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IN THE SUPERIOR COURT OF THE STATE OF CALIFORNIA
IN AND FOR THE COUNTY OF CONTRA COSTA

LINDA K. FULLER, et al,

No. C04-01724

Plaintiffs,

vs.

MILO GORDON YOSHINO, et al,

Defendants.

JUDGMENT

_____/
ROBERT DAMASCHINO, in his capacity as the
Successor Trustee of THE DAMASCHINO FAMILY
REVOCABLE TRUST DATED JULY 7, 1988, As
Amended, and in his capacity as Trustee of the
DECEDENT'S TRUST and MARTIAL GENERATION
SKIPPING TRUST,

Plaintiff,

vs.

TRACOL LIMITED, et al,

Defendants.
_____ /

This matter having come on regularly for jury trial, and the jury having returned its special verdicts which have been filed herein, and certain issues being presented to the Court for decision, and the Court having now rendered its Statement of Decision, in accordance therewith judgment is now entered a follows:

- 1. Plaintiff Robert Damaschino, in his capacity as successor trustee of THE

1 DAMASCHINO FAMILY REVOCABLE TRUST DATED JULY 7, 1988, as
2 amended and subsequently divided into sub-trusts which include a
3 DECENDENT'S TRUST and a MARITAL GENERATION SKIPPING TRUST,
4 shall have judgment against Defendant Marilyn Ageno Dreyfuss for special
5 damages in the sum of One Million One Hundred Seventeen Thousand Nine
6 Hundred Thirty Seven Dollars and Twenty Cents (\$ 1,117,937.20), plus
7 interest in the amount of \$ 619,184.03 (7% from November 1, 2001, to the
8 date of judgment), for punitive damages in the amount of Twenty Five
9 Thousand Dollars (\$ 25,000), and for costs of suit in the amount of
10 \$ _____.

11 2. Plaintiff Robert Damaschino, in his capacity as successor trustee of THE
12 DAMASCHINO FAMILY REVOCABLE TRUST DATED JULY 7, 1988, as
13 amended and subsequently divided into sub-trusts which include a
14 DECENDENT'S TRUST and a MARITAL GENERATION SKIPPING TRUST,
15 shall additionally have judgment, jointly and severally with the foregoing award
16 of special damages in the sum of One Million One Hundred Seventeen
17 Thousand Nine Hundred Thirty Seven Dollars and Twenty Cents (\$
18 1,117,937.20), plus interest in the amount of \$ 619,184.03 (7% from
19 November 1, 2001, to the date of judgment), and for costs of suit, as against
20 Phillip M. Francis and Curtis A. Burr, solely in their capacity as successor
21 trustees of the EDWARD S. AGENO 1992 TRUST for the purpose (only) of
22 requiring that trust assets be jointly and severally liable with Marilyn Ageno
23 Dreyfuss for the foregoing money judgment.

24 3. Plaintiff shall take nothing as against Phillip M. Francis and Curtis A. Burr
25 individually.

26 4. Cross-complainant Phillip M. Francis shall take nothing upon his cross-

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1 complaint against Marie Damaschino.

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3 Dated: September 30, 2009

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Judge of the Superior Court

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