

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF WEST VIRGINIA  
Wheeling**

**LIJKEL DIJKSTRA**, individually and  
on behalf of other similarly situated  
individuals,

Plaintiff,

v.

**Civil Action No. 5:11-CV-152**  
Judge Bailey

**HARRY J. CARENBAUER**; et al.,

Defendants.

**FINAL JUDGMENT ORDER**

By Order dated July 16, 2015 [Doc. 242], this Court awarded class damages as outlined below. At that time, it was unclear whether any class members would seek additional damages. Accordingly, judgment was not entered at that time. Having since been informed that no class member seeks such relief, judgment is now **ORDERED ENTERED** as follows:

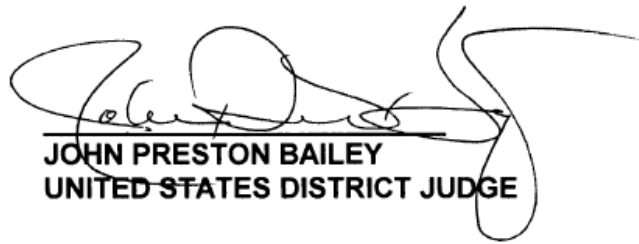
1. Judgment is entered for the plaintiff and the Class and against the defendants on Counts I, V, and X of the Complaint.
2. Judgment is entered for the defendant and against the Class on Count II of the Complaint.
3. Each class member is awarded \$2,000.00 for the defendants' unauthorized practice of law. (See Doc. 242).
4. Each class member who paid an excessive notary fee is awarded \$2,000.00. (See Doc. 242).

5. Class members charged an excessive notary fee are awarded disgorgement of \$65,591.00 in notary fees, minus \$2.00 per class member for the proper fee. (See Doc. 242).
6. Defendants shall pay attorneys fees in the amount of \$389,596.00 to the class.
7. Class counsel are awarded attorneys fees in the amount of \$886,127.00, plus costs and expenses of \$62,071.15.
8. Any loan closed within a given year shall have prejudgment interest calculated from July 1 of that year. In other words, any loan closed in 2010 shall have prejudgment interest calculated from July 1, 2010. All prejudgment interest shall be calculated using a rate of 5.25 % per annum.
9. Pursuant to 28 U.S.C. § 1961, post-judgment interests shall accrue on the total judgment from the date of this Order through the date the total judgment is paid. The rate of post-judgment interest is the Federal Reserve rate for the calendar week preceding the date this Final Judgment Order is entered.
10. If defendant appeals, it must post an appeal bond in the amount of Three Million Dollars (\$3,000,000). Such a bond may be posted in cash or by surety.
11. Upon payment of the appeal bond, the proceedings in this case will be stayed for the duration of the defendant's appeal. If no timely appeal is filed, the stay shall immediately cease.

It is so **ORDERED**.

The Clerk is hereby directed to transmit copies of this Order to counsel of record herein.

**DATED:** July 29, 2015.



JOHN PRESTON BAILEY  
UNITED STATES DISTRICT JUDGE