THE COURT OF CLAIMS OF OHIO

MITCHELL D. POTTERF, IV, et al.,

Plaintiffs

Case No. 2015-00729

THE OHIO STATE UNIVERSITY DEPARTMENT OF HEALTH AND

v.

EXERCISE SCIENCE,

Defendant

Judge Patrick M. McGrath

JOURNAL ENTRY APPROVING SETTLEMENT AGREEMENT AND RELEASE

The Court, being fully advised as to the premises, approves and confirms the settlement agreement and release entered into by and between the parties and ORDERS the cause be DISMISSED with prejudice to all parties. Court costs are assessed against defendant. No interest shall be paid on the amount of the settlement.

It is further ORDERED that the settlement warrant of One Hundred Forty-Five Thousand and No/100 (\$145,000.00) be drawn on the account of The Ohio State University, made payable to Mitchell D. Potterf, IV, and Ohio Fit Club, LLC, and sent to the Plaintiffs c/o their attorney, Kenneth R. Donchatz, 35 North Fourth Street, Suite 200, Columbus, Ohio 43215.

10/14/16

JUDGE, COURT OF CLAIMS OF OHIO

Mitchell D. Potterf, IV, et. al. v. The OSU Dept. of Health and Exercise Science – 2015-00729

Case No. 2015-00729

Journal Entry

Entry cc:

Kenneth R. Donchatz 35 North Fourth Street, Suite 200 Columbus, Ohio 43215 Counsel for Plaintiffs

MICHAEL DEWINE Ohio Attorney General

DANIEL R. FORSYTHE FRANK S. CARSON Assistant Attorneys General Court of Claims Defense 150 East Gay Street, 18th floor Columbus, OH 43215 Counsel for Defendant COURT OF OHIO