

# United States Bankruptcy Court

JUL 26 1991

For the NORTHERN District of IOWA BY BARBARA A. EVERLY, CLERK

IN RE:

RICK E. RICKARD,  
  
Debtor.

}

Case No. Chapter 7  
L-90-02016C

## JUDGMENT

This proceeding having come on for trial or hearing before the court, the Honorable Michael J. Melloy, 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 Michael J. Melloy, United States Bankruptcy Judge, and a decision having been reached without trial or hearing.

IT IS ORDERED AND ADJUDGED: that Readers Digest is found to be in violation of the discharge injunction entered pursuant to § 524 of the Bankruptcy Code. Accordingly, Readers Digest is found to be in contempt of this Court.

IT IS FURTHER ORDERED that as a sanction for Readers Digest's contempt, the debtor shall be awarded judgment against Readers Digest in the sum of \$85.

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BARBARA A. EVERLY  
Clerk of Bankruptcy Court

[Seal of the U.S. Bankruptcy Court]

Date of issuance: 7-26-91

By: Michael A. Melloy  
Debtor's Clerk



efforts did cease. Readers Digest then wrote a letter apologizing for its past conduct and indicated that no future collection activities would occur. The debtor's attorney indicated that the debtor is now satisfied that all collection activities will cease, however, the debtor does request that Readers Digest be sanctioned for its past conduct and that he be awarded attorney's fees for one hour of services at \$85 per hour.

At the conclusion of the hearing, the Court found that there had been a violation of the discharge injunction. Readers Digest had notice of the discharge and had received repeated requests from debtor's attorney to discontinue collection activities. The Court also found that the request of sanction for one hour of legal time at \$85 per hour is reasonable.

IT IS THEREFORE ORDERED that Readers Digest is found to be in violation of the discharge injunction entered pursuant to § 524 of the Bankruptcy Code. Accordingly, Readers Digest is found to be in contempt of this Court.

IT IS FURTHER ORDERED that as a sanction for Readers Digest's contempt, the debtor shall be awarded judgment against Readers Digest in the sum of \$85. Judgment shall enter accordingly.

DONE AND ORDERED this 26<sup>th</sup> day of July, 1991.

  
MICHAEL S. MELLOTT  
Chief Bankruptcy Judge

Copies to: (w/ Judgment)  
Debtor;  
Leslie E. Stokke,  
Atty for Debtor;  
Readers Digest:  
U.S. Trustee;  
this July 26, 1991  
*Marcus W. Stokke*  
Deputy Clerk  
P.O. Box 74890  
Cedar Rapids, Iowa 52407