IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

HAWAII CARPENTERS TRUST)
FUNDS, Health & Welfare Fund by)
its trustees Henry Iida, Russell)
Young, Audrey Hidano, Thomas)
Toma, Glen Kaneshige, Eric)
Hashizume, George Ehara, Paul C.K.)
Chang, Ronald Taketa, Kyle Chock,)
Shayne Chung, Keith Hirota,)
Mitchell Tynanes and Lance)
Yoshimura; Apprenticeship &)
Training Fund by its trustees Claude)
Matsumoto, Thomas Toma, Conrad)
Murashige, Dale Sakamoto-Yoneda,)
Roy Morioka, Sheri Mau, Ron	ý
Taketa, Kyle Chock, Justin Kochi,	Ś
Leonard Hoshijo and Mitchell	Ś
Tynanes; Vacation & Holiday Fund	Ś
by its trustees Gerard Sakamoto,	Ś
James Watanabe, Paul Silen, Paul	Ś
Sasaki, Jay Kadowald, Lani	Ś
Smithson, Roy Morioka, Lance	$\frac{1}{2}$
Yoshimura, Kyle Chock, Sean	$\frac{1}{2}$
Newcamp, Mitchell Tynanes, Alfred	$\frac{1}{2}$
DelaCruz, Paul Chang and Shayne	$\frac{1}{2}$
Chung; Market Recovery Program by	$\frac{1}{2}$
its trustees Thalia Choy, Alan	
Shintani, Steven Hidano, Ken	
Kawamoto, Gerard Sakamoto, Bill	
Wilson, Lance Wilhelm, Leonard	
Hoshijo, Lance Yoshimura, Shayne	
Chung, Sean Newcamp, Kyle Chock,)
Paul Chang and Mitchell Tynanes;)
Financial Security Fund by its)
trustees Gordon Scruton, Conrad)

CIVIL NO. 14-00013 DKW-KSC

ORDER ADOPTING MAGISTRATE JUDGE'S FINDINGS AND RECOMMENDATION

Mikuni, Alan Shintani, Kenneth) Spence, Eric Tessem, Kyle Chock,) Ronald Taketa, Shayne Chung,) Lance Yoshimura, Paul Chang, Sean) Newcamp and Mark Luna; <i>Drywall</i>) <i>Training Fund by its trustees</i> Vince) Nihipali, Sr., Lito Alcantra, Bert) Beaman, Mike Goodnight, Kevin) Respecki, Sean Newcamp, Mark) Gaspar, Edmund Aczon, David) Samson and Ivan Lay; <i>401-K Fund</i>) <i>by its trustees</i> Gordon Scruton,) Conrad Murashige, Kenneth Sakurai,) Wesley Mikuni, Alan Shintani,) Kenneth Spence, Eric Tessem, Kyle) Chock, Ronald Taketa, Paul Chang,) Lance Yoshimura, Shayne Chung,) Sean Newcamp and Mark Luna,) Plaintiffs,) VS.) B & A BUILDERS, INC.; JOHN) DOES 1-100; JANE DOES 1-100;) DOE CORPORATIONS 1-100; DOE) PARTNERSHIPS 1-100; DOE) ENTITIES 1-100; DOE) GOVERNMENTAL UNITS 1-100) Defendants.)	Murashige, Kenneth Sakurai, Wesley)
Spence, Eric Tessem, Kyle Chock,) Ronald Taketa, Shayne Chung,) Lance Yoshimura, Paul Chang, Sean) Newcamp and Mark Luna; <i>Drywall</i>) <i>Training Fund by its trustees</i> Vince) Nihipali, Sr., Lito Alcantra, Bert) Beaman, Mike Goodnight, Kevin) Respecki, Sean Newcamp, Mark) Gaspar, Edmund Aczon, David) Samson and Ivan Lay; <i>401-K Fund</i>) <i>by its trustees</i> Gordon Scruton,) Conrad Murashige, Kenneth Sakurai,) Wesley Mikuni, Alan Shintani,) Kenneth Spence, Eric Tessem, Kyle) Chock, Ronald Taketa, Paul Chang,) Lance Yoshimura, Shayne Chung,) Sean Newcamp and Mark Luna,) Plaintiffs,) vs.) B & A BUILDERS, INC.; JOHN) DOES 1-100; JANE DOES 1-100; DOE) PARTNERSHIPS 1-100; DOE) ENTITIES 1-100; DOE) GOVERNMENTAL UNITS 1-100))
Ronald Taketa, Shayne Chung,) Lance Yoshimura, Paul Chang, Sean) Newcamp and Mark Luna; <i>Drywall</i>) <i>Training Fund by its trustees</i> Vince) Nihipali, Sr., Lito Alcantra, Bert) Beaman, Mike Goodnight, Kevin) Respecki, Sean Newcamp, Mark) Gaspar, Edmund Aczon, David) Samson and Ivan Lay; <i>401-K Fund</i>) <i>by its trustees</i> Gordon Scruton,) Conrad Murashige, Kenneth Sakurai,) Wesley Mikuni, Alan Shintani,) Kenneth Spence, Eric Tessem, Kyle) Chock, Ronald Taketa, Paul Chang,) Lance Yoshimura, Shayne Chung,) Sean Newcamp and Mark Luna,) Plaintiffs,) VS.) B & A BUILDERS, INC.; JOHN) DOES 1-100; JANE DOES 1-100;) DOE CORPORATIONS 1-100; DOE) PARTNERSHIPS 1-100; DOE) ENTITIES 1-100; DOE) GOVERNMENTAL UNITS 1-100))
Lance Yoshimura, Paul Chang, Sean) Newcamp and Mark Luna; <i>Drywall</i>) <i>Training Fund by its trustees</i> Vince) Nihipali, Sr., Lito Alcantra, Bert) Beaman, Mike Goodnight, Kevin) Respecki, Sean Newcamp, Mark) Gaspar, Edmund Aczon, David) Samson and Ivan Lay; <i>401-K Fund</i>) <i>by its trustees</i> Gordon Scruton,) Conrad Murashige, Kenneth Sakurai,) Wesley Mikuni, Alan Shintani,) Kenneth Spence, Eric Tessem, Kyle) Chock, Ronald Taketa, Paul Chang,) Lance Yoshimura, Shayne Chung,) Sean Newcamp and Mark Luna,) Plaintiffs,) VS.) B & A BUILDERS, INC.; JOHN) DOES 1-100; JANE DOES 1-100;) DOE CORPORATIONS 1-100; DOE) PARTNERSHIPS 1-100; DOE) ENTITIES 1-100; DOE) GOVERNMENTAL UNITS 1-100))
Newcamp and Mark Luna; Drywall) Training Fund by its trustees Vince) Nihipali, Sr., Lito Alcantra, Bert) Beaman, Mike Goodnight, Kevin) Respecki, Sean Newcamp, Mark) Gaspar, Edmund Aczon, David) Samson and Ivan Lay; 401-K Fund) by its trustees Gordon Scruton,) Conrad Murashige, Kenneth Sakurai,) Wesley Mikuni, Alan Shintani,) Kenneth Spence, Eric Tessem, Kyle) Chock, Ronald Taketa, Paul Chang,) Lance Yoshimura, Shayne Chung,) Sean Newcamp and Mark Luna,) Plaintiffs,) VS.) B & A BUILDERS, INC.; JOHN) DOES 1-100; JANE DOES 1-100;) DOE CORPORATIONS 1-100; DOE) PARTNERSHIPS 1-100; DOE) ENTITIES 1-100; DOE) GOVERNMENTAL UNITS 1-100))
Training Fund by its trustees Vince)Nihipali, Sr., Lito Alcantra, Bert)Beaman, Mike Goodnight, Kevin)Respecki, Sean Newcamp, Mark)Gaspar, Edmund Aczon, David)Samson and Ivan Lay; 401-K Fund)by its trustees Gordon Scruton,)Conrad Murashige, Kenneth Sakurai,)Wesley Mikuni, Alan Shintani,)Kenneth Spence, Eric Tessem, Kyle)Chock, Ronald Taketa, Paul Chang,)Lance Yoshimura, Shayne Chung,)Sean Newcamp and Mark Luna,)Plaintiffs,)Vs.)B & A BUILDERS, INC.; JOHN)DOE CORPORATIONS 1-100; DOE)PARTNERSHIPS 1-100; DOE)GOVERNMENTAL UNITS 1-100)	-)
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Respecki, Sean Newcamp, Mark) Gaspar, Edmund Aczon, David) Samson and Ivan Lay; 401-K Fund) by its trustees Gordon Scruton,) Conrad Murashige, Kenneth Sakurai,) Wesley Mikuni, Alan Shintani,) Kenneth Spence, Eric Tessem, Kyle) Chock, Ronald Taketa, Paul Chang,) Lance Yoshimura, Shayne Chung,) Sean Newcamp and Mark Luna,) Plaintiffs,) VS.) B & A BUILDERS, INC.; JOHN) DOES 1-100; JANE DOES 1-100;) DOE CORPORATIONS 1-100; DOE) PARTNERSHIPS 1-100; DOE) ENTITIES 1-100; DOE) GOVERNMENTAL UNITS 1-100)	-)
Gaspar, Edmund Aczon, David) Samson and Ivan Lay; 401-K Fund) by its trustees Gordon Scruton,) Conrad Murashige, Kenneth Sakurai,) Wesley Mikuni, Alan Shintani,) Kenneth Spence, Eric Tessem, Kyle) Chock, Ronald Taketa, Paul Chang,) Lance Yoshimura, Shayne Chung,) Sean Newcamp and Mark Luna,) Plaintiffs,) VS.) B & A BUILDERS, INC.; JOHN) DOES 1-100; JANE DOES 1-100;) DOE CORPORATIONS 1-100; DOE) PARTNERSHIPS 1-100; DOE) ENTITIES 1-100; DOE) GOVERNMENTAL UNITS 1-100)	-)
by its trustees Gordon Scruton,) Conrad Murashige, Kenneth Sakurai,) Wesley Mikuni, Alan Shintani,) Kenneth Spence, Eric Tessem, Kyle) Chock, Ronald Taketa, Paul Chang,) Lance Yoshimura, Shayne Chung,) Sean Newcamp and Mark Luna,) Plaintiffs,) VS.) B & A BUILDERS, INC.; JOHN) DOES 1-100; JANE DOES 1-100;) DOE CORPORATIONS 1-100; DOE) PARTNERSHIPS 1-100; DOE) ENTITIES 1-100; DOE) GOVERNMENTAL UNITS 1-100))
by its trustees Gordon Scruton,) Conrad Murashige, Kenneth Sakurai,) Wesley Mikuni, Alan Shintani,) Kenneth Spence, Eric Tessem, Kyle) Chock, Ronald Taketa, Paul Chang,) Lance Yoshimura, Shayne Chung,) Sean Newcamp and Mark Luna,) Plaintiffs,) VS.) B & A BUILDERS, INC.; JOHN) DOES 1-100; JANE DOES 1-100;) DOE CORPORATIONS 1-100; DOE) PARTNERSHIPS 1-100; DOE) ENTITIES 1-100; DOE) GOVERNMENTAL UNITS 1-100)	Samson and Ivan Lay; 401-K Fund)
Wesley Mikuni, Alan Shintani,) Kenneth Spence, Eric Tessem, Kyle) Chock, Ronald Taketa, Paul Chang,) Lance Yoshimura, Shayne Chung,) Sean Newcamp and Mark Luna,) Plaintiffs,) VS.) B & A BUILDERS, INC.; JOHN) DOES 1-100; JANE DOES 1-100;) DOE CORPORATIONS 1-100; DOE) PARTNERSHIPS 1-100; DOE) ENTITIES 1-100; DOE) GOVERNMENTAL UNITS 1-100)	-)
Sean Newcamp and Mark Luna,) Plaintiffs,) VS.) B & A BUILDERS, INC.; JOHN) DOES 1-100; JANE DOES 1-100;) DOE CORPORATIONS 1-100; DOE) PARTNERSHIPS 1-100; DOE) ENTITIES 1-100; DOE) GOVERNMENTAL UNITS 1-100)	Conrad Murashige, Kenneth Sakurai,)
Sean Newcamp and Mark Luna,) Plaintiffs,) VS.) B & A BUILDERS, INC.; JOHN) DOES 1-100; JANE DOES 1-100;) DOE CORPORATIONS 1-100; DOE) PARTNERSHIPS 1-100; DOE) ENTITIES 1-100; DOE) GOVERNMENTAL UNITS 1-100)	Wesley Mikuni, Alan Shintani,)
Sean Newcamp and Mark Luna,) Plaintiffs,) VS.) B & A BUILDERS, INC.; JOHN) DOES 1-100; JANE DOES 1-100;) DOE CORPORATIONS 1-100; DOE) PARTNERSHIPS 1-100; DOE) ENTITIES 1-100; DOE) GOVERNMENTAL UNITS 1-100)	Kenneth Spence, Eric Tessem, Kyle)
Sean Newcamp and Mark Luna,) Plaintiffs,) VS.) B & A BUILDERS, INC.; JOHN) DOES 1-100; JANE DOES 1-100;) DOE CORPORATIONS 1-100; DOE) PARTNERSHIPS 1-100; DOE) ENTITIES 1-100; DOE) GOVERNMENTAL UNITS 1-100)	Chock, Ronald Taketa, Paul Chang,)
Sean Newcamp and Mark Luna,) Plaintiffs,) VS.) B & A BUILDERS, INC.; JOHN) DOES 1-100; JANE DOES 1-100;) DOE CORPORATIONS 1-100; DOE) PARTNERSHIPS 1-100; DOE) ENTITIES 1-100; DOE) GOVERNMENTAL UNITS 1-100)	Lance Yoshimura, Shayne Chung,)
vs.) B & A BUILDERS, INC.; JOHN) DOES 1-100; JANE DOES 1-100;) DOE CORPORATIONS 1-100; DOE) PARTNERSHIPS 1-100; DOE) ENTITIES 1-100; DOE) GOVERNMENTAL UNITS 1-100)	Sean Newcamp and Mark Luna,)
vs.) B & A BUILDERS, INC.; JOHN) DOES 1-100; JANE DOES 1-100;) DOE CORPORATIONS 1-100; DOE) PARTNERSHIPS 1-100; DOE) ENTITIES 1-100; DOE) GOVERNMENTAL UNITS 1-100))
vs.) B & A BUILDERS, INC.; JOHN) DOES 1-100; JANE DOES 1-100;) DOE CORPORATIONS 1-100; DOE) PARTNERSHIPS 1-100; DOE) ENTITIES 1-100; DOE) GOVERNMENTAL UNITS 1-100))
) B & A BUILDERS, INC.; JOHN) DOES 1-100; JANE DOES 1-100;) DOE CORPORATIONS 1-100; DOE) PARTNERSHIPS 1-100; DOE) ENTITIES 1-100; DOE) GOVERNMENTAL UNITS 1-100)	Plaintiffs,)
) B & A BUILDERS, INC.; JOHN) DOES 1-100; JANE DOES 1-100;) DOE CORPORATIONS 1-100; DOE) PARTNERSHIPS 1-100; DOE) ENTITIES 1-100; DOE) GOVERNMENTAL UNITS 1-100))
DOES 1-100; JANE DOES 1-100;)DOE CORPORATIONS 1-100; DOE)PARTNERSHIPS 1-100; DOE)ENTITIES 1-100; DOE)GOVERNMENTAL UNITS 1-100)	VS.)
DOES 1-100; JANE DOES 1-100;)DOE CORPORATIONS 1-100; DOE)PARTNERSHIPS 1-100; DOE)ENTITIES 1-100; DOE)GOVERNMENTAL UNITS 1-100))
DOE CORPORATIONS 1-100; DOE)PARTNERSHIPS 1-100; DOE)ENTITIES 1-100; DOE)GOVERNMENTAL UNITS 1-100)	B & A BUILDERS, INC.; JOHN)
PARTNERSHIPS 1-100; DOE)ENTITIES 1-100; DOE)GOVERNMENTAL UNITS 1-100)	DOES 1-100; JANE DOES 1-100;)
ENTITIES 1-100; DOE) GOVERNMENTAL UNITS 1-100)	DOE CORPORATIONS 1-100; DOE)
GOVERNMENTAL UNITS 1-100)	PARTNERSHIPS 1-100; DOE)
))
Defendants.	GOVERNMENTAL UNITS 1-100)
· · · · · · · · · · · · · · · · · · ·	Defendants.)
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ORDER ADOPTING MAGISTRATE JUDGE'S FINDINGS AND RECOMMENDATION

Findings and Recommendation having been filed and served on all parties

on June 06, 2014, and no objections having been filed by any party,

IT IS HEREBY ORDERED AND ADJUDGED that, pursuant to Title 28, United States Code, Section 636(b)(1)(C) and Local Rule 74.2, the "Findings and Recommendation to Enter Default Judgment and Award Damages Against Defendant B & A Builders, Inc." are adopted as the opinion and order of this Court.

IT IS SO ORDERED.

DATED: June 24, 2014, Honolulu, Hawai'i.



/s/ Derrick K. Watson Derrick K. Watson United States District Judge

<u>Hawaii Carpenters Trust Funds, et. al. v. B&A Builders, Inc. et. al.;</u> Cv No. 14-00013 DKW KSC; ORDER ADOPTING MAGISTRATE JUDGE'S FINDINGS AND RECOMMENDATION