

JAMES M. MORTLE and
JOE KIRIAKI,

Plaintiffs,

Case No. 04-CV-1291

vs.

DAIMLERCHRYSLER CORPORATION,
a foreign corporation,

Defendant.

FILED
IN CIRCUIT COURT
MAR 23 2006

ORDER

WAUKESHA CO. WIS.
 CIVIL DIVISION

06 MAR 23 2006
 CLERK OF COURT
 WAUKESHA COUNTY

This matter having come on for hearing on March 9, 2006 on *Defendant's* *DaimlerChrysler Corporation's*, *Motions After Verdict* and *Plaintiffs' Notice of Motion and Motion for an Order and Judgment for Plaintiffs Awarding Damages Consistent with Jury Verdict, Stipulation of the Parties and Applicable Law, as well as Awarding Attorney Fees and Litigation Costs Pursuant to sec. 218.0171(7), Wis. Stats. and Interest and Double Costs Pursuant to sec. 807.01, Wis. Stats.*; that the plaintiffs appeared by their attorneys, Jastroch & LaBarge, S.C., by Attorney William S. Pocan, and the defendant appeared by its attorneys, Quale, Feldbruegge, Calvelli, Thom & Croke, S.C., by Attorney William P. Croke; that based on the motion materials, oral arguments of counsel and jury verdict, as well as the entire file herein,

IT IS HEREBY ORDERED that for the reasons set forth on the record by the Court:

1. The defendant's motions after verdict are denied;

2. The plaintiffs are entitled to judgment in their favor, against the defendant, DaimlerChrysler Corporation, consistent with the jury verdict, for the following, pursuant to sec. 218.0171(7), Wis. Stats. and sec. 807.01, Wis. Stats.:

- a. \$161,013.26 for twice the amount of the plaintiffs' pecuniary loss;
- b. \$5,404.70 for pre-judgment interest at 5% (from 6/2/04 to 2/1/05);
- c. \$21,228.94 for pre-judgment interest at 12% (from 2/2/05 to 3/9/06);
- d. \$17,167.22 for statutory costs;
- e. \$5,554.71 for litigation costs; and
- f. \$175,610.25 for attorney fees;

that the Clerk of Circuit Court for Waukesha County shall enter judgment accordingly in favor of the plaintiffs and against the defendant, DaimlerChrysler Corporation, for the total sum of \$385,979.08 (the total of the above) forthwith.

3. At the defendant's request, upon receipt by the Court of an appropriate undertaking approved by the Court, execution of the judgment ordered herein is stayed during the pendency of any appeal in the above-captioned matter.

Dated at Waukesha, Wisconsin, this 23rd day of March, 2006.

BY THE COURT:

/S/ MARK S GEMPELER

Honorable Mark S. Gempeler
Circuit Court Judge

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