

UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA

Case No. 10-cv-00413 (DSD/JJG)

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Operating Engineers Local #49 Health and Welfare Fund and Central Pension Fund of the International Union of Operating Engineers and Participating Employers, Local #49 International Union of Operating Engineers and Associated General Contractors of Minnesota Apprenticeship and Training Program and their Trustees,

Plaintiffs,

vs.

**ORDER FOR SUMMARY JUDGMENT**

Eagle Trucking, Inc.

Defendant.

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This Matter came before the Court on June 17, 2011 pursuant to the Plaintiffs' Motion for Summary Judgment. Michael P. Eldridge, Esq., McGrann Shea Carnival Straughn & Lamb, Chartered, appeared for the Plaintiffs. There was no appearance on behalf of the Defendant.

Based on all the records and proceedings herein, including the written and oral submissions of counsel:

1. Plaintiffs' Motion for Summary Judgment [ECF 36] is granted in its entirety.

2. That Eagle Trucking, Inc. is liable to the Plaintiffs in the amount of amount of \$41,492.27 for delinquent contributions, liquidated damages, and attorneys' fees and costs for the months of September 2009 through January 2010.

Dated: June 17, 2011

s/David S. Doty  
The Honorable David S. Doty  
United States District Court Judge