

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

FILED

NOV - 2 2018

MARK STEYN, MARK STEYN
ENTERPRISES (US), INC., and OAK HILL
MEDIA, INC.

Index No. 650887/2018

IAS Part 3

Hon. Eileen Bransten

COUNTY CLERK'S OFFICE
NEW YORK

Petitioners,

v.

CRTV, LLC

~~REMOVED/REPOSED~~ JUDGMENT

Respondent.

WHEREAS, as set forth in two Orders, both dated July 11, 2018, and both entered with the Clerk of the Supreme Court for the State of New York, County of New York on July 16, 2018, and annexed hereto as Exhibits 1 and 2; and as modified to correct typographical errors by this Court's order recalling and reissuing its Order on Mot. Seq. 004 (Docket No. 150), annexed hereto as Exhibit 3, this Court, Hon. Eileen Bransten, J., granted in part the Petition of Petitioners Mark Steyn ("Steyn"), Mark Steyn Enterprises (US), Inc. ("MSE"), and Oak Hill Media, LLC ("OHM") (collectively, "Petitioners") to confirm the Final Award entered following an arbitration hearing held before Hon. Elaine Gordon, which Final Award is attached hereto as Exhibit 4, and granted in part the cross-petition of Respondent CRTV to vacate the Final Award, and

WHEREAS CPLR § 7514 provides that "[a] judgment shall be entered upon the confirmation of an [arbitration] award," it is hereby

(1) **ADJUDGED** that Petitioners Steyn and MSE, having an address at P.O. Box 30, Woodsville, New Hampshire, 03785, have judgment and recover against Respondent CRTV LLC, having an address at 1930 Village Center Circle, #3-868, Las Vegas, Nevada, 89134, the principal sum of Eight Hundred Thousand Dollars (\$800,000.00), as past damages, plus interest thereon at

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the statutory rate of nine percent (9%) per annum from February 8, 2017 to February 21, 2018 (378 days) in the amount of \$74,564.38, and the principal sum of One Million Dollars (\$1,000,000.00), as future damages, for a total as to the amounts in this Paragraph 1 of **\$1,874,564.38**; and that Petitioners Steyn and MSE have execution therefor; and it is further

X (2) **ADJUDGED** that Petitioner OHM ^(Oak Hill Media) having an address at c/o Marc Aaron, CPA, 36 Harlow Hill Road, Randolph, Vermont, 05060, have judgment and recover from CRTV LLC the principal sum of Five Hundred Eight Thousand One Hundred Twenty-Four Dollars (\$508,124.00), as past damages, plus interest thereon at the statutory rate of nine percent (9%) per annum from February 8, 2017 to February 21, 2018 (378 days) in the amount of \$47,359.94, and the principal sum of Four Hundred Thousand Dollars (\$400,000.00), as future damages, for a total as to the amounts in this Paragraph 2 of **\$955,483.94**; and that Petitioner OHM have execution therefor; and it is further

(3) **ADJUDGED** that Petitioners Steyn and MSE shall recover from CRTV administrative fees and expenses of the AAA, as taxed by the Arbitrator and as ordered by this Court, totaling **\$76,574.98**; and it is further

X (4) **ADJUDGED** that all Petitioners shall recover from CRTV LLC their costs and disbursements in the amount of \$ 722.55 as taxed by the Clerk, and that all Petitioners have execution therefor; and it is further

(5) **ADJUDGED** that Petitioners Steyn and MSE shall recover from CRTV LLC pre-judgment interest pursuant to CPLR § 5002 at the statutory rate of 9% on the sum of the amounts set forth in Paragraphs 1 (\$1,874,564.38) and 3 (\$76,574.98) above, totaling \$1,951,139.36, from February 21, 2018 to the date on which judgment is entered, such interest having accrued at the rate of \$481.10 *per diem* since February 21, 2018, in the amount of \$ 122,199.40, and that

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Petitioners Steyn and MSE have execution therefor; and it is further

(6) **ADJUDGED** that Petitioners Steyn and MSE shall recover from CRTV LLC interest on this judgment pursuant to CPLR § 5003 at the statutory rate of 9% on the sum of Paragraphs 1 (\$1,874,564.38), 3 (\$76,574.98), 4 (\$431.50), and 5 (\$122,199.40), (totaling \$2,073,320.26, which total represents the judgment as to Petitioners Steyn and MSE, from the date judgment is entered through the date of satisfaction, which interest shall accrue at a rate of \$511.35 per day, ^{as determined by the Clerk} and that Petitioners Steyn and MSE have execution therefor; and it is further

(7) **ADJUDGED** that Petitioner OHM shall recover from CRTV LLC pre-judgment interest pursuant to CPLR § 5002 at the statutory rate of 9% on the sum set forth in Paragraph 2 above (\$955,483.94) from February 21, 2018 to the date on which judgment is entered, such interest having accrued at the rate of \$235.60 per diem since February 21, 2018, in the amount of \$59,842.40, ^{as determined by the clerk} and that Petitioner OHM have execution therefor; and it is further

X (8) **ADJUDGED** that Petitioner OHM shall recover from CRTV LLC interest on this judgment/pursuant to CPLR § 5003 at the statutory rate of 9% on the sum of Paragraphs 2 (\$955,483.94), 4 (\$240.75), and 7 (\$59,842.40), totaling \$1,015,567.09, which total represents the judgment as to Petitioner OHM, from the date judgment is entered through the date of satisfaction, which interest shall accrue at a rate of \$250.41 per day, and that Petitioner OHM have execution therefor.

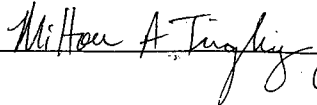
JUDGMENT signed this 19 day of October, 2018.

ENTERED:

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NOV - 2 2018


HON. EILEEN BRANSTEN, J.S.C.

00054083.2 COUNTY CLERK'S OFFICE
NEW YORK


Clerk

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

MARK STEYN, MARK STEYN ENTERPRISES
(US), INC., and OAK HILL MEDIA, INC.,

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PETITIONERS' BILL OF COSTS

Pre-note of issue costs (CPLR 8201)	\$200.00
Fee for index number (CPLR 8018(a))	\$210.00 \$190.00
Fee for Request for Judicial Intervention (Exh. A)	\$ 95.00
Costs for obtaining transcripts of decisions (CPLR 8301(5))	
June 14, 2018 Transcript (Exh. B)	\$153.55
September 13, 2018 Transcript (Exh. C)	\$ 63.70
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TOTAL:	\$702.55 \$722.55

I HEREBY CERTIFY THAT I HAVE
ADJUSTED THIS BILL OF COSTS AT
\$ 722.55

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William A. Irving
CLERK

AFFIRMATION OF ERIN C. O'LEARY

- 1. I am an attorney duly admitted to practice in the courts of this state and am counsel of record for Petitioners in the above-captioned action. I make this affirmation under penalties of perjury.
- 2. The foregoing disbursements have been or will necessarily be made or incurred in this action and are reasonable in amount.
- 3. Copies of documents or transcripts as charged herein were actually and necessarily obtained for use.
- 4. Exhibits B and C to the Bill of Costs are copies of checks provided to court reporter Delores Hilliard as payment for transcripts containing the court's decisions on Motion Sequence 001 and 004 (the June 14, 2018 transcript) and Motion Sequence 006 (the September 13, 2018 transcript). Although the copies of the checks say "void" on the face, they were indeed valid checks. The "void" notation is a watermark that appears as a security feature when a check is scanned or copied.

Dated: September 28, 2018



Erin C. O'Leary

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NOV -2 2018
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NEW YORK

NYSCEF DOC. NO. 193
SUPREME COURT OF THE STATE OF NEW YORK

RECEIVED NYSCEF: 11/02/2018

COUNTY OF NEW YORK

INDEX # 650887/2018

*Mark Steyn, Mark Steyn Enterprises
(Us), Inc., Oak Hill Media, Inc*

Plaintiff(s)

Against

CRTV, LLC

Defendant(s)

JUDGMENT

Attorney for the Prevailing Party

Gerard Fox Law P.C.
12 East 49th Street 26th Floor,
New York, NY 10017
310-441-0500

Fishkin Lucks LLP
277 Broadway Ste 408,
New York, NY 10007
(646) 755-9200

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AT 4:30 PM
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