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**IN THE CIRCUIT COURT OF THE 17TH JUDICIAL CIRCUIT
IN AND FOR BROWARD COUNTY, FLORIDA**

CASE NO. CACE16023011 DIVISION 21 JUDGE Michele Towbin Singer

Shawn Robotka

Plaintiff(s) / Petitioner(s)

v.

Kaizen Solutions International LLC, et al

Defendant(s) / Respondent(s)

_____ /

FINAL JUDGMENT

This action was heard this 10th day of August, 2020 on a trial on damages. This Court heard evidence from the plaintiff, notes that defendants failed to appear for the hearing thereon despite notice and being otherwise fully advised in the premises, this Court makes the following findings.

In or about March 17, 2016, Plaintiff entered into a written operating agreement with Defendant Peter Sotis ("Sotis"). Inter alia, the agreement provided that the parties would be shareholders in the corporate defendants engaging in the scuba diving and rebreather business. The operating agreement is filed in the court file and this Court takes judicial notice thereof. Inter alia, this agreement provided that Plaintiff had the right to have full access to all the books and records of the company. The agreement also provided for the recovery of attorneys fees in the event of litigation.

As a result of the agreement, Plaintiff paid \$100,000.00 into the corporate bank account. The corporate defendants, Kaizen Solutions International LLC, a/k/a Kaizen International Solutions LLC ("Kaizen"), Add Helium LLC ("Helium") and Oncourse Training LLC ("Training") were all interrelated entities and the accounting among them were commingled to the extent that Helium and Training were alter egos of Kaizen.

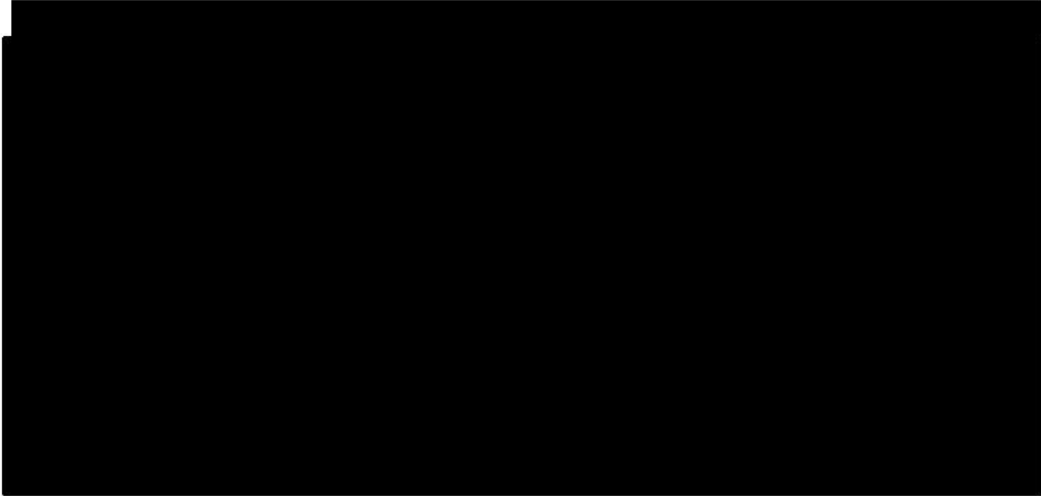
In addition, Plaintiff purchased various products and office supplies as detailed below over the course of the following few months.

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This Court previously granted summary judgment on liability on all counts. The facts as alleged in the complaint herein are incorporated in this Final Judgment as true and correct and having been established by Plaintiff.

Plaintiff has suffered the following damages:

\$100,000.00 for the initial outlay;

5,000.00 for the subsequent loan;

45,000.00 for the subsequent loan;

5,187.77 rebreather;

14,885.03 for reimbursement of business expenses;

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9500.00 Revo rebreather;

30,565.80 tanks and bottles;

1,861 for detailed office and computer equipment, for a total principal sum of \$211,999.60

interest was computed with a start date of December 16, 2016 and calculated at the varying Florida Statutes interest rates.

Based upon these findings,

IT IS ADJUDGED that plaintiff, Shawn Robotka, c/o Law Offices of Alan Dagen, P.A., 746 Heritage Drive, Weston, Florida 33326, recover from defendants, jointly and severally, Peter Sotis, 2865 N Clearbrook Circle, Delray Beach, FL 33445 and Kaizen Solutions International LLC, a/k/a Kaizen International Solutions LLC, Add Helium LLC and Oncourse Training LLC, c/o Peter Sotis 2865 N Clearbrook Circle, Delray Beach, FL 33445 the sum of \$ 211,999.60 on principal, and pre-judgment interest in the sum of \$ 46,443.66, making a total of \$ 258,443.26 that shall bear interest at the rate of 6.03% a year, for which let execution issue. This is based upon all counts of the complaint filed herein, including, fraud. The post-judgment interest rate herein shall be adjusted annually on January 1 of each successive year in accordance with the interest rate in effect on that date as set by the Chief Financial Officer until the judgment is paid.

IT IS FURTHER ORDERED and adjudged that Plaintiff is entitled to a full accounting of all the books and records of all defendants. Defendants shall produce all such books and records for Plaintiff's inspection. In addition, Plaintiff is entitled to a full inspection of all corporate records of all the corporate defendants pursuant to Florida Statutes Section 605.0411 et seq.

IT IS FURTHER ORDERED and adjudged that Plaintiff is entitled to a permanent injunction over all assets of the Defendants, jointly and severally, wherever they might be situated.

IT IS FURTHER ORDERED and adjudged that each of the judgment debtors shall complete under oath Florida Rule of Civil Procedure Form 1.977 (Fact Information Sheet), including all required attachments, and serve it on the judgment creditor's attorney within 45 days from the date of this Final Judgment, unless the Final Judgment is satisfied or post-judgment discovery is stayed.

Jurisdiction of this case is retained to enter further orders that are proper to compel the judgment debtor to complete form 1.977, including all required attachments, and serve

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it on the judgment creditor's attorney and to entertain a motion for attorney's fees and costs. Jurisdiction is further retained to adjudicate the entitlement and amount of any charging liens herein.

DONE and **ORDERED** in Chambers, at Broward County, Florida on 08-29-2020.

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Hon. Michele Towbin Singer

CIRCUIT JUDGE

Electronically Signed by Michele Towbin Singer

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