

NO. CV33796

CITY OF BRECKENRIDGE, TEXAS
Plaintiff,

VS.

AKERS INVESTMENTS LLC and
MICHAEL GREG AKERS
Defendants.

§
§
§
§
§
§
§

IN THE 90th

JUDICIAL DISTRICT COURT

STEPHENS COUNTY, TEXAS

DEFAULT JUDGMENT

On this day, the appearance date of the above named Defendants, Akers Investments, LLC and Michael Greg Akers, having passed, the Court regularly in session and term, time and place, wherein the above styled and numbered cause was commenced, and came on the Plaintiff, City of Breckenridge, Texas, and while duly served with process, the Defendants, Akers Investments, LLC and Michael Greg Akers, jointly and severally, at all times heretofore failed to appear and make answer in their behalf but wholly made default.

Citations with Officer's Returns thereon, having been on file with the Clerk of this Court for a period of ten (10) days exclusive of the date of filing and of this date, the Plaintiff, City of Breckenridge, Texas, sought to recover its damages occasioned by the premises against said Defendants, Akers Investments LLC and Michael Greg Akers, jointly and severally, being in default, and the Court finds that the cause of action is unliquidated and based upon a breach of contract, with damages established in the Petition and the supporting Declaration in the amount of \$6,076.24, which this Court finds to be sufficient to support this cause of action.

The Court finds that the Plaintiff has requested attorneys' fees in an unliquidated sum, and the Court, having examined the Plaintiff's Petition and the affidavit of Plaintiff's attorney, finds that the attorneys' fees are reasonable and that the Plaintiff, City of Breckenridge, is entitled

to recover of and from the Defendants, Akers Investments, LLC and Michael Greg Akers, jointly and severally, attorneys' fees as follows: \$6,955.00 through the conclusion of this cause in the trial court; \$5,000 in the event of an unsuccessful appeal to the Court of Appeals; \$2,500 in the event of a Petition for Review to the Texas Supreme Court, wherein Plaintiff prevails; \$5,000 in the event of briefing on the merits in the Texas Supreme Court, wherein Plaintiff prevails; and \$3,000 in the event of an oral argument in the Texas Supreme Court in which Plaintiff prevails. It is therefore

ORDERED, ADJUDGED and DECREED that Plaintiff, City of Breckenridge, Texas, shall recover of and from Defendants, Akers Investments, LLC and Michael Greg Akers, jointly and severally, judgment for the following amounts:

- (1) Actual damages of \$6,076.24;
- (2) Prejudgment interest in the amount of \$62.43;
- (3) Postjudgment interest at the rate of 7.5 percent;
- (4) Court costs; and
- (5) Attorney fees in the amount of \$6,955.00 through proceedings in the trial court, \$5,000 in the event of an unsuccessful appeal to the Court of Appeals, \$2,500 in the event of a Petition for Review to the Texas Supreme Court, wherein Plaintiff prevails, \$5,000 in the event of briefing on the merits in the Texas Supreme Court, wherein Plaintiff prevails, and \$3,000 in the event of an oral argument in the Texas Supreme Court in which Plaintiff prevails;

all of which for let execution issue.

Signed this 10/2/2025.


PRESIDING JUDGE