



### **Novack and Macey Obtains Arbitration Victory**

January 29, 2010—

Novack and Macey LLP partners Eric Macey and Courtney Tedrowe obtained judgment confirming an \$8 million arbitration award in the Circuit Court of Cook County for the Trust of Gerard M. Kenny against Kenny Industries, Inc. This case began in 2005, when Gerard Kenny, the Trustee for the Trust, was ousted from his positions at Kenny Construction Company, and removed from his positions with other family companies, by certain of his siblings. This ouster, however, triggered Kenny Industries' obligation to purchase the Trust's shares of Kenny Industries stock. Kenny Industries delayed in making an offer to purchase the Trust's shares. Then, when an offer was finally made, Mr. Kenny was informed that Kenny Industries would not pay anything for the Trust's shares. The Trust immediately took Kenny Industries to arbitration. Following a weeklong trial, the arbitrator awarded the Trust \$8 million, including interest.