

JAN 03 2011

FAYETTE CIRCUIT COURT
CIVIL BRANCH
THIRD DIVISION
CIVIL ACTION NO. 09-CI-5292

AMERICAN SADDLEBRED
HORSE ASSOCIATION, INC.

PLAINTIFF

VS.

FINAL JUDGMENT AND ORDER

EDWARD R. BENNETT, ET AL

DEFENDANTS

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.

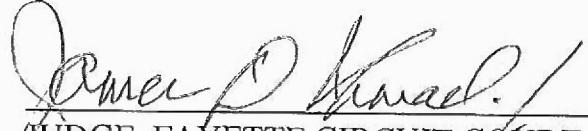
ACCORDINGLY, IT IS HEREBY ORDERED AND ADJUDGED that:

- (1) The Opinion, Order and Judgment of December 2, 2010 is incorporated by reference as if set out at length herein;
- (2) Counts II (Breach of Contract) and III (Promissory Estoppel) of the Members' Counter-Claims are dismissed without prejudice; and

(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 6th day of January, 2011

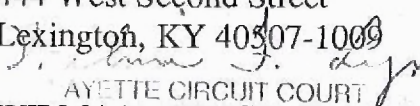


JUDGE, FAYETTE CIRCUIT COURT

This is to certify that a true and correct copy of the foregoing Final Judgment and Order was served upon the following parties, via First Class Mail, this 6th day of January, 2011:

Edward H. Stopher, Esq.
Jefferson K. Streepey, Esq.
Earl L. Martin, III, Esq.
Jeff W. Adamson, Esq.
Boehl Stopher & Graves LLP
400 West Market Street, Suite 2300
Louisville, KY 40202-3354

Hon. Lewis G. Paisley
Culver V. Halliday, Esq.
Stephen A. Houston, Esq.
Stoll Keenon Ogden PLLC
2000 PNC Plaza
500 West Jefferson Street
Louisville, KY 40202

James B. Cooper, Esq.
Boehl Stopher & Graves LLP
444 West Second Street
Lexington, KY 40507-1006

FAYETTE CIRCUIT COURT
WILMA F. LYNCH, C.F.C.C.

BY: Wilton D.C.