

STATE OF MINNESOTA

FILED

DISTRICT COURT

COUNTY OF HENNEPIN

2011 JAN 13 AM 8:58

FOURTH JUDICIAL DISTRICT

BY _____ DEPUTY
HENN CO. DISTRICT
COURT ADMINISTRATOR

Judge Gary Larson

Richard J. Poeschl,

Court File No. 27-CV-10-21250

Plaintiff,

v.

Micro Machine, Inc.,

**FINDINGS OF FACT, CONCLUSIONS OF
LAW, AND ORDER FOR JUDGMENT**

Defendant.

The above-entitled matter came on for a Court Trial before the Honorable Gary Larson on January 10, 2011, in Hennepin County Government Center, Courtroom 1655. At 1:30 p.m.

Richard J. Poeschl was present in person and represented by his attorney, Morgan Smith, Esq. Micro Machine, Inc. was present through an officer, Steve Van Oss.

Based upon on the files, records, testimony, and proceedings herein, the Court makes the following findings:

FINDINGS OF FACT

1. That Richard J. Poeschl ("Poeschl") is a CPA accountant routinely doing tax work for a variety of clients.
2. That Poeschl did not object to the Defendant Micro Machine, Inc. ("Micro") being represented by Steve Van Oss ("Van Oss") at the trial.
3. That Poeschl entered into a contractual relationship with Micro for the preparation of their tax returns for the years ending December 31, 2003 and thereafter.
4. That the relationship is expressed and the terms of the contract are indicated in an engagement letter of January 8, 2004.
5. That the engagement letter clearly indicates that Poeschl will be doing the tax returns for the year ending 2003 and be paid for those returns spread over quarterly payments in the year 2004 and thereafter.

6. That Poeschl did the returns for the years 2003, 2004, 2005, 2006, 2007 and was paid for those years.
7. That Poeschl did the returns for the year 2008 and sent a bill in a total amount of \$3,000.00 for those returns.
8. That Poeschl was not paid for the preparation of the returns in 2008.
9. That the engagement letter provides for Poeschl to be paid attorney's fees, if it's necessary, for the collection of the fees.
10. That Poeschl is entitled to attorney's fees in the amount of \$500.00.

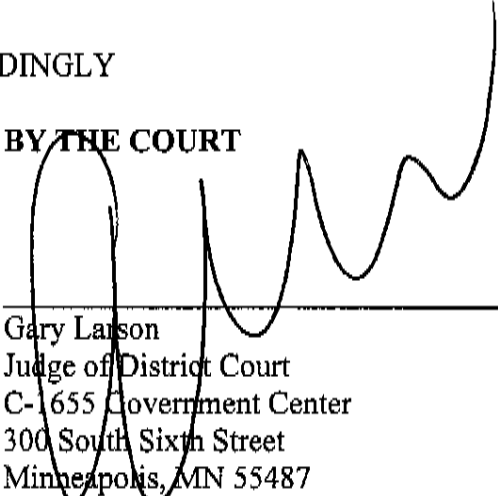
ORDER FOR JUDGEMENT

1. That Plaintiff Richard J. Poeschl shall have and recover against Micro Machine, Inc. the sum of \$3,500.00, together with costs and disbursements.

LET JUDGMENT BE ENTERED ACCORDINGLY

BY THE COURT

Dated: January 13, 2011



Gary Larson
Judge of District Court
C-1655 Government Center
300 South Sixth Street
Minneapolis, MN 55487
(612) 348-6102

JUDGMENT

I hereby certify that the judgment contained in this Order herein above constitutes the Judgment of the Court.

Dated:

Court Administrator

By: Deputy Clerk