

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF MINNESOTA**

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MARK CONROY and ROBERT DAL SIN, as Trustees of the Roofers Local No. 96 Health and Welfare Fund; CHRIS CRONIN and JAMES HADEL, as Trustees of the Roofers and Waterproofers Research and Education Joint Trust Fund; and ROBERT DAL SIN and KINSEY ROBINSON, as Trustees of the National Roofing Industry Pension Fund,

Criminal No. 18-436 (JRT/SER)

Plaintiffs,

**ORDER**

v.

MARIANNE'S ROOFING COMPANY LLC, a Wisconsin limited liability company, separately and doing business as "W.J. Woodruff Roofing Contractors,"

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Thomas C. Atmore, **LEONARD, O'BRIEN, SPENCER, GALE & SAYRE, LTD**, 100 South Fifth Street, Suite 2500, Minneapolis, MN 55402, for plaintiffs.

United States Magistrate Judge Steven E. Rau filed the Report and Recommendation on June 4, 2018 [Docket No. 34]. No objections have been filed to that Report and Recommendation in the time period permitted.

Based on the Report and Recommendation of the Magistrate Judge, and all of the files, records and proceedings herein, the Court **ADOPTS** the Report and Recommendation of the Magistrate Judge dated June 4, 2018 [Docket No. 34]. Accordingly, **IT IS HEREBY ORDERED** that Plaintiffs' Motion for a Finding of Civil Contempt [Docket No. 24] is **GRANTED in part and DENIED in part**:

1. United States Magistrate Judge Steven E. Rau shall issue a separate Order to Show Cause to be personally served by Plaintiffs' attorneys on each of the Defendant and Marianne Krueger ("Krueger") requesting that the Defendant and Krueger explain why they should not each be held in contempt of court—including the administration of both monetary sanctions and confinement as appropriate to coerce compliance with the Court's Order Dated March 29, 2018 [Docket No. 29];
2. Counsel for Plaintiffs must submit a request for attorneys' fees and costs to the Court for its review with fourteen (14) days of this order, addressing the costs incurred by enforcing the Court's Order Dated March 29, 2018, and in bringing their Motion for a Finding of Civil Contempt; and
3. The motion is **DENIED** without prejudice in all other respects.

Dated: June 22, 2018  
at Minneapolis, Minnesota.

s/John R. Tunheim  
JOHN R. TUNHEIM  
Chief Judge  
United States District Court