

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

GREATER ST. LOUIS CONSTRUCTION )  
LABORERS WELFARE FUND, et al., )  
 )  
Plaintiffs, )  
v. )  
 )  
MISSOURI PIPING, INC., )  
 )  
Defendant. )

Cause No.: 4:08-CV-578 ERW

**JUDGMENT**

Plaintiffs filed this action to recover, inter alia, delinquent contributions and liquidated damages allegedly owed to the plaintiff employee benefit funds pursuant to 29 U.S.C. §§185 and 1132. Plaintiffs also seek to recover attorneys' fees, accounting fees, and costs incurred in this action. Defendant was served with the summons and complaint on May 8, 2008.

Plaintiffs' accountants conducted a payroll examination of defendant's records for the period of January 1, 2006 though May 31, 2008. The examination reflects that \$1,770.38 is owed in delinquent contributions. In addition, pursuant to the collective bargaining agreement and ERISA, 29 U.S.C. §1132(g)(2), plaintiffs are owed \$371.34 in liquidated damages and \$59.07 in interest.

Also, the collective bargaining agreement and ERISA, 29 U.S.C. §1132(g)(2), require defendant to pay plaintiffs' attorneys' fees, accounting fees, and costs. Plaintiffs have incurred or will have incurred \$1,050.00 in payroll examination fees, \$1,155.00 in attorneys' fees and \$466.96 in court costs and fees.

Based on the evidence presented, the Court finds that the services performed by plaintiffs' accountants and attorneys were reasonable and necessary to the litigation of this case,

that the rates charged were reasonable, and that the amount sought for attorneys' fees is reasonable.

The total amount owed by defendants to plaintiffs during this time period is \$4,872.75.

WHEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that plaintiffs shall recover from defendant Missouri Piping, Inc. the total of \$4,872.75.

SO ORDERED:

  
UNITED STATES DISTRICT JUDGE

Date: June 9, 2009