



1. IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Plaintiffs, Purdue Avenue Investors LP, and Dana Howard, as Trustee of the Molly A. Howard Trust, recover damages from Defendants, jointly and severally, in the sum of \$1,399,708.64, plus prejudgment interest thereon from the date of payment for the securities by the Plaintiffs at the annual rate of five percent (5%), or \$191.74 per day, for a total sum of \$2,150,803.60, as of December 19, 2014, plus postjudgment interest on the total sum at the annual rate of five percent (5%), and court costs.

2. Plaintiffs and Defendants both requested attorney fees as "equitable" based on art. 581-33D(7). On December 12, 2014, the Court advised the parties that it is denying both requests. IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that each party will bear their own attorney's fees.

3. Plaintiffs sought a finding of spoliation and related sanctions against both Defendants herein. Pursuant to a Rule 11 Agreement filed on October 8, 2014, the parties agreed to hear the issue of spoliation at the time of trial. On December 12, 2014, the Court advised the parties that it is denying Plaintiffs' motion. IT IS THEREFORE ORDERED, ADJUDGED AND DECREED, that Plaintiffs' request for a finding of spoliation and related sanctions is DENIED.

4. IT IS ORDERED, JUDGED AND DECREED that any and all other remaining claims, if any, are hereby DENIED.

5. This judgment is final, disposes of all claims and all parties, and is appealable.

6. The court orders that execution <sup>may</sup> issue for this judgment.

SIGNED this 22<sup>nd</sup> day of December, 2014.

  
DISTRICT JUDGE

(AGREED AS TO FORM ONLY BY ALL PARTIES)

SPARKS MACLEOD, PLLC

/s/ Braden W. Sparks

S.B.N 18874500  
8333 Douglas Avenue  
Suite 1000  
Dallas, TX 75225  
(214)750-3372  
(214) 696-5971 Facsimile  
brady@sparkslaw.com

AND

SHEPHERD, SMITH, EDWARDS & KANTAS,  
L.L.P.

/s/ Samuel B. Edwards

Samuel B. Edwards  
Texas Bar No. 24031634  
California Bar No. 237500  
Michigan Bar No. P72583

1010 Lamar, Suite 900  
Houston, TX 77002  
(713) 227-2400  
(713) 227-7215 Facsimile  
sedwards@sseklaw.com

*Attorneys for Plaintiffs*

KANE RUSSELL COLEMAN &  
LOGAN PC

Kenneth C Johnston  
S.B.N. 00792608  
1601 Elm Street, Ste 3700  
Dallas, TX 75201  
214-777-4200  
214-777-4299 (fax)  
kjohnston@krcl.com

*Attorney for Morgan Keegan &  
Company Inc and Thomas Orr*

MAYNARD COOPER & GALE, PC

Peter S. Fruin  
S.B.N. 24062562  
1901 Sixth Avenue North  
2400 Regions Harbert Plaza  
Birmingham, AL 35203  
205-254-1068  
205-254-1999 (fax)  
pfruin@maynardcooper.com

*Attorney for Morgan Asset  
Management Inc. and James C.  
Kelsoe, Jr.*