

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

MERRILL LYNCH, PIERCE, FENNER
& SMITH INCORPORATED,

Plaintiff,

v.

BRYAN ZIENCIK,

Defendant.

C.A. No.: 2:10-cv-01372-GLL

JUDGE GARY L. LANCASTER

DEFAULT JUDGMENT ORDER

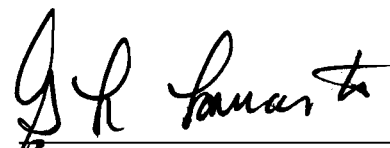
AND NOW, this 3rd day of December, 2010, IT IS HEREBY ORDERED that a

DEFAULT JUDGMENT is entered as to Defendant, Bryan Ziencik, on Plaintiff's Complaint in the Form of A Motion to Confirm Arbitration Award and for Entry of Final Judgment (the "Complaint") as follows:

- 1) \$185,254.00 in compensatory damages pursuant to and in accordance with the September 7, 2010, Arbitration Award ("Award") at issue in the Complaint;
- 2) Interest on that amount at the rate of 3.9% per annum from and including August 6, 2008 through and including the date the Award is paid in full. To date, the interest accrued pursuant to the Award is \$16,801.71;
- 3) \$4,104.59 in costs pursuant to the Award; and
- 4) \$58,660.75 in attorneys' fees pursuant to the Award.

**TOTAL AMOUNT OF DEFAULT JUDGMENT TO DATE
(exclusive of ongoing interest):**

\$ 264,821.05


Hon. Gary L. Lancaster,
Chief U.S. District Judge