

Exhibit

20.4

arguments and evidence, the Court finds that Defendant, Sean Fleming, has shown by a preponderance of the evidence that the legal action brought by Plaintiff is based on, relates to, and is in response to Defendant's exercise of his right of free speech. Furthermore, the Court finds that Plaintiff has failed to establish by clear and specific evidence a prima facie case for each essential element of all of his claims against Defendant Fleming. Moreover, the Court finds that Defendant Fleming has established by a preponderance of evidence a valid defense to Plaintiff's claims.

On December 18, 2014, the Court considered the Defendant's Supplemental Motion for Costs, Expenses, Attorney's Fees, and Sanctions in Support of his Motion to Dismiss, as well as any responses and replies, the testimony of Defendant's counsel, affidavits, and other records. After considering such arguments and evidence, the Court finds that Defendant Fleming has accrued \$ 3,526⁶³ in costs and expenses, and \$ 77,558⁵⁰ in reasonable and necessary attorney's fees in defending against this legal action. Furthermore, the Court finds based on testimony, the arguments of counsel, affidavits, and other evidence, that sanctions are appropriate against the Plaintiff in order to deter him from bringing similar actions in the future. The Court finds that the Plaintiff has engaged in extensive vexatious and abusive litigation in the past which has resulted in several injunctions and sanctions being imposed against him. The Court also finds that Plaintiff has significant financial assets which have enabled him to engage in the foregoing conduct. As such, a significant sanction award against Plaintiff is warranted and necessary to deter him from bringing similar abusive actions in the future. It is, therefore,

ORDERED, ADJUDGED and DECREED that Defendant's Motion to Dismiss

and Supplemental Motion for Costs, Expenses, Attorney's Fees, and Sanctions in Support of his Motion to Dismiss are hereby granted; that all of Plaintiff's claims against Defendant Sean Fleming are dismissed with prejudice; that Plaintiff shall be required to pay Defendant Sean Fleming expenses and costs of \$ 3,526⁶³ and reasonable and necessary attorney's fees of \$ 77,558⁵⁰ incurred in defending against this legal action; and that Plaintiff shall be ordered to pay Defendant Sean Fleming sanctions in the amount of \$ 250,000⁰⁰ to deter Plaintiff from bringing such actions in the future. It is further,

ORDERED, ADJUDGED and DECREED that post-judgment interest on the above amounts will accrue at the rate of 5.0% per year until paid. It is further,

ORDERED, ADJUDGED and DECREED that Defendant Sean Fleming is entitled to enforce this judgment through abstract, execution, and any other process necessary.

SIGNED this the 18th day of December, 2014.



JUDGE PRESIDING

APPROVED AS TO FORM AND SUBSTANCE:

GERMER PLLC

By: _____

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