in full by making five (5) installment payments totaling
6 \$6,125.10. The first payment, in the amount of \$612.50, is due on August 5, 2016, and the four (4)
7 remaining installment payments, each in the amount of \$1,378.15, shall be due on the 5th day of each
8 succeeding month as follows:

	<u>DUE DATE</u>	<u>AMOUNT DUE</u>
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10		
11	1. August 5, 2016	\$ 612.50
12	2. September 5, 2016	\$1,378.15
13	3. October 5, 2016	\$1,378.15
14	4. November 5, 2016	\$1,378.15
15	5. December 5, 2016	\$1,378.15

16 2. Each of said payments shall be made by check payable to Supplemental Income 401(k)
17 Plan and sent to Beeson, Tayer & Bodine, APC, 520 Capitol Mall, Suite 300, Sacramento, CA 95814,
18 Attention: Catherine Arostegui.

19 3. All payments shall be timely if they are received by Beeson, Tayer & Bodine no later than
20 the due dates set forth above. Any payment received after the due date shall incur a ten percent
21 (10%) late fee on that installment payment. Default shall occur if any payment is more than ten (10)
22 days late.

23 4. Defendant agrees to make payment of all delinquent contributions owed for the periods
24 ending January 31, 2016 through June 30, 2016, no later than July 31, 2016, and then remain current
25 with all monthly contributions owed to Plaintiff, commencing with the period ending July 31, 2016,
26 in accordance with normal Trust Fund rules and deadlines.

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1 5. Defendant acknowledges that the delinquent contributions owed for the periods ending
2 January 31, 2016 through June 30, 2016 are late, so Defendant will be assessed and billed for
3 liquidated damages and interest by Plaintiff.

4 IT IS FURTHER STIUPLATED and agreed by the parties that if, for any reason, any
5 payment under the terms of this Stipulation is not made within ten (10) days of its due date, Plaintiff
6 may, at its option, execute on the entire \$6,125.10 Judgment, less any payments already made by
7 Defendant to Plaintiff.

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9 Dated: July 28, 2016.

BEESON, TAYER & BODINE, APC

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11 By: 

CATHERINE E. AROSTEGUI
Attorneys for Trustees on Behalf of
Supplemental Income 401(k) Plan

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14 Dated: July 28, 2016.

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16 By: 

RAYMOND MAZUR, Owner
Golden West Envelope Corporation

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19 **IT IS SO ORDERED.**

20 August 11, 2016

21 Dated: ~~July~~ August 11, 2016.

