

**STATE OF MICHIGAN**  
**IN THE CIRCUIT COURT FOR THE COUNTY OF GRAND TRAVERSE**

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FRED TOPOUS, JR.,

Plaintiff / Counter-Defendant,

HON. THOMAS G. POWER  
CIRCUIT COURT JUDGE

v

FILE NO. 12-28977-CB

CLARENCE K. GOMERY and GOMERY &  
ASSOCIATES, PLLC,

Defendants/Counter-Plaintiffs

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**ORDER ASSESSING THE AMOUNT OF SANCTIONS AGAINST DEFENDANTS**  
**CLARENCE K. GOMERY AND GOMERY & ASSOCIATES, PLLC**

At a session of this Court held on the \_\_\_\_\_ day of \_\_\_\_\_, 2013  
having read and considered Plaintiff's **MOTION FOR ASSESSMENT OF  
SANCTIONS PURSUANT TO MCR 2,625 (1) and (2) and MCL 600.2591  
AND FOR SPOILIATION OF EVIDENCE**, the written submissions of the  
parties and having had oral argument, thereon:

**Now it is hereby ordered** that, for those reasons set forth on the record, sanctions will be assessed against Defendants Clarence K. Gomery and Gomery & Associates, PLLC, jointly and severally, in the following amounts:

Attorney fees (@ \$200/hour for 1193.19 hours) = \$238,638.00

Costs = \$ 10,346.15

Expert Witness Fees = \$ 65,645.12

Total Sanctions Judgment = \$314,629.27

Statutory interest pursuant to MCL 600.6013 (8) will continue to accrue on this Sanctions Judgment from January 12, 2012, the date of the filing of the complaint, until the Judgment is satisfied.

Dated:

\_\_\_\_\_  
The Honorable Thomas G. Power  
Circuit Court Judge, Grand Traverse County