

CERTIFICATE OF JUDGMENT

Case Number
CV 86 0935
Yr Number

IN THE CIRCUIT COURT OF JEFFERSON COUNTY

Plaintiff: ROBERT. W. SMITH, II, indiv. and ROBERT W.
SMITH, II dba SMITH PRINT AND COPY

Judgment Date 10/9/90
Judgment \$ 520,930.02
Costs 155.00
Other 260.50 (Supreme Ct cost)
TOTAL \$ 521,345.52

vs

Defendant: FRED L. SHOEMAKER
4224 SHILOH DRIVE
BIRMINGHAM, AL 35213

Plaintiff's Atty. RICHARD VINCENT

Defendant's Atty. JOHN W. SELF

JUDGMENT RENDERED IN FAVOR OF

X PLAINTIFF

DEFENDANT

JUDGMENT:

- ☐ Default
☐ Dismissal
☐ Detinue
☒ Other (See attached)

- ☐ Consent
☐ Workman's Comp.
☐ Unlawful Detainer

- ☐ Non Suit
☐ Pro Ami

JUDGMENT CONDITIONS:

- ☐ With Exemptions
☐ With Prejudice

- ☐ Without Exemptions
☐ Without Prejudice

10/9/90 Judgment order per separate paper.

Judge Madison

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Certified as a True Copy

October 6, 1991

Gally Conradi

ROBERT W. SMITH II, ET) IN THE CIRCUIT COURT OF
AL,) JEFFERSON COUNTY, ALABAMA,
PLAINTIFFS,)
VS.) CIVIL DIVISION
FRED L. SHOEMAKER, ET)
AL,) CASE NO. CV 86-935
DEFENDANTS.)

FILED IN OFFICE
OCT 9 1990
POLLY CONRADI
Clerk

JUDGMENT FOR PLAINTIFF

This cause being set for trial and the pleadings having been settled, and the defendant pleaded the general issue to the complaint and issue having been joined, and the case coming on for trial on September 24, 1990 and the parties presenting their evidence to the jury, and a directed verdict having been entered by the Court in favor of the Plaintiffs on Defendant's Counter-Claims;

THEREUPON, came a jury of eleven good and lawful persons, to-wit: Wilbur J. James, Jr. and ten others, who having been duly sworn and impaneled according to the law, and after hearing the evidence of the plaintiffs and defendants in this cause, upon their oaths do say:

"We, the jury, find in favor of the Plaintiff and against the Defendant in regard to the common counts, open account, account stated and work and labor, counts I, II and III and assess damages at \$20,930.02 + interest and costs. September 27, 1990. Wilbur J. James Jr. Foreperson."

"We, the jury, find in favor of the Plaintiff and against the Defendant in regard to count IV goods sold and delivered of the complaint and assess damages at \$20,930.02 + interest and costs. September 27, 1990. Wilbur J. James, Jr. Foreperson."

"We, the jury, find in favor of the Plaintiff and against the Defendant in regard to Promissory Estoppel and assess damages at \$1.00 (one dollar) + costs. September 27, 1990. Wilbur J. James Jr. Foreperson."

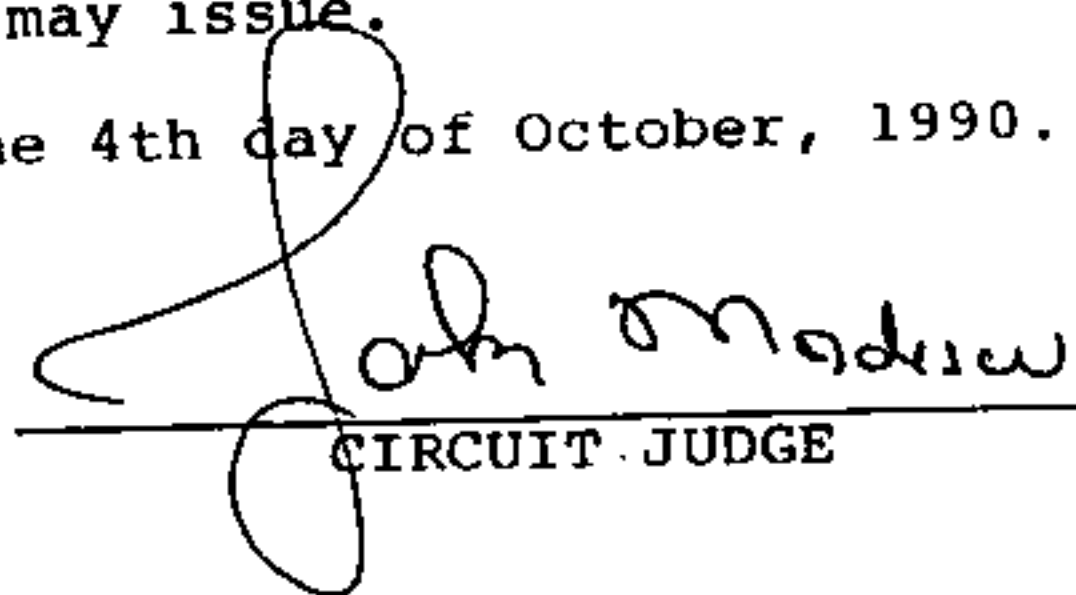
"We, the jury, find in favor of the Plaintiff and against the Defendant in regard to fraud and deceit. We further assess punitive damages at \$500,000.00. September 27, 1990. Wilburn J. James Jr. Foreperson."

And the Court being of the opinion that a finding against the Defendant as to Count IV (goods sold and delivered) is duplicative of the finding of the Jury against

the Defendant as to the common counts (Counts I, II, and III),

IT IS THEREFORE THE ORDER, JUDGMENT AND DECREE OF THIS COURT that the issues in this cause are found in favor of the Plaintiffs, Robert W. Smith II, individually, and Robert W. Smith II dba Smith Print and Copy and against the Defendant, Fred L. Shoemaker, and that the Plaintiffs shall have and recover of the Defendant the sum of \$20,930.02 as actual damages plus interest and FURTHER ORDERED that the Plaintiffs have and recover of the Defendant the sum of \$500,000.00 as punitive damages for Fraud and Deceit herein and IT IS FURTHER ORDERED that all costs of Court incurred in this cause be taxed against the Defendant, for all of which, if not paid, execution may issue.

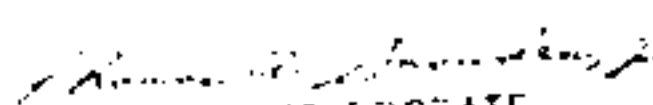
DONE AND ORDERED, this the 4th day of October, 1990.


CIRCUIT JUDGE

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STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED

91 DEC 12 PM 2:45


JUDGE OF PROBATE

1. Deed Tax	\$	
2. Mtg. Tax	\$	
3. Recording Fee	\$	7.50
4. Indexing Fee	\$	3.00
5. No Tax Fee	\$	
6. Certified Fee	\$	1.00
Total	\$	11.50