VIL. 21 16.1237

VOL 21 PAGES

duly filed an Answer and Cross Claim seeking foreclosure of its mechanic's lien and a deficiency judgment against the Defendants, Thomas A. Korbutt and Carol I. Korbutt, in the event that the sale of the subject property fails to produce sufficient proceeds to fully satisfy the claims of this Defendant. Further, this Defendant orally made a motion before the Court at the reference requesting that a deficiency judgment also be granted against the Defendant, Dave W. Awde, individually and d/b/a Passive Solar Group of Greenville/Audae Homes in the event the sale of the subject property fails to produce sufficient proceeds to fully satisfy the claims of this Defendant. None of the parties to this action objected to this motion. Accordingly, I find that the Defendant, Powell Drywall Company, is also entitled to a deficiency judgment against the Defendant, Dave W. Awde, individually and d/b/a Passive Solar Group of Greenville/Audae Homes in this action.

9. I find from the testimony of the Defendant, Thomas A. Korbutt and the Defendant, Dave W. Awde, that Thomas A. Korbutt and Carol I. Korbutt entered into a construction contract with Dave W. Awde, individually and d/b/a Passive Solar Group of Greenville/Audae Homes on April 6, 1987 for the construction of a residence on the real estate more specifically described in the Plaintiff's Complaint. The contract called for a construction price of One Hundred Twenty-One Thouand Bight Hundred (\$121,800.00) Dollars. I find that the Defendants, Thomas A. Korbutt and Carol I. Korbutt, paid the sum of One Hundred Thirty Three Thousand Two Hundred Thirteen (\$133,213.00) Dollars as





