

PHOTOCOPY

NOT - No CASE
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PARTIES/COUNSEL

FILED
KING COUNTY, WASHINGTON
FEB 27 2009

THE HONORABLE MICHAEL J. FOX

SUPERIOR COURT CLERK
HEARING DATE:
FRIDAY, FEBRUARY 27, 2009 @ 10:15 A.M.
WITHOUT ORAL ARGUMENT

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SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

V & B MEDICAL IMAGING SERVICES,
INC.,

Plaintiff,

v.

MARK DeCOURSEY, et ux., et al.,

Defendants,

v.

██████████ et al.,

Third-Party Defendants.

NO. 06-2-24906-2 SEA

JUDGMENT FOR MARK AND CAROL
DECOURSEY INCLUDING
ATTORNEYS' FEES AND COSTS
AGAINST PAUL H. STICKNEY, PAUL
H. STICKNEY REAL ESTATE
SERVICES, INC., WINDERMERE REAL
ESTATE/SCA, INC.

Pursuant to RCW 4.64.030, the following information should be entered in the Clerk's
Execution Docket:

1. Judgment Creditor: Mark and Carol DeCoursey
2. Judgment Creditor's Attorney: Brent L. Nourse,
3. Judgment Debtors: Paul H. Stickney, Paul H. Stickney Real Estate Services, Inc.,
Windermere Real Estate/SCA, Inc.
4. Amount of Judgment: \$522,200.00
5. Amount of Interest Owed to Date of Judgment: \$0.
6. Total Taxable Costs: \$45,000.00
7. Attorneys' Fees: \$463,427.00
8. Interest: The total amount of the judgment shall bear interest at the statutory rate as
provided under RCW 4.56.110(3), which provides a rate of 3.49% per annum on the
declining balance from the date of the original judgment filed on November 14, 2008
until fully paid

JUDGMENT FOR MARK AND CAROL
DECOURSEY INCLUDING ATTORNEYS' FEES AND
COSTS - 1

i23057.0001/1675336.1

LANE POWELL PC
1420 FIFTH AVENUE, SUITE 4100
SEATTLE, WASHINGTON 98101-2338
206.223.7800 FAX: 206.223.7107

1 This matter was tried by a jury of twelve from October 21, 2008 to October 29, 2008,
2 the Honorable Michael J. Fox presiding. Defendant and Third-Party Plaintiffs Mark and
3 Carol DeCoursey ("DeCourseys") appeared through their attorneys of record Brent L. Nourse
4 and Andrew J. Gabel. Third-party Defendants Paul H. Stickney, Paul H. Stickney Real Estate
5 Services, Inc., and Windermere Real Estate/SCA, Inc. appeared through their attorneys of
6 record Matt Davis and L'Nayim Shuman-Austin. The parties presented evidence and
7 testimony to the jury. On October 30, 2008, the jury returned a verdict in favor of the
8 DeCourseys on their claim for Breach of Fiduciary Duty in the amount of \$515,900. The jury
9 also returned a verdict in favor of the DeCourseys on their claim for violation of the
10 Washington Consumer Protection Act in the amount of \$6,300 for a total amount of damages
11 of \$522,200. A copy of the jury's special verdict is attached as **Exhibit A**.

12 On February 6, 2009, the Honorable Michael J. Fox heard Defendant and Third-Party
13 Plaintiffs Mark and Carol DeCoursey's Motion for Attorneys' Fees and Costs. Third-party
14 Defendants Paul H. Stickney, Paul H. Stickney Real Estate Services, Inc., and Windermere
15 Real Estate/SCA, Inc. appeared at the hearing through their attorney of record Matt Davis.
16 The Honorable Michael J. Fox granted DeCourseys' Motion for Attorneys' Fees and Costs in
17 the amount of \$463,427.00 in Attorneys' Fees and \$45,000.00 in Costs. A copy of the
18 Court's February 6, 2009 Order is attached hereto as **Exhibit B**.

19 Consistent with the jury's verdict in this action, the Court enters final judgment in this
20 matter as follows:

21 1. The DeCourseys are awarded a total amount of \$1,030,427.00 against Paul
22 Stickney, Paul H. Stickney Real Estate Services, Inc. and Windermere Real Estate/SCA, Inc
23 jointly and severally.

24 2. The total amount of the judgment, including interest accrued to date and costs
25 and attorneys' fees, shall bear interest at the statutory rate as provided under RCW
26

JUDGMENT FOR MARK AND CAROL
DECOURSEY INCLUDING ATTORNEYS' FEES AND
COSTS - 2

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1 4.56.110(3), which provides a rate of 3.49% per annum on the declining balance from the date.
2 of the original judgment filed on November 14, 2008 until fully paid.

3
4 DONE IN OPEN COURT on Feb. 27, 2009.

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6 

7 The Honorable Michael J. Fox

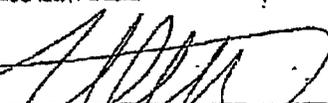
8 Presented by:

Presentation waived by:

9 Lane Powell PC

Demco Law Firm

10
11 By: 

By: 

12 Brent L. Nourse, WSBA No. 32790
13 Andrew J. Gabel, WSBA No. 39310
14 Abraham K. Lorber, WSBA No. 40668
Attorneys for Mark and Carol DeCoursey

12 Matt Davis, WSBA No. 26939
13 L'Nayim Shuman-Austin, WSBA No.
14 30505
Attorneys for Windermere Real Estate

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JUDGMENT FOR MARK AND CAROL
DECOURSEY INCLUDING ATTORNEYS' FEES AND
COSTS - 3

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CERTIFICATE OF SERVICE

I hereby certify that on January 17, 2009, I caused to be served a copy of the foregoing
Judgment for Mark and Carol DeCoursey Including Attorneys' Fees and Costs Against Paul
H. Stickney, Paul H. Stickney Real Estate Services, Inc., Windermere Real Estate/SCA, Inc.
on the following person(s) in the manner indicated below at the following address(es):

Matt Davis
Demco Law Firm
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Seattle, WA 98118-2587
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- by CME/CF
- by Electronic Mail
- by Facsimile Transmission
- by First Class Mail
- by Hand Delivery
- by Overnight Delivery

Melissa Galland

JUDGMENT FOR MARK AND CAROL
DECOURSEY INCLUDING ATTORNEYS' FEES AND
COSTS - 4
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