

95CV1406-NG-ajm

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

CLERK'S OFFICE
U.S. DISTRICT COURT ED. N.Y.

★ JAN 21 1999 ★

P.M. _____
TIME A.M. _____

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JOHNNIE BROWN, THEODORE KING,
ALDO COLUSSI, GEORGE FINCH,
CHESTER BROMAN, JOSEPH FERRARA,
FRANK FINKEL and ANIELLO MADONNA
as Trustees and Fiduciaries of the Local
282 Welfare, Pension, Annuity and
Job Training Trust Funds,

Plaintiffs,

-against-

C. VOLANTE CORP.

Defendant.
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AMENDED
FINAL
JUDGMENT
95-CV-1406 (NG)

A memorandum and order of the Honorable Nina Gershon, United States District Judge, having been filed on December 22, 1998; having previously granted summary judgment on July 30, 1997, as to liability in favor of the plaintiff Trustees; now adopting in its entirety the September 1, 1998 Report and Recommendation of Magistrate Judge Viktor V. Pohorelsky as to damages, interest and attorneys' fees, and entering judgment in the following amounts:

Past due contributions	\$ 73,183.87
Interest (through June 1998)	\$ 67,770.08
Liquidated Damages	\$ 67,770.08
Attorneys' Fees	\$ 39,670.00
Costs	\$ 120.00
TOTAL	\$248,514.03

plus additional interest on past due contributions of \$975.76 for each month from June 1998 through December 1998 for a sum of \$6,830.32; plus \$975.76 in liquidated damages for each month from and after June 1998 through December 1998

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FINAL JUDGMENT
95-CV-1406 (NG)

for a sum of \$6,830.32; resulting in a sum of \$13,660.64; for a TOTAL AWARD of \$262,174.67; it is

ORDERED and ADJUDGED that the September 1, 1998 Report and Recommendation of Magistrate Judge Viktor V. Pohorelsky is adopted in its entirety; and, that judgment is entered in favor of plaintiffs and against defendant, C. Volante Corp., as follows:

Past due contributions	\$ 73,183.87
Interest(through June 1998)	\$ 76,770.08
Liquidated Damages	\$ 67,770.08
Attorneys Fees	\$ 39,670.00
Costs	\$ 120.00

plus additional interest on past due contributions of \$975.76 for each month from June 1998 through December 1998 for a sum of \$6,830.32; plus \$975.76 in liquidated damages for each month from and after June 1998 through December 1998 for a sum of \$6,830.32; resulting in a sum of \$13,660.64 for a TOTAL AWARD of \$262,174.67.

DATED: Brooklyn, New York
January 20, 1999


ROBERT C. HEINEMANN
CLERK OF COURT