

**IN THE CIRCUIT COURT OF HINDS COUNTY, MISSISSIPPI
FIRST JUDICIAL DISTRICT**

ANTHONY GERALD FOX

PLAINTIFF

V.

CAUSE NO. 24-188

STATE OF MISSISSIPPI

DEFENDANT

AGREED JUDGMENT

1. In 2009, the Mississippi Legislature passed, and the Governor signed into law, an act providing compensation to persons who were wrongfully convicted of, and were imprisoned for, felony crimes. If a plaintiff meets the requirements set forth by the Legislature in Miss. Code Ann. § 11-44-1, *et seq.*, this Court shall award the plaintiff compensation as provided by law.

2. Section 11-44-7(2)(a) provides that the Court shall award the plaintiff Fifty Thousand Dollars (\$50,000.00) per year for each year of incarceration, excluding any preindictment detention, for a total payment not to exceed Five Hundred Thousand Dollars (\$500,000.00). Section 11-44-7(2)(a) further provides that the compensation shall be paid in installments of Fifty Thousand Dollars (\$50,000.00) per year until the award is fully paid.

3. Section 11-44-7(2)(b) provides that attorney's fees for preparing and filing the claim shall be awarded to plaintiff's counsel in the amount of ten percent (10%) of the total compensation to the plaintiff, and the attorney's fee award shall not be deducted from the compensation due to the plaintiff. Counsel for the plaintiff is not entitled to receive any additional compensation from the plaintiff or any other source.

4. Pursuant to Section 11-44-15, prior to receipt of these funds described in paragraph 2 above, the plaintiff must sign a release from all claims against the State regarding the incarceration for which the plaintiff receives compensation.

5 The attorneys for the parties in this case have announced to the Court that the plaintiff, Anthony Gerald Fox ("Fox") and the Defendant, State of Mississippi ("State"), agree that a judgment in this case should be rendered for Fox as set forth herein. The parties agree that Fox, by virtue of having been incarcerated for Five-Hundred and Fifty-Two days (552) since the indictments in his criminal case, shall be awarded compensation from the State in the amount of Seventy-Five Thousand Six-Hundred Seventeen Dollars and Thirteen Cents (\$75,617.13), , pursuant to Miss. Code Ann. § 11-44-7(2)(a), and that plaintiff's counsel in this action, Francis Springer, shall be awarded attorney's fees from the State in the amount of Seven Thousand Six-Hundred Seventeen Dollars and Seventy-One Cents (\$7,561.71) (10% of the total award) pursuant to Miss. Code Ann. § 11-44-7(2)(b). Pursuant to Miss. Code Ann. § 11-44-7(3)(b), the award shall not be subject to any taxes, except that those portions of the judgment awarded as attorney's fees for bringing a claim shall be taxable as income to the attorney.

Accordingly, it is ORDERED, ADJUDGED, and DECREED that the plaintiff, Anthony Gerald Fox, is awarded compensation from the State in the amount of Seventy-Five Thousand Six Hundred and Seventeen Dollars and Thirteen Cents (\$75,617.13),; the State shall pay the award to Fox in two (2) annual installments as follows: Fifty Thousand Dollars (\$50,000.00) in year one (1) and Twenty-Five Thousand Six-Hundred Seventeen

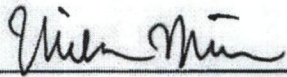
Dollars and Thirteen Cents (\$25,617.13) in year two (2) as full and final settlement of all claims against the State regarding the incarceration for which Fox shall receive compensation. As directed by Miss. Code Ann. § 11-44-7(2)(b), an additional Seven Thousand Five-Hundred Sixty-One Dollars and Seventy-One Cents (\$7,561.71) (10% of the total compensation paid to Fox) in attorney's fees is to be paid to counsel for Fox. The Seven Thousand Five-Hundred Sixty-One Dollars and Seventy-One Cents (\$7,561.71) in attorney's fees shall not be deducted from the compensation paid to Fox. Pursuant to Miss. Code Ann. § 11-44-7(3)(b), the award shall not be subject to any taxes, except that those portions of the judgment awarded as attorney's fees for bringing a claim shall be taxable as income to the attorney. Prior to receipt of the funds, the Fox must sign a release from all claims against the State regarding the incarceration for which this compensation is awarded.

This the Th 18 day of April 2024.

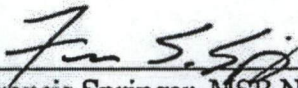
John Dondzick (S. J. D.)
CIRCUIT COURT JUDGE

588722

AGREED AS TO FORM AND SUBSTANCE:



Douglas T. Miracle, MSB No. 9648
Assistant Attorney General
Wilson Minor, MSB No. 102663
Special Assistant Attorney General
Counsel for the Defendant, State of Mississippi



Francis Springer, MSB No. 103974
Counsel for the Plaintiff, Anthony Gerald Fox