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JUDY ORR

Version 2

IN THE CIRCUIT COURT OF THE 17th
JUDICIAL CIRCUIT IN AND FOR
BROWARD COUNTY, FLORIDA

CIVIL DIVISION

CASE NO. 06-00222 (25)

AFFIRMATIVE INSURANCE HOLDINGS, INC.,
a Delaware corporation, and AFFIRMATIVE
PROPERTY HOLDINGS, INC., a Texas
corporation,

Plaintiffs,

v.

BUSINESS RISK TECHNOLOGY, INC.,
a Delaware corporation, and STEVEN M.
REPETTI, individually,

Defendants.

FILED FOR RE
CLERK OF CIRCUIT
COURT
BROWARD COUNTY
2009 JAN 13 AM 8:22
CIRCUIT CIVIL-4

FINAL JUDGMENT

THIS CAUSE coming to be heard following the February 11, 2008 Emergency Motion for Sanctions filed by Plaintiffs Affirmative Insurance Holdings, Inc. and Affirmative Property Holdings, Inc. (collectively, "Affirmative"), the February 14, 2008 Order on Plaintiffs' Emergency Motion for Sanctions wherein the Court awarded Affirmative attorneys' fees and costs as part of the sanctions issued by the Court, Affirmative's February 27, 2008 Motion for Fees and Costs ("Fees Motion"), which was the subject of a hearing on March 27, 2008 and an evidentiary hearing on July 9, 2008, the September 2008 trial of Affirmative's fraud in the inducement claim against Business Risk Technology ("BRT") and Steven M. Repetti., the September 26, 2008 jury verdict in favor of Affirmative awarding Affirmative \$762,500.00, Affirmative's October 7, 2008 and November 7, 2008 Motions for Entry of Judgment ("Judgment Motions"), and this Court having considered all evidence, briefs, the argument of

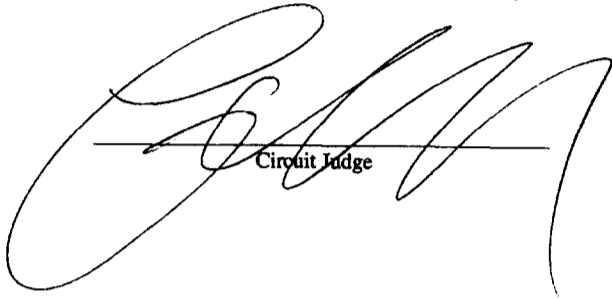
(3)

counsel, and being fully advised in the premises, this Court hereby enters judgment in favor of Affirmative on its fraud in the inducement claim, grants the Judgment Motions in part, and Orders as follows:

1. The jury's September 26, 2008 verdict on Affirmative's fraud in the inducement claim is hereby entered as a final judgment in favor of Affirmative against BRT and Steven M. Repetti.
2. Affirmative is awarded \$762,500.00 in damages as a result of the fraud committed by BRT and Steven M. Repetti.
3. As a result, Affirmative shall recover \$762,500.00 in damages from Defendants BRT and Steven M. Repetti which shall bear interest at the rate of 11% for which let execution issue.
4. It is further ordered and adjudged that the Defendants, as judgment debtors, shall complete under oath *Florida Rule of Civil Procedure Forms 1.977a and 1.977b* (fact information sheets), including all required attachments, and serve them on the judgment creditors' attorneys, Lazar Raynal and Derek Meyer, within 45 days from the date of this final judgment, unless the final judgment is satisfied or post-judgment discovery is stayed.
5. The Court reserves jurisdiction on all issues relating to the portions of Affirmative's Judgment Motions relating to Affirmative's requests for an award of attorneys' fees and costs pursuant to this Court's February 14, 2008 Order, the fee-shifting provision in the parties' Software License Agreement, as amended, and/or in conjunction with Affirmative's Offer of Judgment/Proposal for Settlement. This Court also reserves jurisdiction on all issues relating to Defendants' motion for a new trial, Defendants' motion for judgment

notwithstanding the verdict, and/or Cole, Scott & Kissane's motion to withdraw. Jurisdiction of this case is further retained to enter further orders that are proper to compel the judgment debtors to complete forms 1.977a and 1.977b, including all required attachments, and serve them on the judgment creditors' attorney.

DONE AND ORDERED in Chambers, at Broward County, Florida, this 8 day of ~~January~~ December, 2008.


Circuit Judge

Copies Furnished to:
All Counsel of Record



I hereby certify this document to be a true, correct and complete copy of the record filed in my office. Dated this 13th day of March 2009 Bertha Henry, County Administrator.
By Eva Archer
Deputy Clerk