

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2008-003342

05/13/2014

HONORABLE KATHERINE COOPER

CLERK OF THE COURT

D. Harding

Deputy

A M E X ASSURANCE COMPANY

FRANK M FOX

v.

LISA SMOKASKA, et al.

JOHN DANIEL CAMPBELL

J SCOTT HALVERSON

MICK LEVIN

DOCKET-CIVIL-CCC

JUDGMENT

Having reviewed Sisler's Motion for Rule 68 Sanctions, filed April 4, 2014; Amex's Response, filed April 22, 2014; and Sisler's Reply, filed May 9, 2014, the Court declines to award prejudgment interest, but does award as sanctions double taxable costs plus expert witness fees incurred after Sisler served his February 12, 2103 Offer of Judgment.

Sisler is entitled to Judgment for the following:

- The principle amount: \$1,000,000;
- Attorneys' fees: \$202,500;
- Taxable costs incurred before February 12, 2013: \$7,271.35 - \$3,769.65 = \$3,501.70;
- Double the amount of taxable costs incurred after Plaintiff served the Offer of Judgment: $\$3,769.65 \times 2 = \$7,539.30$;
- Expert witness fees incurred after Plaintiff served the Offer of Judgment: \$9,450.

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Total: \$1,222,991 plus interest at the legal rate of 4.25% on the total amount accruing from the date that the judgment is entered until paid.

IT IS ORDERED entering Judgment in favor of Allen Sisler in the amount of \$1,222,991 plus interest at the rate of 4.25% per annum.

Pursuant to Rule 54(c), Ariz. R. Civ. P., no further matters remain pending.

Date: May 14, 2014

/ s / HONORABLE KATHERINE COOPER

JUDICIAL OFFICER OF THE SUPERIOR COURT