

Filing # 189666067 E-Filed 01/12/2024 12:48:11 PM

IN THE CIRCUIT COURT OF THE EIGHTEENTH JUDICIAL CIRCUIT  
IN AND FOR BREVARD COUNTY, FLORIDA

CASE NO.: 05-2021-CA-032983-XXXX-XX

OMNI HEALTHCARE, INC., a Florida  
Corporation,

Plaintiff,

v.

NORTH BREVARD MEDICAL SUPPORT,  
INC., a Florida corporation,

Defendant.

NORTH BREVARD MEDICAL SUPPORT,  
INC., a Florida corporation,

Counter-Plaintiff,

v.

OMNI HEALTHCARE, INC., a Florida  
Corporation and CRAIG K. DELIGDISH, M.D.,

Counter-Defendants

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**FINAL JUDGMENT**

Pursuant to the jury verdict rendered and post-trial motions, the Court finds:

- A. The Jury found that North Brevard Medical Support, Inc. ("NBMS") breached the Management Services Agreement ("MSA") that was the legal cause of damage to Omni Healthcare, Inc. ("Omni")
- B. The Jury found that Omni first materially breached the MSA.
- C. The Jury found that Omni breached its fiduciary duty to NBMS on 12/21/2020.
- D. The Jury found that Omni breached the MSA that was a legal cause of damage to NBMS.
- E. The Jury found that Craig K. Deligdish, M.D. aided and abetted a breach of fiduciary duty owed to NBMS.
- F. The Jury awarded Omni for its claim the total amount of damages after setoffs of \$355,853.00.


- G. The Jury awarded NBMS for its counter claims the total amount of damages of \$0.00 (Zero).
- H. Because of the Jury finding that Omni breached its fiduciary duty to NBMS on 12/21/2020, Omni is not entitled to any damages from that date going forward. Prall v. Corum, 403 So. 2d 991 (Fla. 2nd DCA 1981).
- I. All the damages sought by Omni occurred after 12/21/2020, as such Omni is not entitled to any damages.
- J. NBMS recovered \$0.00 (Zero) damages and Omni is not required to return the compensation paid by NBMS to OMNI pursuant to the MSA from the date of the breach of the fiduciary duty (12/21/2020).

**IT IS ADJUED** the Plaintiff, Omni Healthcare, Inc. take nothing by this action and go hence without day, and that North Brevard Medical Support, Inc. take nothing by this action and go hence without day. All parties shall bear their own attorney fees and costs.

**DONE and ORDERED** in Chambers at Viera, Brevard County, Florida on this 12<sup>th</sup> day of January, 2024.

  
Curt Jacobus  
Circuit Judge

**I HEREBY CERTIFY** that a true and correct copy of the foregoing Final Judgment was served by e-mail to all e-mail addresses designated by the attorneys and/or parties listed on the Electronic Service List generated by the Florida Courts E-Filing Portal, as of this 12<sup>th</sup> day of January, 2024.

  
Judicial Assistant