

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

CANATXX ENERGY VENTURES, INC.	§	
	§	
Plaintiff,	§	
VS.	§	CIVIL ACTION NO. H-99-4425
	§	
GE POWER SYSTEMS, INC., <i>et al</i> ,	§	
	§	
Defendant.	§	

FINAL JUDGMENT

On the 10th day of July, 2006, the plaintiff Canatxx Energy Ventures, Inc., and the defendant General Electric Capital Corporation appeared and announced ready for trial. A jury was duly impaneled and sworn and heard the evidence and arguments of counsel. On August 4, 2006, in response to jury questions and instructions submitted by the Court, the jury found that the defendant General Electric Capital Corporation had breached its fiduciary duty owed to the plaintiff Canatxx Energy Ventures, Inc., had committed constructive fraud against the plaintiff Canatxx Energy Ventures, Inc., had committed acts of unfair competition against the plaintiff Canatxx Energy Ventures, Inc., had acted as a civil conspirator against the plaintiff Canatxx Energy Ventures, Inc., and had conducted itself with malice, willfulness or fraud, or reckless indifference in regard to the rights of the plaintiff Canatxx Energy Ventures, Incorporated.

The plaintiff has moved for Judgment on the Verdict. The Court being fully advised and hearing the arguments of counsel is of the opinion that a judgment should be rendered in favor of the plaintiff and that the defendant's objections are overruled. It is, therefore,

ORDERED that the plaintiff Canatxx Energy Ventures, Inc., recover from the defendant General Electric Capital Corporation actual damages in the amount of \$136,100,000.00. It is further,

ORDERED that the plaintiff Canatxx Energy Ventures, Inc., recover from the defendant General Electric Capital Corporation exemplary damages in the amount of \$700,000.00. It is further,

ORDERED that the plaintiff Canatxx Energy Ventures, Inc., recover from the defendant General Electric Capital Corporation all costs of court incurred in this case, in accordance with Fed. R. Civ. P. 54(d)(1). It is further

ORDERED, ADJUDGED and DECREED that the plaintiff Canatxx Energy Ventures, Inc., recover post-judgment interest on the award of actual damages, combined with exemplary damages and costs of court from the defendant, General Electric Capital Corporation at the rate of 4.90% per annum, compounded annually, from the date this judgment is signed until it is paid in full. All relief not specifically granted is Denied.

This is a Final Judgment.

SIGNED and ENTERED this 13th day of December, 2006.


Kenneth M. Hoyt
United States District Judge