

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF LOUISIANA
LAKE CHARLES DIVISION**

JOEY T. DECOLONGON, ET AL. : **CIVIL ACTION NO. 14-cv-0989**

VERSUS : **JUDGE DONALD E. WALTER**

AEROFRAME SERVICES, LLC, ET AL : **MAGISTRATE JUDGE KAY**

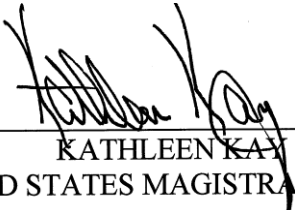
ORDER

On August 13, 2021, plaintiffs filed a Motion for Summary Judgment and each attached an affidavit setting forth the wages each claimed each was owed and each attached his or her contract with counsel where he or she agreed to pay one-third of recovery as a contingency. Doc. 80. Plaintiffs also each made a claim for “an additional sum of _____ representing other unpaid wage benefits such as purchased vacation, regular earned unused vacation, and paid time off.” Doc. 80, atts. 3-9. Each plaintiff inserted an amount into the blank listed in the affidavit. No plaintiff totaled his or her claim in his or her request. In support of their claims, plaintiffs adopted the arguments made in *Cooley, et al v Aeroframe Services, LLC*, 14-cv-987. Doc. 80. Att. 1, p. 2. Defendant Aeroframe Services, LLC, filed an opposition adopting its opposition to *Cooley, supra*. Doc. 83.

On or before November 12, 2021, plaintiffs are to amend their memorandum in support of their motion to set forth the total amount claimed by each. The total amount is to be further broken down by amount for wages, for penalties, and for attorney fees only. The court will not do any math for plaintiffs. The “additional sum” included in the affidavits is unsupported by any documentation and was not an item included for the *Cooley* matters so that we are able to simply

refer to our ruling there to substantiate that award. We consider the time passed for plaintiffs to make such a claim for any “additional sum” and will suggest to the district court the “additional sum” claim be denied for each. Plaintiffs will have every opportunity to object to that recommendation at the time it is issued.

THUS DONE AND SIGNED in Chambers this 21st day of October, 2021.



KATHLEEN KAY
UNITED STATES MAGISTRATE JUDGE