

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

James Bigham, John Quarnstrom, Robert Vranicar, Jim Bowman, Mike McCauley, and Matt Fairbanks as Trustees of the Sheet Metal Local #10 Control Board Trust Fund, and the Sheet Metal Local #10 Control Board Trust Fund,

Civil No. 14-1357 (DWF/FLN)

Plaintiffs,

v.

ORDER

R & S Heating and Air Conditioning, Inc.,

Defendant.

The above-captioned matter came before this Court on the Plaintiffs' Motion for Entry of Judgment. Christy E. Lawrie of McGrann Shea Carnival Straughn & Lamb appeared for and on behalf of the Plaintiffs. There was no appearance on behalf of the Defendant. Based upon the arguments of counsel, the Memoranda submitted by the parties and all other matters of record in this case,

FINDINGS OF FACT

1. Defendant R & S Heating and Air Conditioning, Inc. is in default and the Control Board is entitled to entry of judgment.
2. Defendant R & S Heating and Air Conditioning, Inc. owes the Control Board \$1,282,875.40 for delinquent contributions, for the audit period of November 1, 2012 through April 30, 2014.

3. Defendant R & S Heating and Air Conditioning, Inc. owes the Control Board \$283,536.18 for liquidated damages for the audit period of November 1, 2012 through April 30, 2014.

4. Defendant R & S Heating and Air Conditioning, Inc. owes the Control Board \$243,539.80 for unpaid interest for the audit period of November 1, 2012 through April 30, 2014.

5. Defendant R & S Heating and Air Conditioning, Inc. owes the Control Board \$248,919.72 for attorney fees and costs incurred relating to the collection of delinquent contributions for the audit period of November 1, 2012 through April 30, 2014.

IT IS HEREBY ORDERED:

1. That the Plaintiffs' Motion for Entry of Judgment (Doc. No. [77]) is **GRANTED** in its entirety.

2. That judgment in the amount of \$2,058,871.10 is hereby entered against Defendant and in favor of Plaintiffs for delinquent contributions, liquidated damages, interest, and attorney fees and costs for the audit period of November 1, 2012 through April 30, 2014.

LET JUDGMENT BE ENTERED ACCORDINGLY.

Dated: April 21, 2017

s/Donovan W. Frank
DONOVAN W. FRANK
United States District Judge