

CAUSE NO. 06-05-04614-CV

CHARLES DUFF, INDIVIDUALLY, AND	§	IN THE DISTRICT COURT OF
JUDITH LEE HUNTS, INDIVIDUALLY	§	
AND AS THE INDEPENDENT	§	
ADMINISTRATOR OF THE ESTATE OF	§	
DAVID SCOTT DUFF, DECEASED	§	
	§	
V	§	MONTGOMERY COUNTY, TEXAS
	§	
	§	
MICHAEL SPEARMAN, INNOVA	§	
AIRCRAFT, INC., INNOVA VENTURES,	§	
INC., THE SPEARMAN GROUP, a/k/a	§	
SPEARMAN REAL ESTATE	§	
PARTNERSHIP, POROUS MEDIA, LTD.,	§	
AND POROUS MEDIA CORPORATION	§	410 TH JUDICIAL DISTRICT

FINAL JUDGMENT

On November 3, 2008, the Court called this case to trial. Plaintiffs Charles Duff, Individually, and Judith Lee Hunts, Individually, and as the Independent Administrator of the Estate of David Scott Duff, Deceased appeared in person and through their attorneys and announced ready for trial. Defendants Michael Spearman, Innova Aircraft, Inc. and Innova Ventures, Inc., appeared in person and through their representatives and through their attorneys and announced ready for trial.

The Court impaneled and swore in the jury which heard the evidence. After the Plaintiffs' rested their case in chief, the Court granted directed verdict in favor of Innova Ventures, Inc. on all Plaintiffs' claims against it, and also on Plaintiffs' strict products liability claims against all Defendants. Thereafter, the remaining Defendants rested their case in chief. The Court granted Plaintiffs' motion for directed verdict that Terry Willis was pilot in command on the accident flight as to Judith Hunts, Individually and as the Independent Administrator of the Estate of David Scott Duff, Deceased, but found that Charles Duff had been deemed to have admitted that David Duff was pilot in command on the accident flight. The Court then submitted questions, definitions and instructions to the jury which then heard arguments of counsel. In response to the questions, the jury made certain findings and returned a verdict on November 21, 2008.

Thereafter, the Court accepted, received and filed the verdict in the record and discharged the jury. The questions submitted to the jury and the jury's findings are incorporated herein.

The Court, having received the verdict, heard the evidence, read the pleadings and motions, heard the arguments of counsel and finding that Defendants are entitled to reductions, offsets and credits under Texas Civil Practices and Remedies Code Chapter 33, as well as Texas

Civil Practices and Remedies Code Chapter 42 (TRCP 167), is of the opinion that judgment should be rendered in favor of Defendants and against Plaintiffs; it is therefore

ORDERED, ADJUDGED AND DECREED that Plaintiffs Charles Duff, Individually, and Judith Lee Hunts, Individually and as the Independent Administrator of the Estate of David Scott Duff, Deceased do have and recover nothing from Defendants Michael Spearman, Innova Aircraft, Inc. and Innova Ventures, Inc.; it is further

ORDERED, ADJUDGED AND DECREED that Defendants recover their taxable costs from Plaintiffs.

The Court denies all relief not granted in this Final Judgment. This Final Judgment disposes of all claims and all parties and is appealable.

Signed this the 25th day of March, 2009.

A handwritten signature in black ink, appearing to read "K. M. Meyer". The signature is written in a cursive, flowing style.

Judge Presiding