

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

2:11-CV-1179 JCM (PAL)

TRUSTEES OF THE OPERATING
ENGINEERS PENSION TRUST, et al.,

Plaintiff,

v.

SEQUOIA ELECTRIC, LLC, et al.,

Defendants.

ORDER

Presently before the court is defendants Sequoia Electric, LLC, et. al.’s motion for clarification. (Doc. #37). Plaintiffs Trustees of the Operating Engineers Pension Trust, et. al. filed an opposition. (Doc. #38). Defendants then filed a reply. (Doc. #41).

On March 16, 2012, the court held a hearing and granted defendants’ motion for preliminary injunction. (Doc. #33). Defendants now move for clarification of the court’s ruling from the bench. (Doc. #37). Specifically, defendants propose to include the following sentence in the preliminary injunction order: “[T]his contribution requirement shall not apply to work already claimed by other unions and/or covered by other labor agreements.” (Doc. #37).

This proposed language was not contemplated in the court’s ruling from the bench and, therefore, should not be included in the preliminary injunction order.

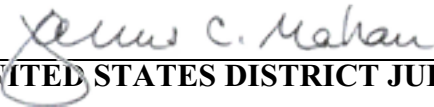
...
...

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Accordingly,

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that defendants Sequoia Electric, LLC, et. al.'s motion for clarification (doc. #37) be, and the same hereby is, DENIED.

DATED April 30, 2012.


UNITED STATES DISTRICT JUDGE