

THE HONORABLE MARSHA J. PECHMAN

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

SCOTT KINGSTON,

Plaintiff,

v.

INTERNATIONAL BUSINESS MACHINES
CORPORATION, a New York corporation,

Defendant.

Case No. 2:19-cv-01488-MJP

**STIPULATION AND ORDER
DIRECTING ENTRY OF
JUDGMENT**

I. STIPULATION

Plaintiff Scott Kingston and Defendant International Business Machines Corporation stipulate that the Court should enter an amended judgment in Plaintiff’s favor as follows: (1) \$1,874,302.00 for past economic loss; (2) \$3,097,642.00 for future economic loss; (3) \$113,728.00 for unpaid sales commissions; (4) \$1,500,000.00 for noneconomic damages; (5) \$1,514,337.00 in attorneys’ fees and \$40,124.19 in nontaxable litigation expenses incurred through trial and up to the appeal; (6) a tax offset award of \$1,117,508.00; (7) \$345,870.57 in attorneys’ fees incurred on appeal; (8) \$23,523.69 in taxable costs awarded in Dkt. No. 174; (9) \$32,787.50 in attorneys’ fees incurred post-appeal; and (10) \$340,177.05 in interest through the date of the amended judgment.

This stipulation moots the motion for attorneys’ fees and interest filed at Dkt. No. 226. There are no remaining issues in this matter, and the case may be closed.

1 RESPECTFULLY SUBMITTED AND DATED this 3rd day of February, 2023.

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26 STIPULATION AND ORDER DIRECTING

27 ENTRY OF JUDGMENT - 2

Case No. 2:19-cv-01488-MJP

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1 **II. ORDER**

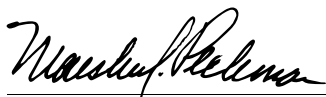
2 Pursuant to the parties' stipulation and finding good cause, the Court DIRECTS the Clerk
3 to enter final amended judgment as follows: (1) \$1,874,302.00 for past economic loss; (2)
4 \$3,097,642.00 for future economic loss; (3) \$113,728.00 for unpaid sales commissions; (4)
5 \$1,500,000.00 for noneconomic damages; (5) \$1,514,337.00 in attorneys' fees and \$40,124.19 in
6 nontaxable litigation expenses incurred through trial and up to the appeal; (6) a tax offset award
7 of \$1,117,508.00; (7) \$345,870.57 in attorneys' fees incurred on appeal; (8) \$23,523.69 in
8 taxable costs awarded in Dkt. No. 174; (9) \$32,787.50 in attorneys' fees incurred post-appeal;
9 and (10) \$340,177.05 in interest through the date of the amended judgment.

10 Plaintiff's motion for attorneys' fees and interest (Dkt. No. 226) is DENIED as moot.

11 This case is CLOSED.

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13 IT IS SO ORDERED.

14 Dated this 3rd day of February, 2023.

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17 MARSHA J. PECHMAN
18 United States Senior District Judge