

CAUSE NO. 2012-21026-158

INTERSTATE RESTORATION, LLC,	§	
	§	
<i>Plaintiff,</i>	§	IN THE DISTRICT COURT
	§	
v.	§	
	§	158TH JUDICIAL DISTRICT
1) NUVIEW MOLECULAR PHARMACEUTICALS, INC.;	§	
2) NUVIEW LIFE SCIENCES, INC.; and	§	DENTON COUNTY, TEXAS
3) PAUL CROWE,	§	
	§	
<i>Defendants.</i>	§	

**Order Granting Motion for Partial Summary Judgment on
Bisnar’s claim for Breach of Rule 11 Agreement**

The Court considered *Plaintiff’s Motion for Partial Summary Judgment Against Defendants on Breach of Rule 11 Agreement* filed on February 28, 2020 (the “Motion”) by John Bisnar, in his capacity as Trustee for JPB IK Plan, assignee of Interstate Restoration, LLC’s claims (“Bisnar”), against Defendants NuView Molecular Pharmaceuticals, Inc. NuView Life Sciences, Inc. and Paul Crowe (collectively “Defendants”). The Court also considered the Response filed by Defendants on September 28, 2020, and the Reply filed by Bisnar on October 5, 2020 (the “Reply”).

The Court sustains the objections made by Bisnar in the Reply to the September 28, 2020 Unsworn Affidavit of Paul Crowe (Exhibit A to Defendants’ Response).

The Motion is GRANTED.

Bisnar recovers from Defendants, jointly and severally, the amount of \$1,186,000.00 (the “Principal Amount”), plus interest on this amount through the date this

Order is signed, in the amount of \$ 376,495.56.¹ Interest continues to accrue at 6% per year on the Principal Amount until this Order becomes a final judgment, or is merged into a final judgment.

If this Order becomes a final judgment, Bisnar recovers postjudgment interest against Defendants, jointly and severally, on all amounts awarded in this Judgment as follows:

Postjudgment interest rate: 5% per year.²

Accrual of judgment interest: During the period beginning on the date this Order becomes a final judgment and ending on the date this Judgment is satisfied.³

Compounding of judgment interest: Postjudgment interest from the date this Order becomes a final judgment compounds annually.⁴

If this Order becomes a final judgment, Bisnar recovers of Defendants, jointly and severally, all costs incurred herein.⁵

SO ORDERED.

SIGNED on October 5, 2020.



PRESIDING JUDGE

¹ See Tex. Finance Code Sec. 302.002. Calculated on \$250,000.00 from January 31, 2015 (30 days after this amount was due) through October 5, 2020 = \$85,232.88; and on \$936,000.00 from July 31, 2015 (30 days after this amount was due) through October 5, 2020 = \$291,262.68.

² See Tex. Finance Code Sec. 304.003(c).

³ See Tex. Finance Code Sec. 304.005.

⁴ See Tex. Finance Code Sec. 304.006.

⁵ See Tex. R. Civ. P. 131.