

**UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION**

In re:

ELECTRIC MACHINERY
ENTERPRISES, INC.,

Case No. 8:03-bk-11047-MGW

Debtor.

_____/

ELECTRIC MACHINERY
ENTERPRISES, INC.,

Plaintiff,

v.

Adv. No. 8:03-AP-811-MGW

HUNT CONSTRUCTION GROUP, INC.,
THE CLARK CONSTRUCTION GROUP,
INC., AND CONSTRUCT TWO CONSTRUCTION
MANAGERS, INC., individually and as joint
venturers trading as HUNT/CLARK/CONSTRUCT
TWO, A JOINT VENTURE

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Defendants.

JUDGMENT

Based upon the Findings of Fact and Conclusions of Law entered on August 28, 2009, following trial of this adversary proceeding (Doc. No. 398), and based upon the decision stated orally and recorded in open court on March 25, 2010, on the Debtor and Plaintiff in this adversary proceeding, Electric Machinery Enterprises, Inc.'s ("EME"),

Motion for Prejudgment Interest (Doc. No. 405) and Application for Attorney's Fees and Costs (Doc. No. 406), which shall collectively constitute the decision of this Court.

IT IS ADJUDGED that:

1. For monetary damages pursuant to Counts Two, Four and Five of EME's Amended Complaint (Doc. No. 22), EME is awarded, jointly and severally against Defendants, Hunt Construction Group, Inc., The Clark Construction Group, Inc., and Construct Two Construction Managers, Inc., individually and as joint venturers trading as Hunt/Clark/Construct Two, A Joint Venture (collectively the "HCC Defendants"), the sum of \$6,376,000.00, plus prejudgment interest on such amount from August 8, 2003, through the date hereof in the amount of \$3,645,525.34, for a total damages award of \$10,021,525.34.

2. For prevailing party attorneys' fees provided by contract, EME is awarded, jointly and severally against the HCC Defendants the sum of \$4,739,897.14, plus prejudgment interest on such amount from August 28, 2009, through the date hereof, in the amount of \$214,788.63, for a total fees award of \$4,954,685.77.

3. For costs provided by contract, EME is awarded jointly and severally against the HCC Defendants the sum of \$781,414.10.

4. The HCC Defendants shall take nothing on their counterclaims

5. Accordingly, EME shall recover from the HCC Defendants, jointly and severally, the total amount of \$15,757,625.21, with post-judgment interest at the rate of .43%.

6. For all of the above, let execution issue.

April 19, 2010

DONE and ORDERED in Chambers, Tampa, Florida, on _____,

2010.



The Honorable Michael G. Williamson
United States Bankruptcy Judge

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