

CAUSE NO. 2011-DCL-3754

CARDUCO, INC. d/b/a	§	IN THE DISTRICT COURT
CARDENAS METROPLEX,	§	
	§	
<i>Plaintiff,</i>	§	
	§	
v.	§	445th JUDICIAL DISTRICT
	§	
MERCEDES-BENZ USA, LLC, JACK	§	
L. HOLT, CRAIG W. DEARING, and	§	
FRANK J. OSWALD, JR.,	§	
	§	
<i>Defendants.</i>	§	
	§	CAMERON COUNTY, TEXAS

FINAL JUDGMENT

BE IT REMEMBERED that this case was called for trial on February 4, 2013 before the Honorable Federico Hinojosa, 445th District Court, Cameron County, Texas. A jury venire was called and sworn and the case proceeded to trial before a jury of twelve good and true citizens. All parties appeared, announced ready through their attorneys of record, and proceeded to present evidence. Plaintiff Carduco, Inc. d/b/a Cardenas Metroplex rested its case-in-chief on February 13, 2013. Defendants Mercedes-Benz USA, LLC, Jack L. Holt, Craig W. Dearing, and Frank J. Oswald (collectively “Defendants”) rested their case-in-chief on February 15, 2013. The court closed the presentation of evidence, heard and considered objections to the Charge of the Court, and thereafter charged the jury on February 15, 2013.

After deliberation, the jury announced its verdict in open court. The jury verdict was unanimous on each question, deciding for Plaintiff and against

Defendants on each claim. The jury's verdict, as reflected in the Charge of the Court, is expressly incorporated by reference herein for all purposes.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that Plaintiff have and recover from Defendant Mercedes-Benz USA, LLC; Jack L. Holt; Craig W. Dearing; and Frank J. Oswald, Jr., jointly and severally, the sum of \$15,307,722.00 in actual damages for fraud.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Plaintiff have and recover from Defendant Mercedes-Benz USA, LLC the additional amount of \$100,000,000.00 as exemplary damages.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Plaintiff have and recover from Defendant Jack L. Holt the additional amount of \$10,000,000.00 as exemplary damages.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Plaintiff have and recover from Defendant Craig W. Dearing the additional amount of \$2,500,000.00 as exemplary damages.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Plaintiff have and recover from Defendant Frank J. Oswald, Jr. the additional amount of \$2,500,000.00 as exemplary damages.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that each sum awarded to Plaintiff shall bear postjudgment interest at the rate of 5%, compounded annually, from the date of judgment until that portion of the judgment is paid in full.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that all costs of court are hereby taxed against the Defendants.


IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that Plaintiff is allowed such writs and processes as may be necessary in the enforcement and collection of this judgment against Defendants.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that all relief requested by any party and not expressly awarded herein is DENIED. This order is a FINAL JUDGMENT that disposes of all claims by all parties.

SIGNED THIS 7th DAY OF March, 2013.


HONORABLE FEDERICO HINOJOSA
PRESIDING BY APPOINTMENT

2:38
FILED 2:38 O'CLOCK P M
AURORA DE LA GARZA, CLERK

MAR 07 2013
DISTRICT COURT OF CAMERON COUNTY, TEXAS
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