

CAUSE NO. 2018-48423

ASSOCIATED ENERGY GROUP, LLC,

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IN THE DISTRICT COURT OF

PLAINTIFF,

HARRIS COUNTY, T E X A S

v.

ENHANCE AERO GROUP, REGOURD
 AVIATION, LA BANQUE POSTALE
 CREDIT ENTREPRISES, ENHANCE
 AERO TECHNIC, ER1 AND AIRLINE
 ALK,

DEFENDANTS.

15th JUDICIAL DISTRICT

DEFAULT JUDGMENT

Came on to be heard the above-entitled and numbered cause wherein Associated Energy Group, LLC (“AEG”) is Plaintiff and Enhance Aero Group (“EAG”), Regourd Aviation, La Banque Postale Credit Entreprises (“BPCE”), Enhance Aero Technic (“EAT”), ER1 and Airline ALK (“ALK”) are Defendants. The Plaintiff appeared in person and by its attorney of record and announced ready for trial. The Defendants, although having been duly and legally cited to appear and answer, failed to appear and answer and wholly made default.

Citations were served on EAG, Regourd Aviation, BPCE, EAT, ER1 and ALK according to law and were returned to the clerk where they have remained on file for the time required by law. The Court has read the pleadings and the papers on file and is of the opinion that the allegations contained in the Plaintiff’s Original Petition have been admitted and that the cause of action is liquidated and proven by instruments in writing.

AEG has withdrawn its motion with respect to La Banque Postale Credit Entreprises. It is therefore

ORDERED, ADJUDGED and DECREED that the material allegations of Plaintiff's Original Petition be and the same are deemed admitted as to Defendant Enhance Aero Group and that Associated Energy Group, LLC have and recover of and from Enhance Aero Group as follows:

Actual damages in the amount of \$69,052.77 as of November 12, 2018;

Pre-judgment interest through November 12, 2018 in the amount of \$7,532.25 with interest accruing thereafter through the date of judgment at the rate of \$33.98 per day.

Attorneys' fees in the amount of \$10,000.00 through the trial of this matter; an additional attorneys' fee of \$25,000.00 should this matter be appealed to the court of appeals and such appeal is unsuccessful; the additional sum of \$25,000.00 is awarded to AEG in the event that this matter is appealed to the Texas Supreme Court and appeal is unsuccessful;

IT IS FURTHER ORDERED that the judgment here rendered shall bear interest at the rate of ____ percent (____%) from the date of judgment until paid.

All costs of court expended or incurred in this cause are adjudged against EAG.

IT IS FURTHER ORDERED that AEG is entitled to foreclose upon its claim of lien in the amount of \$2,357.33 on the following Aircraft pursuant to the provisions of Texas Statutes, Subchapter D, Section 70.301 *et seq.*:

<u>Registration No.:</u>	F-GVZJ
<u>Manufacturer:</u>	Aerospatiale
<u>Model:</u>	ATR 42-320
<u>Manufacturer's Serial No.:</u>	93
<u>Registered Owner:</u>	REGOURD AVIATION 21 Avenue George V 75008 Paris, France

Any recovery by AEG against the Aircraft shall be credited to AEG's judgment against Enhance Aero Group to insure that AEG does not obtain a double recovery of the amounts owed to AEG by Enhance Aero Group.

IT IS FURTHER ORDERED that AEG is entitled to foreclose upon its claim of lien in the amount of \$2,314.05 on the following Aircraft pursuant to the provisions of Texas Statutes, Subchapter D, Section 70.301 et seq.:

<u>Registration No.:</u>	F-HFKC
<u>Manufacturer:</u>	EMBRAER
<u>Model:</u>	EMB 145-EP
<u>Manufacturer's Serial No.:</u>	145282
<u>Registered Owner:</u>	Enhance Aero Technic Rue Youri Gagarine Aéroport Clermont-Ferrand/Auvergne 63510 Aulnat, France

Any recovery by AEG against the Aircraft shall be credited to AEG's judgment against Enhance Aero Group to insure that AEG does not obtain a double recovery of the amounts owed to AEG by Enhance Aero Group.

IT IS FURTHER ORDERED that AEG is entitled to foreclose upon its claim of lien in the amount of \$15,955.80 on the following Aircraft pursuant to the provisions of Texas Statutes, Subchapter D, Section 70.301 et seq.:

<u>Registration No.:</u>	F-HFKF
<u>Manufacturer:</u>	EMBRAER
<u>Model:</u>	EMB 145-LR

Manufacturer's Serial No.: 145286

**Registered Owner: Enhance Aero Group
Tour De L'Horage, 4 Place Louis Armand
75603 Paris, Cedex 06, France**

Any recovery by AEG against the Aircraft shall be credited to AEG's judgment against Enhance Aero Group to insure that AEG does not obtain a double recovery of the amounts owed to AEG by Enhance Aero Group.

IT IS FURTHER ORDERED that AEG is entitled to foreclose upon its claim of lien in the amount of \$7,579.14 on the following Aircraft pursuant to the provisions of Texas Statutes, Subchapter D, Section 70.301 et seq.:

Registration No.: F-HFKG
Manufacturer: EMBRAER
Model: EMB 145-EP
Manufacturer's Serial No.: 145253

**Registered Owner: Enhance Aero Group
Tour De L'Horage, 4 Place Louis Armand
75603 Paris, Cedex 06, France**

Any recovery by AEG against the Aircraft shall be credited to AEG's judgment against Enhance Aero Group to insure that AEG does not obtain a double recovery of the amounts owed to AEG by Enhance Aero Group.

IT IS FURTHER ORDERED that AEG is entitled to foreclose upon its claim of lien in the amount of \$1,198.51 on the following Aircraft pursuant to the provisions of Texas Statutes, Subchapter D, Section 70.301 et seq.:

Registration No.: F-HRGD
Manufacturer: EMBRAER
Model: EMB 145-LU
Manufacturer's Serial No.: 145369
Registered Owner: ER1
21 Avenue George V
75008 Paris, France.

Any recovery by AEG against the Aircraft shall be credited to AEG's judgment against Enhance Aero Group to insure that AEG does not obtain a double recovery of the amounts owed to AEG by Enhance Aero Group.

IT IS FURTHER ORDERED that AEG is entitled to foreclose upon its claim of lien in the amount of \$4,421.87 on the following Aircraft pursuant to the provisions of Texas Statutes, Subchapter D, Section 70.301 et seq.:

Registration No.: LZ-DEO
Manufacturer: MCDONNELL DOUGLAS
Model: MD
Manufacturer's Serial No.: 48079
Registered Owner: Airline ALK
Akademik Nikola Obreshkov str. 2 ent.
A floor 3 ap.
6 Sofia, Bulgaria

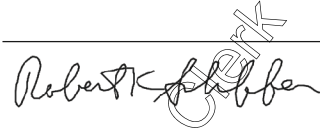
Any recovery by AEG against the Aircraft shall be credited to AEG's judgment against Enhance Aero Group to insure that AEG does not obtain a double recovery of the amounts owed to AEG by Enhance Aero Group.

All writs and processes for the enforcement and collection of this judgment or the costs of court may issue as necessary.

All relief not expressly granted herein is denied.

SIGNED this ____ day of _____, 2018.

Signed:
12/22/2018



Judge Presiding

APPROVED AS TO FORM AND SUBSTANCE:

/s/ Robert J. Kruckemeyer

Robert J. Kruckemeyer
State Bar No. 11735700
919 Milam, Suite 1500
Houston, TX 77002
Telephone: (713) 860-0547
Facsimile: (713) 222-2226
bob@kruckemeyerlaw.com

ATTORNEYS FOR PLAINTIFF
ASSOCIATED ENERGY GROUP, LLC

Unofficial Copy Office of Marilyn Burgess District Clerk