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JS-6

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

IN RE CRYOBANKS
INTERNATIONAL DERIVATIVE
LITIGATION

Case No.: CV 08-07244 SJO (Cwx)
Judge: Hon. S. James Otero

PENNY MCCOY and
CHANDRASHEKHAR R. JOSHI,
M.D.,

Plaintiff,

vs.

ZUBAIR KAZI; KAZI FOODS, INC.;
KAZI MANAGEMENT VI, LLC;

Defendants.

**JUDGMENT AS A MATER OF
LAW REGARDING PLAINTIFFS'
EIGHTEENTH CAUSE OF
ACTION FOR VIOLATION OF 18
U.S.C. § 1962(a), NINETEENTH
CAUSE OF ACTION FOR
VIOLATION OF 18 U.S.C. § 1962(b),
TWENTIETH CAUSE OF ACTION
FOR VIOLATION OF 18 U.S.C.
§ 1962(c), AND TWENTY-FIRST
CAUSE OF ACTION FOR
VIOLATION OF 18 U.S.C. § 1962(d)**

CRYOBANKS INTERNATIONAL,
INC.,

Nominal Defendant

[Federal Rules of Civil Procedure, Rule
50(a)1]

On September 8, 2010, the Court granted the motion of Defendants Zubair Kazi, Kazi Foods, Inc., and Kazi Management VI, LLC for judgment as a matter of law pursuant to Fed. R. Civ. P 50(a)(1) as to Plaintiffs Eighteenth Cause of Action

1 For Violation of 18 U.S.C. § 1962(a), Nineteenth Cause of Action For Violation of
2 18 U.S.C. § 1962(b), Twentieth Cause of Action For Violation of 18 U.S.C.
3 § 1962(c), and Twenty-First Cause of Action For Violation of 18 U.S.C. § 1962(d)
4 (hereinafter collectively the “RICO Claims.”) of their Second Amended
5 Complaint.

6 The court further ordered that a judgment be entered in favor of Defendants
7 Defendants Zubair Kazi, Kazi Foods, Inc., and Kazi Management VI, LLC and
8 against Plaintiffs Penny McCoy and Chanrdashekar R. Joshi, MD regarding the
9 RICO Claims. In accordance with that order,

10 IT IS ORDERED, ADJUDGED, AND DECREED that Plaintiffs Penny
11 McCoy and Chanrdashekar R. Joshi, MD shall take nothing and that judgment is
12 hereby entered in favor of Defendants Zubair Kazi, Kazi Foods, Inc., and Kazi
13 Management VI, LLC, and against Plaintiffs on the Eighteenth, Nineteenth,
14 Twentieth and Twenty-First Causes of Action of their Second Amended
15 Complaint, and that costs in the amount of “(Per Cost Bill)” are awarded in favor
16 of said Defendants and against said Plaintiffs.

17
18 Dated: October 7, 2010



19
20
21 _____
United States District Judge

22 Presented By:

23 WILSON, ELSER, MOSKOWITZ,
24 EDELMAN & DICKER LLP

25 By: _____
26 Patrick M. Kelly
27 Martin K. Deniston
28 Sean M. Bryn
Attorneys for Defendant ZUBAIR KAZI