

Final disbursements from funds in Receiver’s possession:

Heath Senior Heath paid to Receiver \$ 227,397.48 to satisfy the October 14, 2019 *Final Judgment*. Within 7 days from the date this Order is signed, Receiver will make the following payments to:

- **Receiver, Andrew R. Korn**, for fees:³

\$45,512.08

- **R.D. Moorman**, for the transfer of the remaining Receivership funds (currently held by Receiver in an IOLTA account solely dedicated to this Receivership):

\$181,885.40

Final award of Attorney’s fees to Counsel for Judgment Creditor:

Within 7 days from the date this Order is signed, Heath Senior Living will make the following payment directly to:

- **Jason Friedman, Esq.**, attorney for R.D. Moorman, for legal fees and expenses related to the Receivership Order:⁴

\$3,200.00

Satisfaction and Release of the October 14, 2019 *Final Judgment*.

The October 14, 2019 *Final Judgment* in this Cause is deemed fully satisfied. This Order releases Heath Senior Living from the October 14, 2019 *Final Judgment* and releases any lien existing by reason of the October 14, 2019

³ Receiver has voluntarily reduced his fee from the amount he is entitled to. *See* Receivership Order at p. 5 (“Receiver’s fee is determined by taking “25% of all proceeds coming into his possession”). Receiver reports that he will bear his own expenses. Therefore, no expenses are awarded to Receiver.

⁴ *See Haden v. David J. Sacks, P.C.*, 332 S.W.3d 523, 531(Tex. App.—Houston [1st Dist.] 2009, pet. denied) (“Whether construed strictly or liberally, section 31.002(e) plainly provides that the law firm is ‘entitled’ to costs and attorney's fees for its efforts to collect the judgment.”).

Final Judgment. This Order constitutes a Satisfaction of Judgment under Texas Property Code Sec. 52.005, and may be filed as such by Heath Senior Living with any County Clerk.

Termination of Receivership, Exoneration on Bond

The Court finds, and the parties agree, that Receiver has successfully assisted the Parties and the Court by bringing the October 14, 2019 *Final Judgment* into full effect. More specifically, the October 14, 2019 *Final Judgment* is a civil money judgment that – through the prompt and efficient efforts of the Receiver – is now fully satisfied.

Therefore, the purposes of the Receivership having been fully accomplished, Receiver is relieved from the requirement of filing any inventory of property, or any further reports or accountings. The Court finds that Receiver complied with his obligation to keep the Court informed about the status of the Receivership. The Court confirms, ratifies and approves Receiver’s actions and decisions. Therefore, the Receivership is closed, and Receiver and the Surety on Receiver’s Bond are:

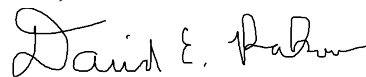
- relieved of further duties;
- released from liabilities;
- discharged; and
- exonerated on Receiver’s Bond.

No further Costs.

No further attorney’s fees and costs will be adjudged or recovered other than the attorney’s fees and costs awarded above.

SO ORDERED, DECREED and DECLARED.

SIGNED on November 17, 2020, at Rockwall Texas.



JUDGE PRESIDING

AGREED to both form and content:

/s/ Claire E. Carroll

Claire E. Carroll

State Bar No.

MUNSCH HARDT KOPF & HARR, P.C.

500 N. Akard Street, Suite 3800

Dallas, Texas 75201-6659

(214) 855-7505 (Telephone)

ccarroll@munsch.com

Attorney for Judgment Debtor Heath Senior Living, LLC

/s/ Jason H. Friedman

Jason H. Friedman

State Bar No. 24059784

FRIEDMAN & FEIGER, LLP

5301 Spring Valley Road, Suite 200

Dallas, Texas 75254

(972) 788-1400 (Telephone)

(972) 788-2667 (Telecopier)

jason@fflawoffice.com

Attorney for Judgment Creditor R.D. Moorman, Inc.

/s/ Andrew R. Korn

ANDREW R. KORN

State Bar No. 11683150

ANDREW R. KORN, PLLC

4221 Avondale Avenue

Dallas, Texas 75219

(214) 521-0500 (Telephone)

akorn@receiverandrewkorn.com

Receiver