

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
FOURTH JUDICIAL DISTRICT AT FAIRBANKS

YONG H. YI, KENNY YI,)
HYONG C. YI, and LUNAR CHIN)

Plaintiffs,)

v.)

HARRIS S. YANG, SHARON YANG,)
MAX ARTHUR LAMOUREAUX,)
Y & I CORPORATION, OFFICER)
LAWRENCE PEYTON MERIDETH,)
and the CITY OF FAIRBANKS,)

Defendants.)

Case No. 4FA-04-2761 CI

FINAL JUDGMENT

Pursuant to the Findings of Fact and Conclusions of Law entered this day, IT IS ORDERED that Harris Yang, Sharon Yang, and Y & I Corporation shall have Final Judgment against Yong ("Jeff") Yi as follows:

a. Attorney's Fees \$ _____

Date Awarded: _____

Judge: _____

b. Costs \$ _____

Date Awarded: _____

Clerk: _____

c. TOTAL JUDGMENT \$ _____

d. Post-Judgment Interest Rate 7.75%

DATED at Fairbanks, Alaska, this 21st day of December, 2008.

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[Signature]
 RANDY M. OLSEN
 Superior Court Judge

IN THE SUPERIOR COURT FOR THE STATE OF ALASKA
FOURTH JUDICIAL DISTRICT AT FAIRBANKS

YONG H. YI, KENNY YI,)
HYONG C. YI, and LUNAR CHIN,)
)
Plaintiffs,)
v.)
)
HARRIS S. YANG, SHARON YANG,)
MAX ARTHUR LAMOUREAUX,)
Y & I CORPORATION, OFFICER)
LAWRENCE PEYTON MERIDETH,)
and the CITY OF FAIRBANKS,)
)
Defendants.)
_____)

Case No. 4FA-04-2761 CI

FINDINGS OF FACT AND CONCLUSIONS OF LAW

Plaintiffs brought suit against defendants for various causes of action that arose from an initial agreement to lease a restaurant and ended in incidents surrounding the termination of this agreement. The various claims were decided by summary judgment, settlement, and a jury trial that was held in July of 2008.

Issues Decided by Summary Judgment:

On April 14, 2008 summary judgment was granted in favor of Harris Yang, Sharon Yang, and Y & I Corporation dismissing counts I, II, III, IV, V, XIII, XIV, and XVII of the second amended complaint, and all claims for lost profits. The

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claims against the City of Fairbanks and Officer Lawrence Peyton Merideth were dismissed.

Issues Decided by the Jury

Of the causes of action which went to trial, the Jury found the following:

- 1) The Yang defendants owe Yong ("Jeff") Yi \$42,000 for money paid under the contract.
- 2) The Yang defendants owe Yong ("Jeff") Yi \$3,600 for improvements made to the premises.
- 3) The Yang defendants owe Yong ("Jeff") Yi \$33,900 for money and personal property which was located on the premises and not surrendered when demanded.
- 4) Harris Yang assaulted Kenny Yi, and Yang's conduct was outrageous, but no money damages were awarded for the assault.
- 5) Max Lamoureux's conduct was not negligent as to Kenny Yi.
- 6) Yong ("Jeff") Yi does not owe the Yang defendants money under the lease contract.
- 7) Yong ("Jeff") Yi owes the Yang defendants \$935.67 for damage to their pickup truck.
- 8) The Yi plaintiffs reasonably believed that Max Lamoureux had damaged their property, but their efforts to restrain Lamoureux were not reasonable under the circumstances.

- 9) Max Lamoureaux reasonably believed he had been assaulted by Yong ("Jeff") Yi and/or Kenny Yi on December 19, 2004.

Based on the above:

- 1) Yong ("Jeff") Yi is entitled to Final Judgment against Harris Yang, Sharon Yang, and Y & I Corporation in the amount of \$78,564.33.¹
- 2) Max Lamoureaux is entitled to final judgment against Kenny Yi.
- 3) Harris Yang, Sharon Yang, and Y & I Corporation are entitled to Final Judgment against Yong ("Jeff") Yi on counts I, II, III, IV, V, XIII, XIV, and XVII of the Second Amended Complaint and all claims for lost profits.
- 4) The City of Fairbanks and Officer Lawrence Peyton Merideth are entitled to Final Judgment against Yong ("Jeff") Yi.

Individual judgments shall enter. The parties are directed to apply for fees, costs, and prejudgment interest as authorized by the Rules of Court. Motions which have already been filed are now viable motions, and may be opposed as provided for in the rules.

DATED at Fairbanks, Alaska, this 21st day of December, 2008.

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Randy M. Olsen
 RANDY M. OLSEN
 Superior Court Judge

¹ (\$42,000 + \$3600 + \$33,900 - \$935.67)