

**UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY**

BRICKLAYERS AND ALLIED CRAFTWORKERS LOCAL 5 OF NEW JERSEY PENSION & ANNUITY FUNDS, and RICHARD E. TOLSON as Trustee and Fiduciary of the Bricklayers and Allied Craftworkers Local 5 of New Jersey Pension & Annuity Funds, and TRUSTEES OF THE B.A.C. LOCAL 4 PENSION AND ANNUITY FUNDS, TRUSTEES OF THE NEW JERSEY B.A.C. HEALTH FUND, TRUSTEES OF THE NEW JERSEY BM&P APPRENTICE AND EDUCATION FUND, TRUSTEES OF THE BRICKLAYERS & TROWEL TRADES INTERNATIONAL PENSION FUND, TRUSTEES OF THE INTERNATIONAL MASONRY INSTITUTE, and RICHARD E. TOLSON, as Administrator of B.A.C. ADMINISTRATIVE DISTRICT COUNCIL OF NEW JERSEY

Plaintiffs,

v.

KF STUCCO, INC.,

Defendant.

Civil Action No. 14-2948
(KSH) (CLW)

**ORDER GRANTING
MOTION FOR FINAL
JUDGMENT BY DEFAULT
AND
ENTERING FINAL
JUDGMENT BY DEFAULT**

This matter having been opened to the Court by plaintiffs seeking the entry of Final Judgment by Default against defendant, KF Stucco, Inc., pursuant to Fed. R. Civ. P. 55(b)(2); and the Amended Complaint in this matter [D.E. 3] seeking damages resulting from defendant’s breach of the collective bargaining agreement (“CBA”) between KF Stucco, Inc. and the Bricklayers and Allied Craftworkers Administrative District Council of New Jersey; and service of the Summons and Complaint having been effectuated with respect to KF Stucco, Inc. on June 23, 2014 [D.E. 6]; and default having been entered by the Clerk of the Court on August 7, 2014 against defendant for

its failure to plead or otherwise defend in this action; and good cause appearing from plaintiffs' submissions,

IT IS on this 30th day of March 2015,

ORDERED that

1. The motion for default judgment against Defendant [D.E. 10] is granted.
2. Judgment is entered in favor of Plaintiffs Trustees of the New Jersey B.A.C. Health Fund, Trustees of the New Jersey BM&P Apprentice and Education Fund, Trustees of the Bricklayers & Trowel Trades International Pension Fund, and Richard Tolson, as Administrator of B.A.C. Administrative District Council of New Jersey, against Defendant KF Stucco, Inc. in the total amount of \$19,061.76, comprised of the following:
 - a. \$2,702.71 for liquidated damages, including prejudgment interest;
 - b. \$15,374.05 for contributions and dues check-offs under the CBA, including prejudgment interest;
 - c. \$985.00 for counsel fees and costs.

/s/ Katharine S. Hayden
Katharine S. Hayden, U.S.D.J.