

INDEX

Index.....00001

Order on Post- Trial Motions filed December 9, 2022.....00008

Form 4 and Jury Verdict filed January 19, 2023.....00016

Complaint.....00020

Answer & Counterclaim.....00039

Amended Complaint.....00062

Answer to Amended Complaint & Counterclaim.....00085

Reply to Counterclaim.....00108

Defendant’s Motion for Treble Damages and Attorney’s Fees.....00120

Plaintiff’s Post -Trial Motions.....00126

Defendant’s Affidavit of Attorney’s Fees and Costs.....00142

Plaintiff’s Affidavit of Attorney’s Fees and Costs.....00147

Transcript of Trial.....00150

 Jury Qualification.....00163

 Jury Selection.....00172

 Jury Instructions.....00189

 Opening Statement

 By Mr. Dluzneski.....00196

 Opening Statement

 By Mr. White.....00202

 Witness: William Brad Decker

 Direct Examination

 By Mr. Dluzneski.....00211

 End Of Day One of Trial.....00287

 Cross-Examination

 By Mr. White.....00289

 Redirect Examination

 By Mr. Dluzneski.....00397

Witness: Mark Preston Robinson

Direct Examination

By Mr. Dluzneski.....00410

Cross-Examination

By Mr. White.....00433

Redirect Examination

By Mr. Dluzneski.....00445

Witness: Bill Broadway

Direct Examination

By Mr. White.....00446

Cross-Examination

By Mr. Dluzneski.....00451

Redirect Examination

By Mr. White.....00456

Witness: John Abernathy

Direct Examination

By Mr. Dluzneski.....00459

Cross-Examination

By Mr. White.....00473

Witness: Wayne Shulte

By Mr. Dluzneski.....00476

Cross-Examination

By Mr. White.....00498

Motions For Directed Verdict.....00516

End Of Day Two of Trial.....00538

Witness: Jim Hemphill

Direct Examination

By Mr. White.....00546

Cross-Examination

By Mr. Dluzneski.....00556

Redirect Examination	
By Mr. White.....	00562
Recross-Examination	
By Mr. Dluzneski.....	00562
Witness: <u>Craig King</u>	
Direct Examination	
By Mr. White.....	00564
Cross-Examination	
By Mr. Dluzneski.....	00578
Redirect Examination	
By Mr. White.....	00611
Witness: <u>Bryon Casey Russell</u>	
Direct Examination	
By Mr. White.....	00613
Cross-Examination	
By Mr. Dluzneski.....	00644
Redirect Examination	
By Mr. White.....	00688
Motions for Directed Verdict.....	00691
End Of Day Three.....	00702
Jury Charge Discussion.....	00703
Closing Statement	
By Mr. Dluzneski.....	00716
Closing Statement	
By Mr. White.....	00748
Reply Statement	
By Mr. Dluzneski.....	00775
Jury Charge.....	00776
Jury Note.....	00792
Verdict.....	00794

Court Reporter Certificate.....	00799
Transcript of Hearing on Post-Trial Motions of September 13, 2022.....	00800
Trial Exhibits.....	00878
Plaintiff’s Exhibit No.1,	
Report.....	00878
Plaintiff’s Exhibit No. 2,	
Lease Agreement.....	00880
Plaintiff’s Exhibit No. 3,	
Demand Letter.....	00894
Plaintiff’s Exhibit No. 4,	
Photograph.....	00916
Plaintiff’s Exhibit No. 5,	
Photograph.....	00918
Plaintiff’s Exhibit No. 6,	
Country Wide Contract.....	00919
Plaintiff’s Exhibit No. 7.	
Photograph.....	00922
Plaintiff’s Exhibit No. 8,	
Photograph.....	00923
Plaintiff’s Exhibit No. 9,	
Estimate.....	00924
Plaintiff’s Exhibit No. 10,	
Quotation.....	00925
Plaintiff’s Exhibit No. 11,	
Photograph.....	00927
Plaintiff’s Exhibit No. 12,	
Invoice.....	00928
Plaintiff’s Exhibit No. 13,	
Photograph.....	00930
Plaintiff’s Exhibit No. 14,	

Photograph.....	00931
Plaintiff's Exhibit No. 15,	
Photographs.....	00932
Plaintiff's Exhibit No. 16,	
Photographs.....	00933
Plaintiff's Exhibit No. 17,	
Invoice.....	00934
Plaintiff's Exhibit No. 18,	
Invoice.....	00935
Plaintiff's Exhibit No. 19,	
Invoice.....	00936
Plaintiff's Exhibit No. 20,	
Invoice.....	00937
Plaintiff's Exhibit No. 21,	
Photograph.....	00938
Plaintiff's Exhibit No. 22,	
Report.....	00939
Plaintiff's Exhibit No. 23,	
Report.....	00941
Plaintiff's Exhibit No. 24,	
Photograph.....	00949
Plaintiff's Exhibit No. 25,	
E-mail.....	00950
Plaintiff's Exhibit No. 26,	
Invoice.....	00952
Plaintiff's Exhibit No. 27,	
Invoice.....	00953
Defendant's Exhibit No. 1,	
Quote.....	0954

Defendant's Exhibit No. 2,	
Quote.....	00955
Defendant's Exhibit No. 3,	
Photograph.....	00959
Defendant's Exhibit No. 4,	
Invoice.....	00962
Defendant's Exhibit No. 5,	
Photograph.....	00963
Defendant's Exhibit No. 6,	
Photograph.....	00964
Defendant's Exhibit No. 7,	
Contract.....	00966
Defendant's Exhibit No. 8,	
Quote.....	00969
Defendant's Exhibit No. 9,	
Invoice.....	00971
Defendant's Exhibit No. 10,	
Check.....	00972
Defendant's Exhibit No. 11,	
E-mail.....	00973
Defendant's Exhibit No. 12,	
E-mail.....	00975
Defendant's Exhibit No. 13,	
Quote.....	00977
Defendant's Exhibit No. 14,	
E-mail.....	00978
Defendant's Exhibit No. 15,	
Invoice.....	01002
Defendant's Exhibit No. 16,	
Photographs.....	01003

Defendant's Exhibit No. 17,
 Photograph.....01008

Defendant's Exhibit No. 18,
 Invoice.....01010

Defendant's Exhibit No. 19,
 Photograph.....01015

Court's Exhibit No.1
 Discovery Responses, two pages.....01029

Court's Exhibits
 Jury Notes, three pages.....01031