

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION

SOUTHPACE PROPERTIES, INC.,

Plaintiff,

-VS-

THE ACQUISITION GROUP,  
ET AL.,

Defendants,

CV-90-H-1787-S

Inst # 1992-27420

11/18/1992-27420  
03:42 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 MJS 9.00

CERTIFICATE OF JUDGMENT

I, PERRY D. MATHIS, Clerk of the United States District Court for the Northern District of Alabama, do hereby certify that on the 26th day of March, 1992, a Order Granting Partial Summary Judgment was rendered by said Court in the above-styled cause, wherein it was ORDERED by the Court that the Motion for Summary Judgment filed by defendants The Acquisition Group, Robert Chambers, Chris Turner, W. Fletcher Steele, Frank Myers, Jr., Robert Wesley and Claiborne Thomasson is GRANTED as to Counts I and II of plaintiff's complaint, to the extent that plaintiff seeks recovery of the \$96,000.00 commission set forth in the Exclusive Listing Agreement executed by the parties; that this order does not in any way affect plaintiff's right to recover from defendants damages, not including the \$96,000.00 commission, based on theories of

breach of contract or quantum meruit; and that on 18th day of September, 1992, a Final Judgment was rendered by said Court in the above-styled cause, wherein it was ORDERED by the Court that plaintiff have and recover of defendants the sum of THIRTY-FIVE THOUSAND FOUR HUNDRED AND NO/100 DOLLARS (\$35,400.00), together with costs of court; and that David Owen Upshaw is the Attorney of Record for Southpace Properties, Inc., in said cause.

WITNESS, My Hand and the Seal  
of said Court, this the 13th  
day of November, 1992.

PERRY D. MATHIS, CLERK

BY: *Dale W. Marshall*  
Deputy Clerk

Robert N. Wesley  
c/o Acquisition Group  
Post Office Box 7685  
Winston-Salem, North Carolina 27109

W. Fletcher Steele  
c/o Pine Hall Brick and Pipe Co.  
Post Office Box 11044  
Winston-Salem, North Carolina 27116

The Acquisition Group, a General Partnership  
Post Office Box 7685  
Winston-Salem, North Carolina 27109

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