

43

COMMONWEALTH OF MASSACHUSETTS

MIDDLESEX, ss.

SUPERIOR COURT

MATTHEW SUTTON, on behalf of himself and all others similarly situated,

Plaintiff,

v.

JORDAN'S FURNITURE, INC.,

Defendant.

Civil Action No. 19-01763

AMENDED JUDGMENT

Pursuant to Mass. R. Civ. P. 58(a) and 59(e), and in accordance with the Court's September 22, 2021, Memorandum of Decision and Order on Defendant's Motion for Summary Judgment and Plaintiff's Partial Motion for Summary Judgment, and the Court's May 10, 2022, ruling on Plaintiff's Motion to Amend Judgment and Petition for Fees and Costs, the judgment entered in this action on November 1, 2021, is hereby amended and final judgment is entered as follows:

1. On Count I and Count II of the Complaint, judgment hereby enters in favor of Plaintiff Matthew Sutton and the class of individuals certified by the Court in its December 21, 2020, Order (collectively, "Plaintiff"), in the amounts of:

- (a) \$2,696,992.16, representing single damages and payable to each class member in the amounts as set forth in Exhibit 1;
- (b) \$5,393,984.32, constituting the trebling of the single damages ((a) above) pursuant to M.G.L. c. 149, § 150, and M.G.L. c. 151, § 1B and payable to each class member in the amounts as set forth in Exhibit 1;

- (c) prejudgment interest in the total amount of \$767,866.92, payable to each class member in the amounts as set forth in Exhibit 1;
- (d) attorneys' fees in the total amount of \$647,360.00; and
- (e) costs in the total amount of \$7,631.98.

2. On Count III of the Complaint, judgment hereby enters in favor of Defendant and against Plaintiff.

Dated: 5/13/22

By: (Sarrat, J)
Justice of the Superior Court

Attest: M. M. M.
Asst Clerk

<u>Class Member</u> <u>Number</u>	<u>Single Damages</u>	<u>Treble Damages</u>	<u>Interest on Single Damages</u> <u>(calculated by day)</u>	<u>TOTAL DAMAGES</u> <u>(Treble Damages +</u> <u>Interest)</u>
1	\$11,264.47	\$ 33,793.41	\$ 3,207.13	\$ 37,000.54
2	\$5,296.69	\$ 15,890.07	\$ 1,508.03	\$ 17,398.10
3	\$16,036.77	\$ 48,110.31	\$ 4,565.87	\$ 52,676.18
4	\$17,122.38	\$ 51,367.14	\$ 4,874.95	\$ 56,242.09
5	\$17,132.37	\$ 51,397.11	\$ 4,877.80	\$ 56,274.91
6	\$16,229.88	\$ 48,689.64	\$ 4,620.85	\$ 53,310.49
7	\$7,086.02	\$ 21,258.06	\$ 2,017.48	\$ 23,275.54
8	\$15,136.13	\$ 45,408.39	\$ 4,309.44	\$ 49,717.83
9	\$1,587.90	\$ 4,763.70	\$ 452.09	\$ 5,215.79
10	\$17,426.81	\$ 52,280.43	\$ 4,961.63	\$ 57,242.06
11	\$16,347.02	\$ 49,041.06	\$ 4,654.20	\$ 53,695.26
12	\$14,892.05	\$ 44,676.15	\$ 4,239.95	\$ 48,916.10
13	\$16,524.60	\$ 49,573.80	\$ 4,704.76	\$ 54,278.56
14	\$13,895.78	\$ 41,687.34	\$ 3,956.30	\$ 45,643.64
15	\$16,879.49	\$ 50,638.47	\$ 4,805.80	\$ 55,444.27
16	\$9,884.97	\$ 29,654.91	\$ 2,814.37	\$ 32,469.28
17	\$17,661.02	\$ 52,983.06	\$ 5,028.31	\$ 58,011.37
18	\$16,085.17	\$ 48,255.51	\$ 4,579.65	\$ 52,835.16
19	\$15,904.84	\$ 47,714.52	\$ 4,528.30	\$ 52,242.82
20	\$15,464.18	\$ 46,392.54	\$ 4,402.84	\$ 50,795.38
21	\$3,241.85	\$ 9,725.55	\$ 922.99	\$ 10,648.54
22	\$17,008.99	\$ 51,026.97	\$ 4,842.67	\$ 55,869.64
23	\$15,247.05	\$ 45,741.15	\$ 4,341.02	\$ 50,082.17
24	\$17,110.98	\$ 51,332.94	\$ 4,871.71	\$ 56,204.65
25	\$3,523.34	\$ 10,570.02	\$ 1,003.14	\$ 11,573.16
26	\$14,016.70	\$ 42,050.10	\$ 3,990.73	\$ 46,040.83
27	\$3,502.09	\$ 10,506.27	\$ 997.09	\$ 11,503.36
28	\$9,202.28	\$ 27,606.84	\$ 2,620.00	\$ 30,226.84
29	\$17,369.55	\$ 52,108.65	\$ 4,945.33	\$ 57,053.98
30	\$9,191.66	\$ 27,574.98	\$ 2,616.98	\$ 30,191.96
31	\$13,228.05	\$ 39,684.15	\$ 3,766.19	\$ 43,450.34
32	\$14,809.80	\$ 44,429.40	\$ 4,216.53	\$ 48,645.93
33	\$13,964.39	\$ 41,893.17	\$ 3,975.83	\$ 45,869.00
34	\$13,436.23	\$ 40,308.69	\$ 3,825.46	\$ 44,134.15
35	\$15,542.12	\$ 46,626.36	\$ 4,425.03	\$ 51,051.39
36	\$14,754.05	\$ 44,262.15	\$ 4,200.66	\$ 48,462.81
37	\$19,593.34	\$ 58,780.02	\$ 5,578.47	\$ 64,358.49
38	\$14,820.36	\$ 44,461.08	\$ 4,219.54	\$ 48,680.62
39	\$19,086.89	\$ 57,260.67	\$ 5,434.27	\$ 62,694.94
40	\$13,255.49	\$ 39,766.47	\$ 3,774.00	\$ 43,540.47
41	\$13,968.02	\$ 41,904.06	\$ 3,976.87	\$ 45,880.93
42	\$14,348.04	\$ 43,044.12	\$ 4,085.06	\$ 47,129.18
43	\$9,795.47	\$ 29,386.41	\$ 2,788.89	\$ 32,175.30
44	\$3,722.40	\$ 11,167.20	\$ 1,059.81	\$ 12,227.01
45	\$18,416.88	\$ 55,250.64	\$ 5,243.51	\$ 60,494.15
46	\$1,518.75	\$ 4,556.25	\$ 432.41	\$ 4,988.66
47	\$9,396.86	\$ 28,190.58	\$ 2,675.40	\$ 30,865.98
48	\$14,808.90	\$ 44,426.70	\$ 4,216.28	\$ 48,642.98
49	\$9,205.71	\$ 27,617.13	\$ 2,620.98	\$ 30,238.11
50	\$3,663.34	\$ 10,990.02	\$ 1,043.00	\$ 12,033.02
51	\$715.63	\$ 2,146.89	\$ 203.75	\$ 2,350.64
52	\$10,794.15	\$ 32,382.45	\$ 3,073.23	\$ 35,455.68
53	\$14,563.47	\$ 43,690.41	\$ 4,146.40	\$ 47,836.81
54	\$24,720.65	\$ 74,161.95	\$ 7,038.27	\$ 81,200.22

6/19/19	COMPLAINT FILED
11/1/21	DATE OF JUDGMENT
866	NUMBER OF DAYS

55	\$1,998.09	\$	5,994.27	\$	568.88	\$	6,563.15
56	\$18,006.91	\$	54,020.73	\$	5,126.79	\$	59,147.52
57	\$18,659.57	\$	55,978.71	\$	5,312.61	\$	61,291.32
58	\$1,291.24	\$	3,873.72	\$	367.63	\$	4,241.35
59	\$16,168.49	\$	48,505.47	\$	4,603.37	\$	53,108.84
60	\$18,712.76	\$	56,138.28	\$	5,327.75	\$	61,466.03
61	\$14,799.61	\$	44,398.83	\$	4,213.63	\$	48,612.46
62	\$363.38	\$	1,090.14	\$	103.46	\$	1,193.60
63	\$17,026.98	\$	51,080.94	\$	4,847.79	\$	55,928.73
64	\$10,320.09	\$	30,960.27	\$	2,938.26	\$	33,898.53
65	\$16,083.25	\$	48,249.75	\$	4,579.10	\$	52,828.85
66	\$14,950.07	\$	44,850.21	\$	4,256.47	\$	49,106.68
67	\$13,255.76	\$	39,767.28	\$	3,774.08	\$	43,541.36
68	\$17,709.58	\$	53,128.74	\$	5,042.14	\$	58,170.88
69	\$16,003.82	\$	48,011.46	\$	4,556.48	\$	52,567.94
70	\$9,431.09	\$	28,293.27	\$	2,685.15	\$	30,978.42
71	\$14,066.35	\$	42,199.05	\$	4,004.86	\$	46,203.91
72	\$1,581.38	\$	4,744.14	\$	450.24	\$	5,194.38
73	\$14,829.63	\$	44,488.89	\$	4,222.18	\$	48,711.07
74	\$15,480.62	\$	46,441.86	\$	4,407.52	\$	50,849.38
75	\$15,006.55	\$	45,019.65	\$	4,272.55	\$	49,292.20
76	\$15,997.09	\$	47,991.27	\$	4,554.57	\$	52,545.84
77	\$10,747.52	\$	32,242.56	\$	3,059.95	\$	35,302.51
78	\$9,392.42	\$	28,177.26	\$	2,674.14	\$	30,851.40
79	\$13,070.63	\$	39,211.89	\$	3,721.37	\$	42,933.26
80	\$15,197.59	\$	45,592.77	\$	4,326.94	\$	49,919.71
81	\$15,447.45	\$	46,342.35	\$	4,398.08	\$	50,740.43
82	\$13,730.50	\$	41,191.50	\$	3,909.24	\$	45,100.74
83	\$16,958.12	\$	50,874.36	\$	4,828.19	\$	55,702.55
84	\$17,271.83	\$	51,815.49	\$	4,917.50	\$	56,732.99
85	\$14,203.45	\$	42,610.35	\$	4,043.90	\$	46,654.25
86	\$5,308.79	\$	15,926.37	\$	1,511.48	\$	17,437.85
87	\$18,018.95	\$	54,056.85	\$	5,130.22	\$	59,187.07
88	\$462.30	\$	1,386.90	\$	131.62	\$	1,518.52
89	\$15,539.63	\$	46,618.89	\$	4,424.32	\$	51,043.21
90	\$16,766.27	\$	50,298.81	\$	4,773.56	\$	55,072.37
91	\$4,050.60	\$	12,151.80	\$	1,153.26	\$	13,305.06
92	\$14,678.79	\$	44,036.37	\$	4,179.23	\$	48,215.60
93	\$15,816.62	\$	47,449.86	\$	4,503.19	\$	51,953.05
94	\$4,387.86	\$	13,163.58	\$	1,249.28	\$	14,412.86
95	\$16,820.87	\$	50,462.61	\$	4,789.11	\$	55,251.72
96	\$16,094.49	\$	48,283.47	\$	4,582.30	\$	52,865.77
97	\$10,992.10	\$	32,976.30	\$	3,129.59	\$	36,105.89
98	\$17,759.80	\$	53,279.40	\$	5,056.43	\$	58,335.83
99	\$15,763.97	\$	47,291.91	\$	4,488.20	\$	51,780.11
100	\$17,559.00	\$	52,677.00	\$	4,999.26	\$	57,676.26
101	\$18,045.71	\$	54,137.13	\$	5,137.84	\$	59,274.97
102	\$16,686.47	\$	50,059.41	\$	4,750.84	\$	54,810.25
103	\$17,352.54	\$	52,057.62	\$	4,940.48	\$	56,998.10
104	\$17,409.41	\$	52,228.23	\$	4,956.67	\$	57,184.90
105	\$15,771.39	\$	47,314.17	\$	4,490.31	\$	51,804.48
106	\$15,961.83	\$	47,885.49	\$	4,544.53	\$	52,430.02
107	\$15,510.32	\$	46,530.96	\$	4,415.98	\$	50,946.94
108	\$17,084.41	\$	51,253.23	\$	4,864.14	\$	56,117.37
109	\$14,308.36	\$	42,925.08	\$	4,073.77	\$	46,998.85
110	\$7,894.09	\$	23,682.27	\$	2,247.54	\$	25,929.81

111	\$16,049.76	\$	48,149.28	\$	4,569.56	\$	52,718.84
112	\$9,297.14	\$	27,891.42	\$	2,647.01	\$	30,538.43
113	\$8,465.20	\$	25,395.60	\$	2,410.15	\$	27,805.75
114	\$14,534.99	\$	43,604.97	\$	4,138.29	\$	47,743.26
115	\$15,470.00	\$	46,410.00	\$	4,404.50	\$	50,814.50
116	\$17,979.36	\$	53,938.08	\$	5,118.95	\$	59,057.03
117	\$3,814.27	\$	11,442.81	\$	1,085.97	\$	12,528.78
118	\$9,488.96	\$	28,466.88	\$	2,701.62	\$	31,168.50
119	\$14,078.10	\$	42,234.30	\$	4,008.21	\$	46,242.51
120	\$4,622.39	\$	13,867.17	\$	1,316.05	\$	15,183.22
121	\$391.35	\$	1,174.05	\$	111.42	\$	1,285.47
122	\$13,587.62	\$	40,762.86	\$	3,868.56	\$	44,631.42
123	\$12,250.91	\$	36,752.73	\$	3,487.99	\$	40,240.72
124	\$11,914.60	\$	35,743.80	\$	3,392.23	\$	39,136.03
125	\$16,474.01	\$	49,422.03	\$	4,690.35	\$	54,112.38
126	\$16,548.60	\$	49,645.80	\$	4,711.59	\$	54,357.39
127	\$17,815.10	\$	53,445.30	\$	5,072.18	\$	58,517.48
128	\$15,681.79	\$	47,045.37	\$	4,464.80	\$	51,510.17
129	\$14,683.15	\$	44,049.45	\$	4,180.47	\$	48,229.92
130	\$13,618.76	\$	40,856.28	\$	3,877.43	\$	44,733.71
131	\$16,202.82	\$	48,608.46	\$	4,613.14	\$	53,221.60
132	\$15,954.35	\$	47,863.05	\$	4,542.40	\$	52,405.45
133	\$781.95	\$	2,345.85	\$	222.63	\$	2,568.48
134	\$8,787.91	\$	26,363.73	\$	2,502.03	\$	28,865.76
135	\$14,927.23	\$	44,781.69	\$	4,249.97	\$	49,031.66
136	\$16,897.40	\$	50,692.20	\$	4,810.90	\$	55,503.10
137	\$11,059.62	\$	33,178.86	\$	3,148.81	\$	36,327.67
138	\$1,629.08	\$	4,887.24	\$	463.82	\$	5,351.06
139	\$1,206.24	\$	3,618.72	\$	343.43	\$	3,962.15
140	\$1,422.80	\$	4,268.40	\$	405.09	\$	4,673.49
141	\$1,425.66	\$	4,276.98	\$	405.90	\$	4,682.88
142	\$1,799.30	\$	5,397.90	\$	512.28	\$	5,910.18
143	\$939.28	\$	2,817.84	\$	267.42	\$	3,085.26
144	\$809.60	\$	2,428.80	\$	230.50	\$	2,659.30
145	\$746.58	\$	2,239.74	\$	212.56	\$	2,452.30
146	\$546.66	\$	1,639.98	\$	155.64	\$	1,795.62
147	\$601.26	\$	1,803.78	\$	171.19	\$	1,974.97
148	\$596.56	\$	1,789.68	\$	169.85	\$	1,959.53
149	\$9,920.09	\$	29,760.27	\$	2,824.37	\$	32,584.64
150	\$16,524.94	\$	49,574.82	\$	4,704.85	\$	54,279.67
151	\$9,494.40	\$	28,483.20	\$	2,703.17	\$	31,186.37
152	\$15,943.61	\$	47,830.83	\$	4,539.34	\$	52,370.17
153	\$5,885.72	\$	17,657.16	\$	1,675.74	\$	19,332.90
154	\$15,200.25	\$	45,600.75	\$	4,327.70	\$	49,928.45
155	\$16,077.41	\$	48,232.23	\$	4,577.44	\$	52,809.67
156	\$6,986.24	\$	20,958.72	\$	1,989.07	\$	22,947.79
157	\$15,562.56	\$	46,687.68	\$	4,430.85	\$	51,118.53
158	\$17,126.87	\$	51,380.61	\$	4,876.23	\$	56,256.84
159	\$14,379.77	\$	43,139.31	\$	4,094.10	\$	47,233.41
160	\$15,082.28	\$	45,246.84	\$	4,294.11	\$	49,540.95
161	\$598.92	\$	1,796.76	\$	170.52	\$	1,967.28
162	\$9,987.80	\$	29,963.40	\$	2,843.65	\$	32,807.05
163	\$8,140.23	\$	24,420.69	\$	2,317.62	\$	26,738.31
164	\$14,052.05	\$	42,156.15	\$	4,000.79	\$	46,156.94
165	\$16,389.35	\$	49,168.05	\$	4,666.25	\$	53,834.30
166	\$17,527.04	\$	52,581.12	\$	4,990.16	\$	57,571.28

167	\$1,015.05	\$	3,045.15	\$	289.00	\$	3,334.15
168	\$11,537.22	\$	34,611.66	\$	3,284.79	\$	37,896.45
169	\$10,735.25	\$	32,205.75	\$	3,056.46	\$	35,262.21
170	\$242.55	\$	727.65	\$	69.06	\$	796.71
171	\$16,345.04	\$	49,035.12	\$	4,653.63	\$	53,688.75
172	\$17,453.03	\$	52,359.09	\$	4,969.09	\$	57,328.18
173	\$19,287.02	\$	57,861.06	\$	5,491.25	\$	63,352.31
174	\$7,869.12	\$	23,607.36	\$	2,240.44	\$	25,847.80
175	\$13,898.23	\$	41,694.69	\$	3,957.00	\$	45,651.69
176	\$10,336.33	\$	31,008.99	\$	2,942.88	\$	33,951.87
177	\$16,535.72	\$	49,607.16	\$	4,707.92	\$	54,315.08
178	\$15,165.47	\$	45,496.41	\$	4,317.80	\$	49,814.21
179	\$3,605.96	\$	10,817.88	\$	1,026.66	\$	11,844.54
180	\$15,286.54	\$	45,859.62	\$	4,352.27	\$	50,211.89
181	\$18,402.23	\$	55,206.69	\$	5,239.34	\$	60,446.03
182	\$6,512.58	\$	19,537.74	\$	1,854.21	\$	21,391.95
183	\$14,523.49	\$	43,570.47	\$	4,135.02	\$	47,705.49
184	\$1,304.55	\$	3,913.65	\$	371.42	\$	4,285.07
185	\$7,036.58	\$	21,109.74	\$	2,003.40	\$	23,113.14
186	\$15,552.57	\$	46,657.71	\$	4,428.01	\$	51,085.72
187	\$11,999.28	\$	35,997.84	\$	3,416.34	\$	39,414.18
188	\$16,140.59	\$	48,421.77	\$	4,595.42	\$	53,017.19
189	\$17,502.87	\$	52,508.61	\$	4,983.28	\$	57,491.89
190	\$5,668.16	\$	17,004.48	\$	1,613.80	\$	18,618.28
191	\$11,502.90	\$	34,508.70	\$	3,275.02	\$	37,783.72
192	\$501.30	\$	1,503.90	\$	142.73	\$	1,646.63
193	\$9,000.49	\$	27,001.47	\$	2,562.55	\$	29,564.02
194	\$2,758.66	\$	8,275.98	\$	785.42	\$	9,061.40
195	\$16,033.37	\$	48,100.11	\$	4,564.90	\$	52,665.01
196	\$17,453.69	\$	52,361.07	\$	4,969.28	\$	57,330.35
197	\$5,162.37	\$	15,487.11	\$	1,469.79	\$	16,956.90
198	\$16,591.96	\$	49,775.88	\$	4,723.94	\$	54,499.82
199	\$4,200.87	\$	12,602.61	\$	1,196.04	\$	13,798.65
200	\$16,536.17	\$	49,608.51	\$	4,708.05	\$	54,316.56
201	\$17,254.70	\$	51,764.10	\$	4,912.63	\$	56,676.73
202	\$18,905.42	\$	56,716.26	\$	5,382.61	\$	62,098.87
203	\$12,691.06	\$	38,073.18	\$	3,613.30	\$	41,686.48
204	\$16,611.39	\$	49,834.17	\$	4,729.47	\$	54,563.64
205	\$6,364.42	\$	19,093.26	\$	1,812.03	\$	20,905.29
206	\$10,534.63	\$	31,603.89	\$	2,999.34	\$	34,603.23
207	\$471.91	\$	1,415.73	\$	134.36	\$	1,550.09
208	\$324.56	\$	973.68	\$	92.41	\$	1,066.09
209	\$2,834.18	\$	8,502.54	\$	806.93	\$	9,309.47
210	\$9,803.37	\$	29,410.11	\$	2,791.14	\$	32,201.25
211	\$959.72	\$	2,879.16	\$	273.24	\$	3,152.40
212	\$13,395.12	\$	40,185.36	\$	3,813.76	\$	43,999.12
213	\$15,494.59	\$	46,483.77	\$	4,411.50	\$	50,895.27
214	\$4,235.64	\$	12,706.92	\$	1,205.94	\$	13,912.86
215	\$4,345.53	\$	13,036.59	\$	1,237.23	\$	14,273.82
216	\$8,695.46	\$	26,086.38	\$	2,475.70	\$	28,562.08
217	\$9,941.91	\$	29,825.73	\$	2,830.58	\$	32,656.31
218	\$1,411.27	\$	4,233.81	\$	401.81	\$	4,635.62
219	\$2,579.15	\$	7,737.45	\$	734.32	\$	8,471.77
220	\$2,392.55	\$	7,177.65	\$	681.19	\$	7,858.84
221	\$10,594.27	\$	31,782.81	\$	3,016.32	\$	34,799.13
222	\$14,201.38	\$	42,604.14	\$	4,043.31	\$	46,647.45

223	\$11,051.57	\$	33,154.71	\$	3,146.52	\$	36,301.23
224	\$3,862.24	\$	11,586.72	\$	1,099.63	\$	12,686.35
225	\$2,131.68	\$	6,395.04	\$	606.92	\$	7,001.96
226	\$10,928.74	\$	32,786.22	\$	3,111.55	\$	35,897.77
227	\$8,757.18	\$	26,271.54	\$	2,493.28	\$	28,764.82
228	\$9,295.98	\$	27,887.94	\$	2,646.68	\$	30,534.62
229	\$8,789.23	\$	26,367.69	\$	2,502.40	\$	28,870.09
230	\$6,791.21	\$	20,373.63	\$	1,933.54	\$	22,307.17
231	\$3,590.98	\$	10,772.94	\$	1,022.40	\$	11,795.34
232	\$4,637.70	\$	13,913.10	\$	1,320.41	\$	15,233.51
233	\$6,940.72	\$	20,822.16	\$	1,976.11	\$	22,798.27
234	\$3,939.76	\$	11,819.28	\$	1,121.70	\$	12,940.98
235	\$5,636.12	\$	16,908.36	\$	1,604.67	\$	18,513.03
236	\$5,168.36	\$	15,505.08	\$	1,471.50	\$	16,976.58
237	\$2,901.80	\$	8,705.40	\$	826.18	\$	9,531.58
238	\$6,226.70	\$	18,680.10	\$	1,772.82	\$	20,452.92
239	\$2,046.81	\$	6,140.43	\$	582.75	\$	6,723.18
240	\$3,090.54	\$	9,271.62	\$	879.91	\$	10,151.53
241	\$3,658.12	\$	10,974.36	\$	1,041.51	\$	12,015.87
242	\$2,963.79	\$	8,891.37	\$	843.83	\$	9,735.20
243	\$1,719.16	\$	5,157.48	\$	489.47	\$	5,646.95
244	\$1,336.20	\$	4,008.60	\$	380.43	\$	4,389.03
245	\$4,955.03	\$	14,865.09	\$	1,410.76	\$	16,275.85
246	\$3,267.44	\$	9,802.32	\$	930.28	\$	10,732.60
247	\$4,377.36	\$	13,132.08	\$	1,246.29	\$	14,378.37
	\$2,696,992.16	\$	8,090,976.48	\$	767,866.92	\$	8,858,843.40