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1 PHILIP W. BOESCH, JR. (State Bar No. 60608)
1901 Avenue of the Stars, Seventh Floor
2 Los Angeles, California 90067
Telephone: (310) 201-2002 / Facsimile: (310) 284-6018

3 REX S. HEINKE, ESQ. (State Bar No. 66163)
4 SHEILA S. KATO, ESQ. (State Bar No. 57447)
GREINES, MARTIN, STEIN & RICHARD LLP
5 9601 Wilshire Boulevard, Suite 544
Beverly Hills, California 90210-5207
6 Telephone: (310) 859-7811 / Facsimile: (310) 276-5261

7 Attorneys for Debtor and Counterclaimant
VICKIE LYNN MARSHALL

BY: *WLM*
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REPUTY

ENTERED
DEC 29 2000
CLERK U.S. BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA
Deputy Clerk

9 UNITED STATES BANKRUPTCY COURT
10 CENTRAL DISTRICT OF CALIFORNIA
11 LOS ANGELES DIVISION

12 In re)
13 VICKIE LYNN MARSHALL,)
14 Debtor.)

BANKR. CASE NO. LA 96-12510 SB
Adversary No 96-01838
Bankr Judge: Hon. Samuel L. Bufford

~~PROPOSED~~ FINAL JUDGMENT

15 E. Pierce Marshall,
16 Plaintiff,
17 vs.
18 Vickie Lynn Marshall,
19 Defendant.

TRIAL DATE: October 25, 1999
DATE: December 6, 2000
TIME: 11:00
PLACE: Courtroom 1575
Roybal Federal Building
255 E. Temple Street
Los Angeles, CA 90012

21 Vickie Lynn Marshall,
22 Counterclaimant,
23 vs.
24 E. Pierce Marshall,
25 Counterdefendant.

27 TO THE HONORABLE SAMUEL L. BUFFORD, UNITED STATES BANKRUPTCY
28 JUDGE, AND OTHER INTERESTED PARTIES:

1 This action came on for trial before the Court, and the issues having been duly tried and a
2 decision having been duly rendered,

3 IT IS HEREBY ORDERED, ADJUDGED AND DECREED that judgment be entered in
4 favor of Vickie Lynn Marshall, and against E. Pierce Marshall, as follows:

5 1. That Vickie Lynn Marshall recovers from E. Pierce Marshall compensatory
6 damages in the amount of \$449,754,134.

7 2. That the above amount shall bear interest from and including October 6, 2000 at the
8 rate set forth in 28 U.S.C. §1961.

9 3. That Vickie Lynn Marshall recovers from E. Pierce Marshall punitive damages in
10 the amount of \$25,000,000.

11 4. That the above amount shall bear interest from and including November 21, 2000 at
12 the rate set forth in 28 U.S.C. §1961.

13 5. That E. Pierce Marshall recovers nothing against Vickie Lynn Marshall.

14 6. That Vickie Lynn Marshall recovers from E. Pierce Marshall her costs of suit in this
15 entire action in the amount of _____.

16 7. That the amounts, if any, which are hereinafter collected for release or satisfaction
17 of claims made in the Texas probate action shall be deemed to be payments made toward
18 satisfaction of this judgment.

19 ~~8. That E. Pierce Marshall, his agents, employees, representatives and all persons
20 acting in concert or participating with him, are directed to endorse and deposit with the Clerk of
21 this Court, or anyone the Court appoints for this purpose, 4,283,325 shares of Koch Industries, Inc.
22 ("Koch") common stock and 1934 shares of Koch preferred stock, which constitute 50% of the
23 Koch shares held by E. Pierce Marshall individually or through Marshall Petroleum, Inc. ("MPI"),
24 Trof, Inc., or its successors or assigns – or the proportionate number of Koch shares in the event
25 that Koch issues additional shares (e.g. stock split) – which will be held until such time as the
26 money judgment set forth above has been satisfied. Notwithstanding the above, all or part of such
27 stock may be released in response to a writ of execution on the money judgment set forth above.~~

28 9. That E. Pierce Marshall, his agents, employees, representatives and all persons

1 acting in concert or participating with him, are enjoined and restrained (except or as provided in
2 paragraph 7 above or in connection with a writ of execution on this money judgment) from directly
3 or indirectly transferring, encumbering, or otherwise restricting or alienating, by any means
4 whatsoever, E. Pierce Marshall's interest in Koch, whether held by E. Pierce Marshall individually
5 or through MPI, Trof, Inc., or its successors or assigns, until such time as the money judgment set
6 forth above has been satisfied.

7 10. That E. Pierce Marshall, his agents, employees, representatives and all persons
8 acting in concert or participating with him, shall pay to Debtor any and all proceeds or dividends
9 from said Koch stock whether held by E. Pierce Marshall individually or through MPI, Trof, Inc.,
10 or its successors or assigns, into an interest-bearing trust account for the sole benefit of Vickie
11 Lynn Marshall from the date of this judgment until such time as the money judgment set forth
12 above has been satisfied, withdrawals from which may only be made for the purpose of satisfying
13 the money judgment set forth above or in connection with a writ of execution on this Judgment.

14 11. The Court shall retain jurisdiction of this case for such other and further orders as
15 may be necessary.

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17 DATED: 12/29/00


18 HONORABLE SAMUEL L. BUFFORD
19 UNITED STATES BANKRUPTCY JUDGE
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