

INSTRUMENT#: 2012111375, O BK 21039 PG 1167-1169 03/30/2012 at 04:27:30 PM, DEPUTY CLERK: BLOGGANS Pat Frank, Clerk of the Circuit Court Hillsborough County

IN THE CIRCUIT COURT OF THE 13TH JUDICIAL CIRCUIT IN AND FOR HILLSBOROUGH COUNTY, FLORIDA

CASE NO: 2009-CA-018323
Division: K

GRANT WARD JR., as assignee of JENNIFER CURRY,

Plaintiff,

vs.

SECURITY NATIONAL INSURANCE COMPANY, a Florida for-profit corporation,

Defendant.

FILED
CLERK OF CIRCUIT COURT
2011 DEC 29 AM 10:03
HILLSBOROUGH COUNTY, FLORIDA

FINAL JUDGMENT

WHEREAS, PLAINTIFF, GRANT WARD, JR., as assignee of JENNIFER CURRY ("WARD"), and DEFENDANT, SECURITY NATIONAL INSURANCE COMPANY ("SECURITY"), have reached a stipulation resolving the remaining issue of the reasonableness of the consent judgment reached by the parties to the underlying action, Grant Ward, Jr., Plaintiff, v. Jason D. Evans and Jennifer Leigh Curry, Defendants, Case No. 08-008402;

AND WHEREAS, this Court previously entered an Order granting Partial Summary Judgment as a matter of law on the coverage issues in favor of WARD, after having heard argument by the parties on the parties' opposing Motions for Summary Judgment;

NOW THEREFORE, upon stipulation and agreement by the parties, it is hereby ORDERED and ADJUDGED:

1. That the Court's findings of fact, conclusions of law, and rulings contained in the Court's March 8, 2011 Order granting Partial Summary

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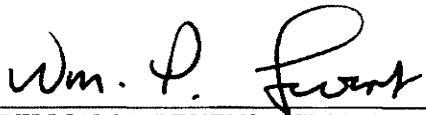
Judgment to WARD on the issue of coverage are incorporated herein. These findings, conclusions and rulings were not reached by stipulation or agreement of the parties, but by Order of the Court upon hearing argument and reviewing the evidence and memoranda submitted to the Court. Thus, SECURITY may pursue its appeal of the Court's prior Order, and the Final Judgment, as to the coverage issues without being prejudiced by this Final Judgment.

2. That, upon stipulation and agreement by the parties, the amount of \$190,000 is determined to be a reasonable settlement between the parties to the underlying case, for which let execution issue.
3. The Court has awarded the Plaintiff pre-judgment interest running from the date of the consent judgment - April 29, 2009. This ruling was not reached by stipulation or agreement of the parties, but by Order of the Court. Thus, SECURITY may pursue its appeal of the Court's Order regarding the trigger date for the pre-judgment interest.
4. It is adjudged that Plaintiff, Grant Ward, Jr., *as assignee* of Jennifer Curry, whose address is [REDACTED] and Social Security Number is [REDACTED] recover from the Defendant, Security National Insurance Company whose corporate address is 5701 Stirling Road, Davie, Florida 33314 and whose tax identification number is XX-XXX9120 the principal sum of One Hundred Ninety Thousand Dollars (\$190,000.00), together with pre-judgment interest from the date of the Final Judgment, Stipulation, and Agreement for Settlement dated

April 29,2009 and through the date of entry of this Final Judgment on December 20, 2011 in the amount of Twenty-seven Thousand Eight Hundred Six Dollars and 73/100 (\$27,806.73); for a total of Two Hundred Seventeen Thousand Eight Hundred Six Dollars and 73/100 (\$217,806.73).

- 5. The principal amount of One Hundred Ninety Thousand Dollars and 00/100 (\$190,000.00), not pre-judgment interest, shall bear interest at the rate of 4.75% per year, *for all of which let execution issue.*
- 6. That, upon stipulation and agreement by the parties, WARD shall not seek to execute on this final judgment until all appellate remedies of SECURITY have been exhausted.
- 7. That the Court reserves jurisdiction on entitlement to, and amount of, attorney's fees and costs.

DONE and ORDERED in chambers this 28 day of December, 2011.


 WILLIAM P. LEVENS, CIRCUIT JUDGE

Copies furnished to:

David S. Tadros, Esq., 1665 Palm Beach Lakes Blvd., Suite 900, West Palm Beach, FL 33401
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STATE OF FLORIDA)
 COUNTY OF HILLSBOROUGH)
 THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE
 AND CORRECT COPY OF THE DOCUMENT ON FILE IN
 MY OFFICE. WITNESS MY HAND AND OFFICIAL SEAL
 THIS 30 DAY OF March 2012



PAT FRANK
 CLERK OF CIRCUIT COURT
 BY 