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**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA  
EASTERN DIVISION**

MONSTER ENERGY COMPANY, fka  
Hansen Beverage Company,

Petitioner,

v.

CITY BEVERAGES, LLC d/b/a  
OLYMPIC EAGLE DISTRIBUTING,

Respondent.

Case No. 5:17-CV-00295-RGK-KK

**JUDGMENT CONFIRMING  
ARBITRATION AWARD**

Judge: Hon. R. Gary Klausner

1 On March 3, 2017, petitioner Monster Energy Company (“Monster”) filed in  
2 the present action a petition (Dkts. 9 and 11) (the “Petition”) asking the Court to: (1)  
3 confirm the Interim Award, dated November 14, 2016, and the Arbitrator’s Award  
4 of Attorney Fees and Costs, dated January 24, 2017 (collectively, the “Arbitration  
5 Award”) issued by Hon. John W. Kennedy, Jr. (Ret.), (2) enter judgment against  
6 respondent City Beverages, LLC, dba Olympic Eagle Distributing (“Olympic”) on  
7 the Arbitration Award, and (3) award post-arbitration attorneys’ fees to Monster as  
8 the prevailing party in this action. On March 17, 2017, Olympic filed a Cross-  
9 Petition to Vacate the Arbitration Award (Dkt. 23) (the “Cross-Petition”).

10 On May 9, 2017, this Court, having considered the Petition, the Cross-  
11 Petition, and the related papers filed in support of and in opposition to the foregoing,  
12 issued an Order **GRANTING in part** the Petition and **DENYING** the Cross-  
13 Petition. (Dkt. 46.)

14 On May 16, 2017, Monster filed a noticed motion seeking an award of its  
15 attorney fees and costs incurred as the prevailing party in this action to confirm the  
16 Arbitration Award (the “Fee Motion”). Having considered the Fee Motion and the  
17 related papers filed in support of and in opposition to thereto, the Court issued an  
18 order **GRANTING** Monster’s Fee Motion. The Court hereby **ENTERS**  
19 **JUDGMENT** as follows:

- 20 1. The Arbitration Award, attached as Exhibit 1, is confirmed, as  
21 authorized by Section 9 of the Federal Arbitration Act;
- 22 2. Judgment is entered for Petitioner Monster Energy Company and  
23 against Respondent City Beverages, LLC d/b/a Olympic Eagle Distributing, in the  
24 following amounts:
  - 25 a. \$476,076.32, representing the \$3,000,000 principal amount  
26 awarded to Monster in the Arbitration Award, reduced by Olympic Eagle’s  
27 satisfaction of \$2,523,923.68, by way of offset, on May 10, 2017; plus
  - 28 b. \$87,123.29, representing post-Award prejudgment interest on the

1 full amount of the Arbitration Award, at the California statutory rate of ten percent  
2 per annum (\$821.92 per diem), for each day from January 24, 2017, through May  
3 10, 2017 (the date of the \$2,523,923.68 satisfaction); plus

4 c. \$9,130.10, representing post-Award prejudgment interest on the  
5 \$476,076.32 remaining balance of the Arbitration Award following the  
6 \$2,523,923.68 satisfaction, at the California statutory rate of ten percent per annum  
7 (\$130.43 per diem), for each day from May 10, 2017, through the date of entry of  
8 this Judgment; plus

9 d. \$257,442.00 as and for Monster's attorneys' fees and costs  
10 reasonably incurred in prevailing in this action;

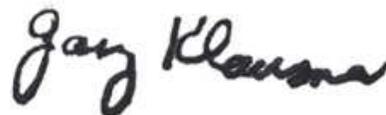
11 3. This Judgment shall bear post-judgment interest until paid, at a rate of  
12 1.22 percent per annum, which is equal to the weekly average 1-year constant  
13 maturity Treasury yield, as published by the Board of Governors of the Federal  
14 Reserve System, for the calendar week preceding the date of the Judgment.

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16 DATED: July 19, 2017

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Hon. R. Gary Klausner  
United States District Judge

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