

**UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION**

D5 Iron Works, Inc., Richard Lindner,)	
Scott Kudingo, William Tonnesen, and)	
Harry Harper,)	
)	Hon Philip P. Simon
Plaintiffs,)	
)	No. 2:16 cv 200
v.)	
)	
Local 395 Ironworkers, AFL-CIO,)	
Thomas Williamson, Sr., and)	
Jeffrey Veach,)	
)	
Defendants.)	

INJUNCTION AND AGREED ORDER

This matter comes before the Court on April 7, 2022, on agreed motion by the parties, the Court having considered the Plaintiffs’ Amended Complaint, as well as all other pleadings, exhibits, written submissions of the parties, prior Orders of the Court, and after having heard the arguments of counsel for the Plaintiffs and Defendant Iron Workers Local 395 (“Local 395”), Thomas Williamson, Sr., and Jeffrey Veach, this Court finds as follows:

1. Plaintiffs filed an Amended Complaint against Defendants. The Plaintiff D5 and its employees are engaged in the construction industry. The Amended Complaint alleged conduct by the Defendant endangered the health and safety of Plaintiff D5’s employees and Plaintiff D5’s business operations.
2. In Defendants’ Memoranda in Opposition to Plaintiffs’ Partial Motion for Summary Judgment, Defendants denied the Plaintiffs’ allegations. The Court’s Memorandum Order found Defendants were liable for the acts of its agents and officers alleged in the Amended Complaint.

3. By agreeing to this Order, Local 395 does not admit to any liability.
4. The Norris-LaGuardia Act, 29 U.S.C. Section 101, does not bar this Court from issuing a Temporary Restraining Order or an Injunction based on a stipulated agreement between the Plaintiffs and Local 395.
5. This injunction is issued to resolve the issues in this case.

IT IS THEREFORE AND HEREBY ORDERED:

Pursuant to the stipulated agreement between the Plaintiffs and Local 395, Local 395, its officers, agents and employees are hereby enjoined for 100 years from appearing on jobsites or where D5 Iron Works, Inc., and its employees are present, for purposes of interacting with D5 Iron Works, Inc. or its employees, and will not visit any of the homes of the named Plaintiffs.

By the agreement between the Plaintiffs and Local 395, this Injunction and Agreed Order shall remain in force and effect until further order of this Court or termination under the terms of the preceding paragraph.

Dated: May 20, 2022.

Entered: /s/ Philip P. Simon

United States District Judge