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Shelby Cnty Judge of Probate, AL
07/01/2009 10:48:41 AM FILED/CERT

State of Alabama
Unified Judicial System
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CERTIFICATE OF JUDGMENT

Case Number
CV-2002-005212

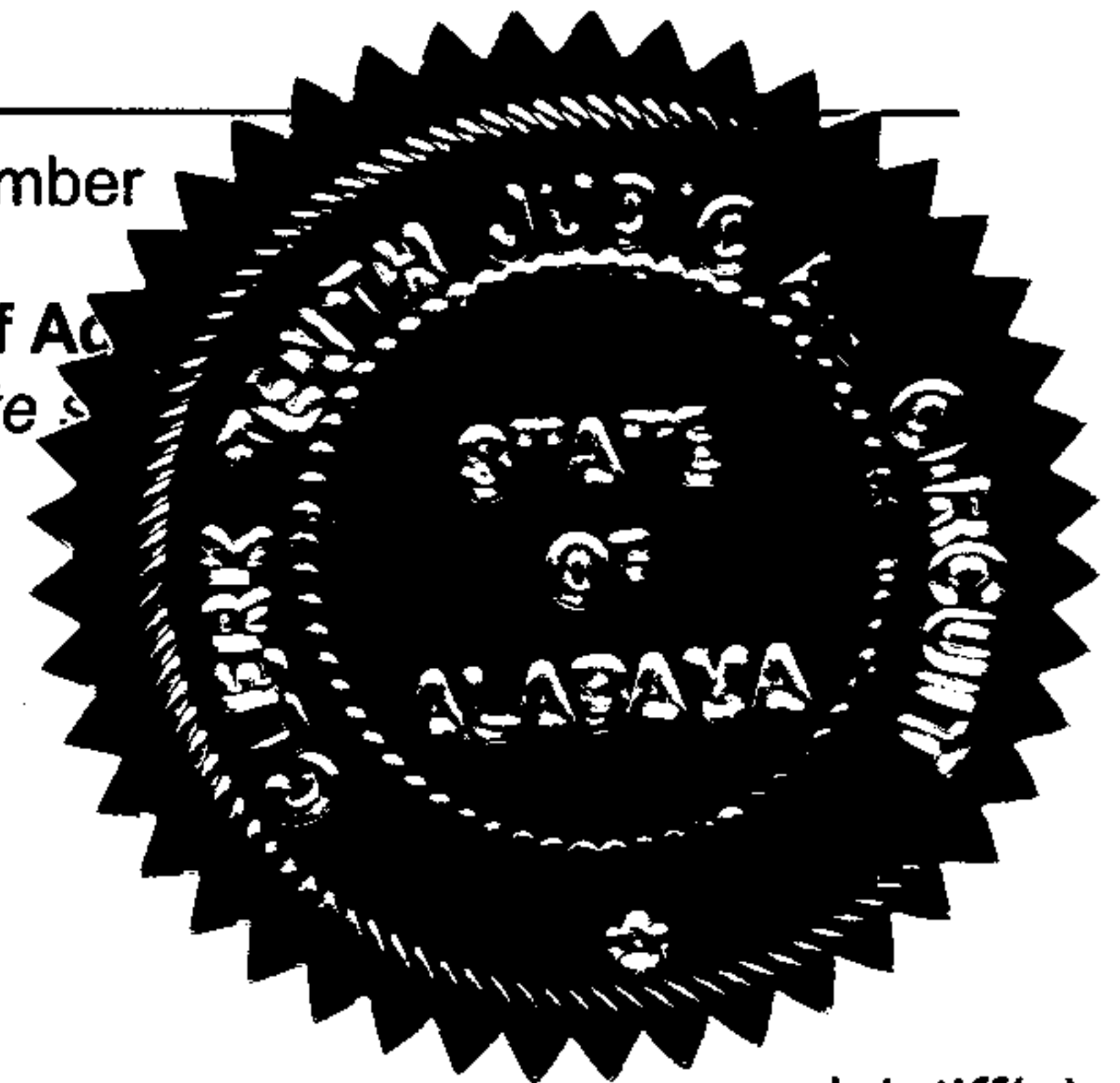
IN THE _____ Circuit _____ COURT OF _____ Jefferson _____, ALABAMA
(Circuit or District) (Name of County)
_____ WADE TUCKER, ET AL _____ V. _____ RICHARD M. SCRUSHY _____
Plaintiff Defendant

_____ 2406 LONG LEAF STREET _____
Defendant's Address

_____ VESTAVIA HILLS, ALABAMA 35243 _____
City State Zip Code

Defendant's Telephone Number

Names and Addresses of All
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 6/30/09.

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

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 Col
This 18th day of June
Allwin E. Horn III
Circuit Judge
By _____ DEPUTY C

**FINAL JUDGMENT IN FAVOR OF WADE C. TUCKER, DERIVATIVELY
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 18th 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 5th Avenue North
Birmingham, AL 35203**