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Shelby Cnty Judge of Probate, AL  
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State of Alabama  
Unified Judicial System  
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## CERTIFICATE OF JUDGMENT

Case Number  
CV-2002-005212

IN THE \_\_\_\_\_ CIRCUIT \_\_\_\_\_ COURT OF \_\_\_\_\_ JEFFERSON \_\_\_\_\_, ALABAMA  
(Circuit or District) (Name of County)

WADE TUCKER, ET AL  
Plaintiff

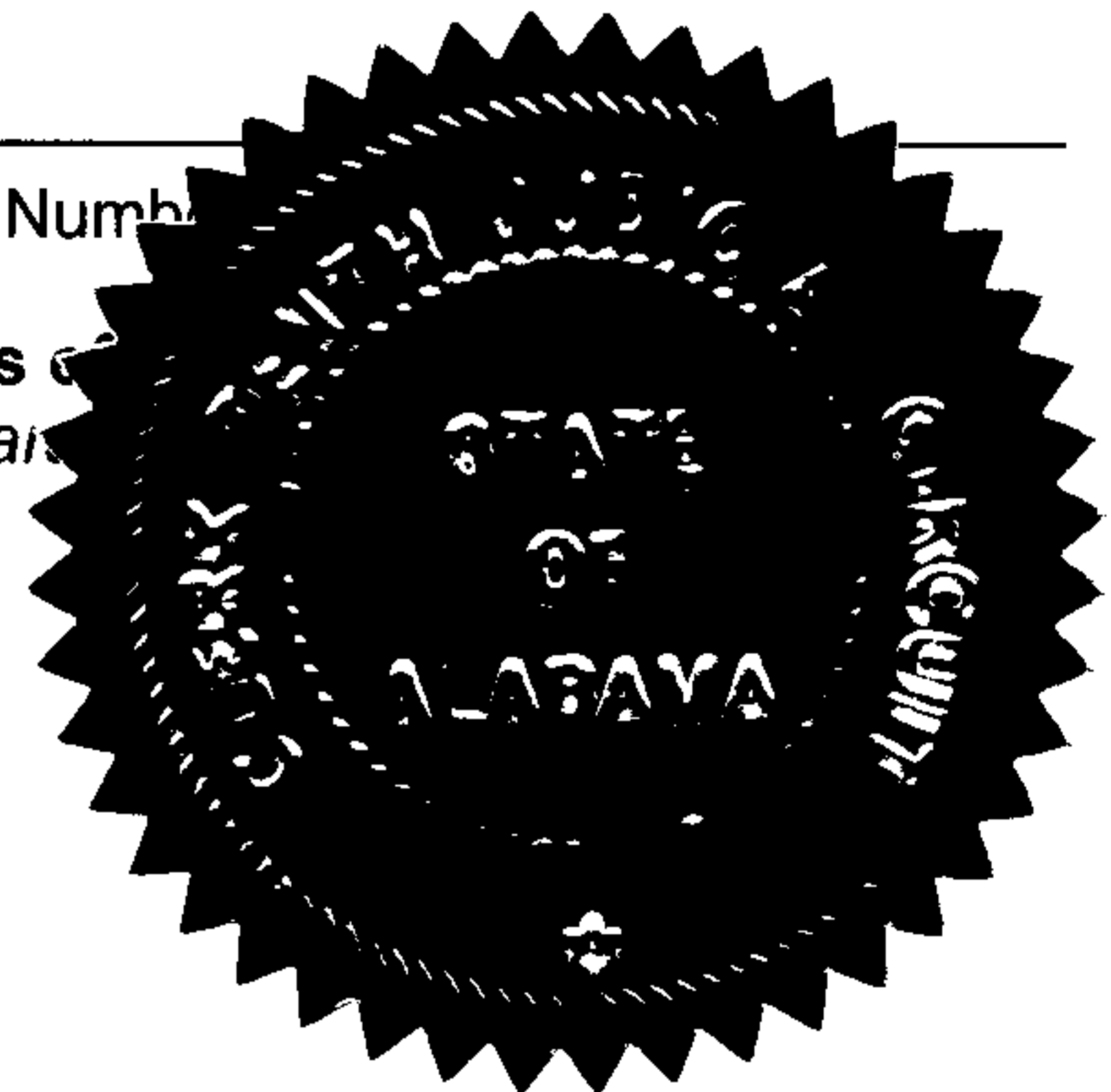
v. RICHARD M. SCRUSHY  
Defendant

2406 LONG LEAF STREET  
Defendant's Address

VESTAVIA HILLS, AL 35243  
City State Zip Code

Defendant's Telephone Number \_\_\_\_\_

Names and Addresses of  
Judgment: (attach separate sheet)



SEE ATTACHED FINAL JUDGMENT

I, Clerk of the above-named Court, hereby certify that on (date) 6-18-2009 plaintiff(s)  
recovered of defendant(s) in the Court a judgment \_\_\_ with X without waiver of exemptions for the sum of  
\$ 2,876,103,000.00 plus \$ 0 in court costs.

JOHN Q. SOMERVILLE is plaintiff's attorney of record.

Given under my hand this date JUL 21 2009

*Anne Marie Adams*  
Clerk

I certify that this instrument was filed for record in my office on (date) \_\_\_\_\_ at (time) \_\_\_\_\_  
and duly recorded in book \_\_\_\_\_ page \_\_\_\_\_

\_\_\_\_\_  
Judge of Probate



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**IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA**  
**HEALTHSOUTH CORPORATION 2002 DERIVATIVE LITIGATION**

**WADE TUCKER, ET AL.**

**Plaintiff**

**v.**

**RICHARD M. SCRUSHY, ET AL.**

**Defendants**

**CV 02-5212**

**(And All Consolidated Cases**

**CV 03-3522, CV 03-2023,**

**CV 03-2420 and CV 03-5592)**

Filed In Open Court	
This 18 <sup>th</sup> day of June 09	
Allwin E. Horn III Circuit Judge	
By	DEPUTY CLERK

**FINAL JUDGMENT IN FAVOR OF WADE C. TUCKER, DERIVATIVELY ON BEHALF OF HEALTHSOUTH CORPORATION, AGAINST RICHARD M. SCRUSHY**

This cause came on to be heard on May 11, 2009, on the bench trial of the claims of Derivative Plaintiffs herein, Wade C. Tucker and the Wendell H. Cook Sr. Testamentary Trust, John P. Cook, Trustee, against Richard M. Scrushy. Upon consideration of the evidence and the arguments of counsel, and pursuant to the Memorandum Opinion filed and entered contemporaneously herewith, **IT IS ORDERED, ADJUDGED and DECREED** as follows:

1. That Judgment be and the same is hereby entered in favor of Derivative Plaintiffs, Wade C. Tucker and the Wendell J. Cook, Sr. Testamentary Trust, John P. Cook, Trustee, for and on behalf of HealthSouth Corporation, and against Richard M. Scrushy, in the total sum of two billion, eight hundred seventy six million one hundred three thousand dollars (\$2,876,103,000.00).


2. That all employment agreements between Richard M. Scrushy and HealthSouth Corporation be and the same are hereby declared to be rescinded and void. HealthSouth Corporation shall have no further obligation under any such employment agreement including, without limitation, (a) the 1986 Employment Agreement; (b) the 1998 Employment Agreement, including a purported Retirement Agreement attached hereto; and (c) the 2002 Employment Agreement, including a purported Retirement Agreement attached thereto.



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3. Pursuant to the Alabama Rules of Civil Procedure, Rule 54(b), this Court hereby certifies that there is no just reason for delay and expressly directs entry of Final Judgment forthwith as per the above.

DONE and ORDERED this 18<sup>th</sup> day of June, 2009.

  
ALLWIN E. HORN, III  
Circuit Judge

AEH/km

**Distribution:** Copies of this Order are being provided to all Steering Committee Counsel with directions that said counsel further distribute this Order to all Parties in their respective Groups.

cc: Honorable Karen O. Bowdre  
U. S. Federal Judge  
Hugo Black U. S. Courthouse  
1729 5<sup>th</sup> Avenue North  
Birmingham, AL 35203