

United States Bankruptcy Court

FEB 04 1991

For the NORTHERN District of IOWA

BARBARA A. EVERLY, CLERK

IN RE: CARGO, INC.,
Debtor.

Chapter 7

Case No. X90-00200S

WIL FORKER, Trustee, Plaintiff

v. SUPERIOR AVIATION, Defendant

Adversary Proceeding No. X90-0208S

JUDGMENT

This proceeding having come on for trial or hearing before the court, the Honorable William L. Edmonds, United States Bankruptcy Judge, presiding, and the issues having been duly tried or heard and a decision having been rendered,

[OR]

The issues of this proceeding having been duly considered by the Honorable William L. Edmonds, United States Bankruptcy Judge, and a decision having been reached without trial or hearing,

IT IS ORDERED AND ADJUDGED:

that Wil Forker, trustee, recover from Superior Aviation the sum of \$12,643.37. Costs are taxed against the defendant.

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copies mailed with order
on 2/4/91, *dm*

BARBARA A. EVERLY

Clerk of Bankruptcy Court

[Seal of the U.S. Bankruptcy Court]

2-4-91

By: *Lavis McElroy*

UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF IOWA
WESTERN DIVISION

FILED
U.S. BANKRUPTCY COURT S.C.
NORTHERN DISTRICT OF IOWA

FEB 04 1991

BARBARA A. EVERLY, CLERK

IN RE:

CARGO, INC.,)	Chapter 7
)	
Debtor.)	Bankruptcy No. X90-00200S

WIL FORKER, Trustee,)	
)	
Plaintiff,)	Adversary No. X90-0208S
)	
vs.)	
)	
SUPERIOR AVIATION,)	
)	
Defendant.)	

ORDER RE: MOTION FOR DEFAULT JUDGMENT

This matter is before the court on plaintiff's motion for default judgment. The court has examined the file and finds that this adversary proceeding was filed on October 11, 1990. According to certification of service on file, plaintiff served the defendant in accordance with Fed.R.Bankr.P. 7004 on October 15, 1990. Time for answer has passed, and defendant has neither answered nor responded to the complaint. Supporting his motion for default judgment, the trustee has filed an affidavit of identification and affidavit regarding military service and an affidavit as to the amount due. The court finds that the defendant is in default for failure to answer. The court further finds that allegations of plaintiff are true for defendant's failure to answer and that plaintiff is entitled to the relief requested in his complaint. Accordingly,

IT IS ORDERED that judgment by default should enter in favor of the plaintiff and against the defendant that Wil Forker, trustee, recover from Superior Aviation the sum of \$12,643.37. Costs are taxed against the defendant.

SO ORDERED ON THIS 1st DAY OF FEBRUARY, 1991.



William L. Edmonds, Bankruptcy Judge

cc: Donald H. Molstad,
Atty. for Plaintiff
Superior Aviation
U. S. Trustee
on 2/4/91, *Jm*