



Board of Trustees, National Stabilization Agreement of Sheet Metal Industry Trust Fund et al v. Burke LLC

2016 | Cited 0 times | E.D. Virginia | February 5, 2016

DISTRICT COURT FOR DISTRICT OF
BOARD OF NATIONAL STABILIZATION OF
INDUSTRY TRUST

Plaintiffs,

BURKE LLC,

Civil

ORDER Court Proposed

Pension

Conditioning

Occupational Committee ("plaintiffs") LLC ("defendant")

Court IN THE UNITED STATES

THE EASTERN VIRGINIA

Alexandria Division TRUSTEES,

AGREEMENT THE SHEET METAL

FUND, et al.,

v. METALS

Defendant.

Action No. 1:15cv1220 (AJT/JFA)



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This matter is before the on the Findings of Fact and Recommendations [Doc. No. 12] of the Magistrate Judge recommending that default judgment be entered in favor of the Board of Trustees of the National Stabilization Agreement of the Sheet Metal Industry Trust Fund, the Board of Trustees of the Sheet Metal Workers' National Fund, the Board of Trustees of the International Training Institute for the Sheet Metal and Air

Industry, the Board of Trustees of the Sheet Metal Workers' International Association Scholarship Fund, the Sheet Metal Health Institute Trust, and the National Energy Management Institute and against Burke Metals

in the amount of \$34,159.91. The Magistrate Judge also advised the parties that objections must be filed within fourteen (14) days of service and that failure to object waives appellate review. No objections have been filed. The has conducted a de novo review of the evidence in this case and adopts and incorporates the findings and recommendations of the Magistrate Judge in their entirety. Accordingly, it is hereby

ORDERED for Court

Civil

ORDERED

,600.00,

Clerk Civ. P.

Order LLC,

LLC 1804

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that plaintiffs' Motion Judgment by Default by the Pursuant to Federal Rule of Procedure 55(b)(2) [Doc. No.8] be. and the same hereby is. GRANTED: and it is further

that default judgment be, and the same hereby is, entered in favor of the plaintiffs and against defendant in the total amount of \$34,159.91, which includes unpaid contributions of \$21,771.08, interest of \$1,228.09. liquidated damages of \$4,354.21, pre-litigation liquidated damages of \$223.52, audit fees and costs of \$1 and legal fees and costs



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The court is directed to enter judgment in accordance with Fed. R. 58 and to forward copies of this order to all counsel of record and to the defendant, Burke Metals at the following address:

Burke Metals

Appleton Way Whippany, NJ

Alexandria, Virginia February 5,

