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Attorneys for Trustee  
MARY LOU WOO

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF HAWAII

MARY LOU WOO, Trustee,

Plaintiff,

v.

BOBBY N. HARMON,

Defendant.

) CIV. NO. CV05-00030 DAE/KSC  
)

) **PLAINTIFF'S MOTION FOR**  
) **ASSESSMENT OF DAMAGES**  
) **AGAINST DEFENDANT BOBBY**  
) **N. HARMON FOR VIOLATION OF**  
) **ARBITRATION AWARD AND FOR**  
) **ENTRY OF JUDGMENT FOR**  
) **DAMAGES; MEMORANDUM IN**  
) **SUPPORT OF MOTION;**  
) **DECLARATION OF STEVEN**  
) **GUTTMAN; EXHIBITS 1 - 5**

) **HEARING:**

) Date: \_\_\_\_\_

) Time: \_\_\_\_\_

) Judge: Hon. David A. Ezra  
)

**PLAINTIFF'S MOTION FOR ASSESSMENT OF DAMAGES  
AGAINST DEFENDANT BOBBY N. HARMON FOR  
VIOLATION OF ARBITRATION AWARD AND FOR  
ENTRY OF JUDGMENT FOR DAMAGES**

Plaintiff-Trustee MARY LOU WOO ("Plaintiff"), by and through her attorney, Steven Guttman of Kessner Duca Umabayashi Bain & Matsunaga, respectfully moves this Honorable Court for the entry of judgment for damages against Defendant BOBBY N. HARMON ("Defendant") for his violation of the Findings of Fact, Conclusions of Law, and Award of Arbitrator Judith Neustadter, Esq., dated October 6, 2004 ("Arbitration Award").

Plaintiff respectfully requests that this Court enter judgment against Defendant for:

1. Damages in the amount of \$411,500 for violation of paragraph 4 of the Award Section of the Arbitration Award;
2. Damages in the amount of \$111,000 for violation of paragraph 5 of the Award Section of the Arbitration Award;
3. A writ that requires Defendant to remove all materials which contain any reference whatsoever to the protected subject matters listed in paragraphs 6, 7 and 8 of the Award Section of the Arbitration Award from his web-sites within ten (10) days from the entry of the

judgment; and

4. An award of attorneys' fees in the amount of \$48,000.00 and costs in the amount of \$970.54 incurred by Plaintiff in connection with the Arbitration as set forth in paragraphs 13 and 14 of the Award Section of the Arbitration Award.

This motion is brought pursuant to the Order Granting Plaintiff's Motion for Summary Judgment on Plaintiff's Application for Confirmation of Arbitration Award and for Entry of Judgment Against Bobby N. Harmon filed June 20, 2005, and is supported by the attached memorandum, the attached Declaration of Steven Guttman and Exhibits 1 through 5, the records and files herein, and such other reasons as this Court deems just and proper in the premises.

DATED: Honolulu, Hawaii, July 13, 2005.

*Steven Guttman*

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STEVEN GUTTMAN  
Attorney for Plaintiff  
MARY LOU WOO