

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

HAWAII MASONS' PENSION)	Civ. No. 17-00445 JMS-RLP
TRUST FUND; HAWAII)	
MASONS' AND PLASTERERS')	ORDER ADOPTING
ANNUITY TRUST FUND;)	MAGISTRATE JUDGE'S
HAWAII MASONS' VACATION)	FINDINGS AND
AND HOLIDAY TRUST FUND;)	RECOMMENDATION
HAWAII MASONS' AND)	
PLASTERERS' APPRENTICESHIP)	
AND TRAINING TRUST FUND;)	
HAWAII MASONS' HEALTH)	
AND WELFARE TRUST FUND;)	
and HAWAII MASONS AND)	
PLASTERERS HAWAII)	
INDUSTRY STABILIZATION)	
COMMITTEE,)	
)	
Plaintiffs,)	
)	
vs.)	
)	
DME CONCRETE & MASONRY,)	
INC., a Hawaii corporation; DAVID)	
EAGAR; and MARILOU EAGAR,)	
)	
Defendants.)	
)	

**ORDER ADOPTING MAGISTRATE JUDGE'S
FINDINGS AND RECOMMENDATION**

Findings and Recommendation having been filed on December 27, 2017
and served concurrently upon those counsel of record who are registered
participants of CM/ECF, and served on December 28, 2017 by First Class Mail

addressed to DME Concrete & Masonry, Inc., 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 GRANT PLAINTIFFS’ MOTION FOR DEFAULT JUDGMENT AGAINST DEFENDANT DME CONCRETE & MASONRY, INC.,” ECF No. 16, are adopted as the opinion and order of this Court. The Clerk of Court is directed to enter Judgment in favor of Plaintiffs and against Defendant DME Concrete & Masonry, Inc. as follows:

- (1) \$33,994.71 in unpaid contributions,
- (2) \$3,399.47 for liquidated damages,
- (3) \$7,890.60 in interest, and
- (4) \$3,317.90 in attorneys’ fees and costs.

IT IS SO ORDERED.

DATED: Honolulu, Hawaii, January 22, 2018.



/s/ J. Michael Seabright
J. Michael Seabright
Chief United States District Judge

Haw. Masons’ Pension Tr. Fund, et al. v. DME Concrete & Masonry, Inc., Civ. No. 17-00445
JMS-RLP, Order Adopting Magistrate Judge’s Findings and Recommendation