

V I R G I N I A:

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

GEMINI ORGANIZATION, LTD.,
et al.

Plaintiffs

v.

Eugene N. Hooper
Cedar Crest Country Club, Inc.

Defendants.

At Law No. 139380

FINAL JUDGMENT ORDER

The Plaintiffs, James E. Britt and Gemini Organization, Ltd., and the Defendants, Eugene N. Hooper and Cedar Crest Country Club, Inc., all by counsel, having come before this Court, on January 24, 25 and 29, 1996 for trial, the Defendants having heretofore filed their Answer to the Motion for Judgment filed herein, thereby the issues were joined.

Whereupon came a jury to-wit: John R. Shannonhouse, Peter H. Mohle, Michele E. McKeown, William A. Stiles, Anne S. Henry, Richard G. Fuller and Elizabeth R. Patten, who were duly qualified, selected and sworn according to law.

Thereupon the evidence of the Plaintiffs' was presented and at the conclusion thereof the Defendants presented their evidence and at the conclusion thereof the matter was submitted to the jury through the use of a special verdict form.

After submission of the matter to the jury, the Court, with the consent of the Plaintiffs and the Defendants, undertook to hear evidence and argument on the matter of the amount of attorneys'

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fees to be awarded pursuant to the terms of the promissory note(s).

Therefore, pursuant to the special verdict of the jury rendered on January 29, 1996, it is hereby

ORDERED that the Plaintiffs, James E. Britt and Gemini Organization, Ltd., shall have a judgment against the Defendants, Eugene N. Hooper and Cedar Crest Country Club, Inc., jointly and severally, the following amounts:

- a. the sum of \$570,000.00 plus interest thereon from and including March 10, 1989 until paid in full; and
- b. the sum of \$102,270.81 plus interest thereon from and including March 13, 1989 until paid in full; and
- c. the sum of \$30,000.00 plus interest thereon from and including March 21, 1989 until paid in full; and
- d. the sum of \$15,000.00 plus interest thereon from and including March 24, 1989 until paid in full; and
- e. the sum of \$1,500.00 plus interest thereon from and including March 24, 1989 until paid in full; and
- f. the sum of \$95,663.49 plus interest thereon from and including April 17, 1989 until paid in full; and
- g. the sum of \$4,134.55 plus interest thereon from and including April 19, 1989 until paid in full; and
- h. the sum of \$20,000.00 plus interest thereon from and including April 21, 1989 until paid in full; and
- i. the sum of \$10,000.00 plus interest thereon from and including April 21, 1989 until paid in full; and
- j. the sum of \$4,000.00 plus interest thereon from and including May 12, 1989 until paid in full; and
- k. the sum of \$2,000.00 plus interest thereon from and

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- including May 17, 1989 until paid in full; and
- l. the sum of \$10,000.00 plus interest thereon from and including July 25, 1989 until paid in full; and
 - m. the sum of \$40,000.00 plus interest thereon from and including August 25, 1989 until paid in full; and
 - n. the sum of \$88,954.25 plus interest thereon from and including October 19, 1989 until paid in full; and

ORDERED, that interest on a. through n. above, pursuant to §6.1-330.54, shall accrue at the rate of 30.00% per annum from the date set forth therein until paid in full; and it is further

ORDERED, that the defendants shall receive the following credits:

- a. \$12,000.00 paid on July 30, 1991;
- b. \$156,734.80 paid on August 21, 1991; and
- c. \$500,000.00 paid on May 4, 1994; and it is further

ORDERED, that, pursuant to the terms of the promissory note(s), the Plaintiffs, James E. Britt and Gemini Organization, Ltd., shall have and recover of the Defendants, Eugene N. Hooper and Cedar Crest Country Club, Inc., jointly and severally, the additional sum of \$210,000.00 representing reasonable attorneys' fees and costs of collection, and \$117,410.00 for accrued late fees all as determined by the Court.

AND THIS CAUSE IS FINAL.

ENTERED: This 12th day of February, 1996,
nunc pro tunc the 5th day of February, 1996.


Richard J. Jamborsky

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I ASK FOR THIS:

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W. Steven Paleos, VSB #23086
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Seen and objected to:

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Robert B. Patterson
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RJD
2/12/96

Seen and objected to:

Robert M. Miller by JCD
Robert M. Miller
Counsel for Cedar Crest
Country Club, Inc.
38 Garrett Street
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A COPY TESTE:
JOHN T. FREY, CLERK
BY: Mary M. Yaffee
Deputy Clerk
Date: 2-13-96
Original retained in the office of
the Clerk of the Circuit Court of
Fairfax County, Virginia
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