

IN THE COURT OF COMMON PLEAS
CLARK COUNTY, OHIO

FILED

APR 22 11 47 PM '99

Rittal Corporation
3100 Upper Valley Pike
Springfield, Ohio 45501

Plaintiff

Case No. 98-CV-0864

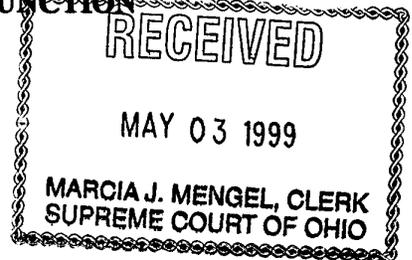
Judge Lorig

v.

James Hurley
P. O. Box 2913
Springfield, Ohio 45501-2913

Defendant.

FINAL ORDER AND
PERMANENT INJUNCTION



This matter came on for hearing on April 16, 1999. Based on the evidence and arguments presented, the Court determined that, pursuant to Civil Rule 65(B), the trial of this action should be advanced and consolidated with the hearing of Plaintiff's application for preliminary injunction, and that this order would be the final determination of this matter.

Based on the evidence and arguments presented, the Court finds that Defendant James Hurley is a vexatious litigator, as defined in R.C. 2323.52(A)(3) and enters the final permanent injunction against Defendant James Hurley:

Defendant James Hurley is prohibited, without first obtaining the leave of this Court, from:

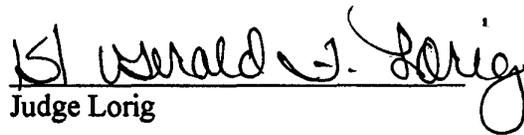
- (a) Instituting any legal proceedings against Rittal Corporation, its officers, employees, or agents, and D. Ann Middaugh, M.D., M.S., her employees, agents, or family members, in the court of claims or in a court of common pleas, municipal court, or county court;
- (b) Continuing all legal proceedings that he has instituted against Rittal Corporation, its officers, employees, or agents, and D. Ann Middaugh, M.D., M.S., her employees, agents,

or family members, in the court of claims or in a court of common pleas, municipal court, or county court prior to the entry of the order;

(c) Making any application, other than an application for leave to proceed under R.C. 2353.52(F), in any legal proceedings he has instituted against Rittal Corporation, its officers, employees, or agents, and D. Ann Middaugh, M.D., M.S., her employees, agents, or family members, in the court of claims or in a court of common pleas, municipal court, or county court.

The Court further finds that Plaintiff Rittal Corporation is entitled to recover from Defendant James Hurley its costs and attorney's fees in connection with this action, and may submit a motion setting forth the requested amount for these items.

IT IS SO ORDERED.


Judge Lorig

Copies to:

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Defendant, *pro se*

CERTIFIED COPY
 April 28, 1999 Certified a
Chad Filed 4/22/99
 Clerk
Common Pleas Court, Clark County, Ohio
By  Deputy