

United States District Court
For the Northern District of California

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E-FILED on 12/9/09

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

Ignacio Garcia and Mike O'Donnell, as
Trustees of the Valley Mortar Trades Holding
Trust Fund and Pension Trust Fund for
Plasterers Local 300;

Plaintiffs,

v.

Troy Dudley, individually and doing business
as Superior Stucco;

Defendant.

No. C-08-02525 RMW


ORDER GRANTING PLAINTIFFS' MOTION
TO RE-TAX COSTS

[Re Docket No. 35]

Plaintiffs' motion to re-tax costs was noticed for hearing on December 11, 2009. No opposition was filed. The court finds that this matter is suitable for decision without oral argument and accordingly, the December 11, 2009 hearing date is vacated.

Having considered plaintiffs' papers, and for good cause appearing, plaintiff's motion to re-tax costs is granted. The judgement has already awarded reasonable attorney's fees and prejudgment interest. Plaintiffs' papers establish that it is appropriate to award \$18,070.56 in prejudgment interest and \$10,032.75 in attorney's fees. Accordingly, costs are taxed in the total amount of \$28,849.43 and are included in the judgment.

DATED: 12/8/09


RONALD M. WHYTE
United States District Judge

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Notice of this document has been electronically sent to:

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Counsel are responsible for distributing copies of this document to co-counsel that have not registered for e-filing under the court's CM/ECF program.

Dated: 12/9/09 _____

TER _____

Chambers of Judge Whyte