

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

BIJAN KHAZAI,)
)
Plaintiff,)
)
v.) No. 4:98 CV 244 DDN
)
WATLOW ELECTRIC MANUFACTURING)
COMPANY and)
WATLOW MISSOURI, INC.,)
)
Defendants.)

JUDGMENT

This action came on for trial before the Court and a jury, the parties having consented to the exercise of authority by the undersigned United States Magistrate Judge under 28 U.S.C. § 636(c), the jury having rendered its verdicts, and the court having rendered its non-jury findings and conclusions in the memorandum opinion filed herewith,

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that on the claims of plaintiff Bijan Khazai in Counts I, II, III, IV, VI, and VII of plaintiff's complaint, plaintiff have and take nothing of defendants Watlow Electric Manufacturing Company and Watlow Missouri, Inc. The said claims are dismissed with prejudice.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED on the Count V claim of plaintiff against defendants, that plaintiff have and recover from defendants the principal sum of \$96,000; plus simple prejudgment interest thereon at the rate of nine percent per annum from and after August 1, 1997, until today's date and then hereafter at the rate provided by 28 U.S.C. § 1961; plus the costs of litigating said claim.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED on counterclaim

Count I of defendants that plaintiff has no lawful interest in the self-regulating polymer composite heater or the self-regulating conducting ceramic heater inventions.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED on counterclaim Count II of defendants that plaintiff specifically perform the terms of his employment agreement by executing any and all documents, submitted to him by defendants, necessary to vest title in defendants to the polymer composite heater invention, and the patent which has issued thereon, and the conducting ceramic heater invention. Plaintiff shall execute said documents within 30 days of their being submitted to him by defendants.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED on counterclaim Count III of defendants that defendants have and take nothing of the plaintiff Bijan Khazai. The said counterclaim is dismissed with prejudice.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that defendants recover from plaintiff their costs, expenses and reasonable attorneys' fees incurred in prosecuting their counterclaim Counts I and II.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED on all other claims the parties shall pay their own costs, expenses, and attorneys' fees.

/s/DAVID D. NOCE
DAVID D. NOCE
UNITED STATES MAGISTRATE JUDGE

Signed this 1st day of June, 2001.