

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF ARKANSAS  
JONESBORO DIVISION

DOUGLAS ANTHONY MCCLELLAN

PLAINTIFF

v.

No. 3:10-cv-84-DPM

STATE FARM MUTUAL  
AUTOMOBILE INSURANCE COMPANY

DEFENDANT

JUDGMENT

On 17 November 2011, after four days of trial, the twelve-person jury returned a unanimous verdict in favor of McClellan. *Document No. 108*. At the end of all the proof, the Court had granted McClellan's motion for judgment as a matter of law on the \$31,280 in damages available on the policy, conditioned on the jury returning a verdict in McClellan's favor.

At the Court's request, after trial the parties conferred and reached agreement on the other statutory elements of McClellan's damages. *Document No. 111*; ARK. CODE ANN. § 23-79-208 (Repl. 2004 & Supp. 2011). The agreed amounts are:

- Twelve percent penalty \$3,753.60

- Prejudgment interest \$4,097.75
- Reasonable attorney's fee \$60,000.00

The Court accepts and endorses these amounts.

The Court therefore enters judgment for Douglas Anthony McClellan against State Farm Mutual Automobile Insurance Company in the amount of \$99,131.35. Postjudgment interest will accrue at 0.12% per annum from today's date until the judgment is paid. 28 U.S.C.A. § 1961(a)-(b) (West 2006).



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D.P. Marshall Jr.  
United States District Judge

2 December 2011