

**COMMONWEALTH OF KENTUCKY
FAYETTE CIRCUIT COURT
22nd JUDICIAL CIRCUIT
DIVISION 3**

**AMERICAN SADDLEBRED
HORSE ASSOCIATION, INC.,**

Plaintiff

v.

EDWARD R. BENNETT, et al.

Defendants

Case No. 09-CI-05292

FINAL JUDGMENT AND ORDER

This matter came before the Court on Joint Motions for Summary Judgment by the Plaintiff, American Saddlebred Horse Association, Inc. (hereinafter "ASHA") and the Defendants, Edward R. Bennett, Carl T. Fischer, Jr., Kris Knight, Tom Ferrebee, Simon Fredricks, MD and Lynn W. Via (hereinafter "Defendants" or the "Members") on the ASHA's Complaint and the Members' Counter-Claim. On December 2, 2010, the Court entered an Opinion, Order and Judgment denying the ASHA's motion and granting the Members' motion. On December 10, 2010, the ASHA moved this Court for entry of a final judgment and appealable order. On December 15, 2010, the Members filed a response to ASHA's motion.

ACCORDINGLY, IT IS HEREBY ORDERED AND ADJUDGED that:

(1) No later than thirty (30) days following the entry of this Order, the ASHA shall allow the Members to inspect all records requested by the Members. The ASHA shall provide copies of records selected by the Members for a reasonable fee.

(2) Counts II (Breach of Contract) and III (Promissory Estoppel) of the Members' Counter-Claims are dismissed without prejudice.

(3) This Court retains jurisdiction to enforce this Final Judgment and Order.

This Order is FINAL AND APPEALABLE, there being no just cause for delay.

ENTERED this _____ day of _____, 2010.

JUDGE JAMES D. ISHMAEL, JR.

This is to certify that a true and correct copy of the foregoing Order was served upon the following parties, via First Class Mail, this _____ day of _____, 20____.

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