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7-15-2008

# Final Judgment (CHARLES L. MARSH)

Elizabeth E. Long  
*Superior Court of Fulton County*

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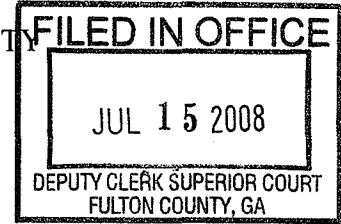
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**COPY**

IN THE SUPERIOR COURT OF FULTON COUNTY  
STATE OF GEORGIA



CHARLES L. MARSH,

Plaintiff,

v.

BDI LAGUNA HOLDINGS, INC.  
and JAY L. WERTHEIMER,

Defendants.

Civil Action

File No. 2004 CV 84536

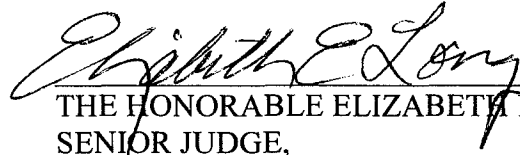
**FINAL JUDGMENT**

This action came on for trial before the Court and the jury, The Honorable Elizabeth Long presiding, during the week of June 23, 2008. At the close of the evidence offered by Plaintiff Charles L. Marsh, Defendant Jay L. Wertheimer moved for directed verdict on all claims. The Court heard argument by the parties on Defendant Wertheimer's motion, and directed a verdict in Defendant Wertheimer's favor on all claims for the reasons stated by the Court in the June 26, 2008 transcript of proceedings. Pursuant to O.C.G.A. § 9-11-54(b), it appearing to the Court that there is no just reason for delaying entry of final judgment in Defendant Wertheimer's favor and against Plaintiff Marsh on the claims against Defendant Wertheimer, notwithstanding the lack of final disposition of the other claims for relief by Plaintiff Marsh against Co-Defendant BDI Laguna Holdings, Inc., it is hereby

ORDERED AND ADJUDGED, that Plaintiff Charles L. Marsh take nothing from Defendant Jay L. Wertheimer, that this action be dismissed on the merits as against Defendant Jay L. Wertheimer, that Defendant Jay L. Wertheimer recover of Plaintiff costs of this action, and that final judgment in favor of Defendant Jay L. Wertheimer be entered upon the docket and

records of this Court.

IT IS SO ORDERED this 15<sup>th</sup> day of July, 2008.

A handwritten signature in black ink, appearing to read "Elizabeth Long". The signature is written in a cursive style with a horizontal line underneath it.

THE HONORABLE ELIZABETH LONG  
SENIOR JUDGE,  
SUPERIOR COURT OF FULTON COUNTY  
(BUSINESS COURT DIVISION)

