

STATE OF MINNESOTA
COUNTY OF SHERBURNE

DISTRICT COURT
TENTH JUDICIAL DISTRICT
CIVIL DIVISION

Edward G. Palmer,

Court File No.: 71-C5-04-000821

Plaintiff,

vs.

Solid Rock Church, Inc. of
Elk River, Minnesota, a
Non-Profit corporation,
William Neal Matthews,
Mary Beth Matthews,
Lorin Stephenson, Kyle Smith,
John Doe, and Other unnamed
Individuals,

STATE OF MINNESOTA } ss.
COUNTY OF SHERBURNE }

FILED

NOV 03 2004

PATRICIA A. KUKA
COURT ADMINISTRATOR

By *Patricia Kuka* Deputy

**AMENDED ORDER
GRANTING ATTORNEY'S
FEES AND COSTS
ORDER FOR JUDGMENT
AND JUDGMENT**

Defendants.

The above-entitled matter came on before the undersigned Judge of District Court Judge on the 15th day of July, 2004, at the Sherburne County Government Center, Elk River, Minnesota.

APPEARANCES WERE AS FOLLOWS:

Plaintiff appeared pro se. James A. Bumgardner, Attorney at Law, appeared for and on behalf of the Defendants.

At that hearing, the Court granted Defendants' Motion for Summary Judgment on the grounds of collateral estoppel and res judicata and invited Defendants to submit an affidavit for attorney's fees and costs. On July 26, 2004, Mr. Bumgardner's affidavit was received. Based upon that affidavit, and all the files, records and proceedings herein the court hereby makes the following:

FINDINGS OF FACT

1. Plaintiff's lawsuit is without merit, brought in bad faith, and barred by the doctrines of collateral estoppel and res judicata.
2. Defendants' answer timely raised these defenses.
3. Plaintiff's lawsuit is brought to harass. Plaintiff is subject to MN Civ.P.Rule 11 sanctions.
4. Plaintiff was warned by Judge Galler, on June 25, 2004, that costs and attorney's fees could be awarded against him.
5. Defendants have been forced to expend costs and attorney's fees in defending against this, the second of Plaintiff's actions.
6. The costs and fees sought by Defendants are reasonable and are commensurate with fees customarily charged in the community.

ORDER

1. Defendants' Motion for Summary Judgment is **GRANTED**. Plaintiff's lawsuit is dismissed, with prejudice.
2. Plaintiff's Motion for Summary Judgment is **DENIED**.
3. Defendants are hereby awarded ^{/Judgment for} costs and attorney's fees totaling \$16,694.87 against Plaintiff.
4. Plaintiff is barred, restrained, and enjoined from commencing any lawsuit against any of the herein Defendants without first having the proposed lawsuit reviewed by the Chief Judge and obtaining written permission to commence suit.

STATE OF MINNESOTA } ss.
COUNTY OF SHERBURNE }

FILED

NOV 03 2004

PATRICIA A. KUKA
COURT ADMINISTRATOR

By *[Signature]* Deputy

LET JUDGMENT BE ENTERED ACCORDINGLY

BY THE COURT:

[Signature]
Karla F. Hancock
Judge of District Court
Tenth Judicial District

DATED: 11-03, 2004

JUDGMENT

I DO HEREBY CERTIFY THAT THE ABOVE AND FOREGOING ORDER
CONSTITUTES THE JUDGMENT OF THIS COURT.

PATRICIA A. KUKA
COURT ADMINISTRATOR

BY 
DEPUTY

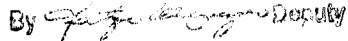
Dated: Nov. 3, 2004

STATE OF MINNESOTA } ss.
COUNTY OF SHERBURNE }

FILED

NOV 03 2004

PATRICIA A. KUKA
COURT ADMINISTRATOR

By  Deputy

STATE OF MINNESOTA
COUNTY OF SHERBURNE

TENTH JUDICIAL DISTRICT
Elk River, MN

Case Number: 71-C5-04-000821

CLERK'S NOTICE

Case Title: EDWARD G PALMER VS SOLID ROCK CHURCH INC, WILLIAM NEAL
MARY BETH MATTHEWS, LORIN STEPHENSON, KYLE SMITH ET AL

EDWARD G PALMER
15548 95TH CIRCLE NE
OTSEGO MN 55330

YOU ARE HEREBY NOTIFIED, That on Nov. 3, 2004 an Amended
Order Granting Attorney's Fees and Costs, Order for Judgment
and Judgment was duly filed and entered on the above entitled
matter. A copy is hereby attached.

Dated: Nov. 3, 2004

PATRICIA A. KUKA
COURT ADMINISTRATOR

BY: Kathryn Wurzinger
DEPUTY

CERTIFIED COPY: \$10.00
PLAIN COPY: \$ 5.00

Dated: 11/03/2004