

AMERICAN ARBITRATION ASSOCIATION
Construction Industry Arbitration Tribunal

In the Matter of the Arbitration between

Re: 01-15-0002-4419
Terry Huynh and Theo Huynh (Claimant)
and
Baltimore Builders LLC (Respondent)

15-502

AWARD OF ARBITRATOR

I, THE UNDERSIGNED ARBITRATOR, having been designated in accordance with the arbitration agreement entered into between the above-named parties and dated January 16, 2014, and having been duly sworn, and having duly heard the proofs and allegations of the Parties, do hereby AWARD as follows:

1. Contract Work

The Contract status is as follows:

Original Contract	\$107,431.00
Additions	<u>40,000.00</u>
Final Contract Amount	\$147,431.00
Less Paid to Date	\$122,420.00
Less Paid to Capital Bldg. Supply	3,425.24
Less Paid to T.W. Ohler & Sons, Inc.	<u>68,500.00</u>
Cost in excess of contract	\$46,914.24

The Claimant is awarded \$46,914.24.

2. Lost rent and lost use -

The claimant is due \$1750 per month for 5 months of lost rent and 7 months loss of use of the property. $\$1750 \times 12 = \$21,000.00$

The Claimant is awarded \$21,000.00

3. Attorney Fees-

The parties shall be responsible for payment of their own individual attorney's fees.

AWARD TO CLAIMANT

Contract Overpayment	\$46,914.24
Lost rent and use	<u>21,000.00</u>
TOTAL	\$67,914.24

In accordance with the terms of the Contract, the administrative fees of the American Arbitration Association totaling \$3000, and the compensation of the arbitrator totaling \$1900 shall be borne 75% (\$3,675) by the Respondent and 25% (\$1,225) by the Claimant. Therefore, Respondent shall reimburse Claimant the sum of \$2,725, representing that portion of said fees and expenses in excess of the

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apportioned costs previously incurred by the Claimant.

The above sums are to be paid on or before thirty (30) days from the date of this Award.

This Award is in full settlement of all claims and counterclaims submitted to this Arbitration. All claims not expressly granted herein are hereby denied.

Signature on File

9/4/15
Date

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IN THE MATTER OF THE PETITION
OF LEONARD JACKSON, III

IN THE
CIRCUIT COURT
FOR
BALTIMORE CITY
CASE NO.: 24-C-16-003184

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ORDER

Upon consideration of Respondent, Maryland Home Improvement Commission's Motion to Dismiss (Docket Entry #7000), and the hearing held on November 1, 2016, it is, by the Circuit Court for Baltimore City, this 3rd day of November, 2016, hereby

ORDERED that Respondent's Motion to Dismiss (Docket Entry #7000) is **GRANTED**; and it is further

ORDERED that this case is hereby **DISMISSED** with prejudice; and it is further

ORDERED that the case is **CLOSED**.

All costs are waived. *Attest M. Bentley*

The Judge's signature appears
on the original document.

Judge

Notice to Clerk:

Please send courtesy copies to all parties.

TRUE COPY
TEST

Marilyn Bentley
Marilyn Bentley, Acting Clerk

