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2
3 IN THE UNITED STATES DISTRICT COURT
4 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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6
7 BOARD OF TRUSTEES OF THE SHEET
8 METAL WORKERS, et al.,

9 Plaintiffs,

10 v.

11 TIMOTHY MOAK and JENNIFER MOAK,

12 Defendants.
13 _____/

No. C 11-4620 CW

ORDER GRANTING
MOTION FOR DE NOVO
REVIEW OF
MAGISTRATE'S ORDER

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15 Plaintiffs Board of Trustees of the Sheet Metal Workers
16 Local 104 Health Care Trust, Sheet Metal Workers Pension Trust of
17 Northern California, Sheet Metal Workers Local 104 Vacation
18 Holiday Savings Plan and Trustee Bruce Word move, pursuant to 28
19 U.S.C. § 636(b)(1)(B), Rule 72(b) of the Federal Rules of Civil
20 Procedure and Civil Local Rule 72-3, for a de novo review of a
21 magistrate judge's report and recommendation (docket no. 34)
22 denying their motion for a default judgment against Defendants
23 Timothy and Jennifer Moak.

24 The Court has reviewed the papers filed by Plaintiffs and the
25 magistrate judge's report and recommendation. A default judgment
26 will be entered against Defendants. As they request, Plaintiffs
27 are granted leave to file additional findings. Also, they are
28 ordered to file, in one declaration, a summary of the evidence of


1 the amount of damages requested and an explanation of how the
2 damages are calculated, with supporting documents attached.

3 CONCLUSION

4 For the foregoing reasons, Plaintiffs' motion for de novo
5 determination (docket no. 36) is granted. The Court will
6 determine Plaintiffs' damages.

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8 IT IS SO ORDERED.

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10 Dated: 6/1/2012

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12 CLAUDIA WILKEN
13 United States District Judge
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