

# UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF IOWA

IN RE:

LEE EARL LARSCHIED,

CHAPTER 7  
BANKRUPTCY NO. 93-51681XS

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

Debtor

HIGH PLAIN TELECOMMUNICATIONS,  
INC.,

JUN 28 1993

Plaintiff

BARBARA A. EVERLY, CLERK

vs.

ADVERSARY PROCEEDING NO. 93-5086XS

LEE EARL LARSCHIED,

Defendant

## JUDGMENT

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

[OR]

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

**IT IS ORDERED AND ADJUDGED:** that judgment is entered against the defendant, Lee Larscheid, in the sum of \$100,000.00 together with interest thereon at the rate of 10% per annum from and after February 22, 1990 as well as for the costs of this action because of the defendant having obtained money by false pretenses, false representations or actual fraud from plaintiff.

Defendant shall be entitled to satisfy the judgment herein by payment to plaintiff, timely made, as follows:

- (a) \$1,666.67 or more on the date of entry of this judgment;
- (b) \$1,666.67 or more within nine months of the entry of this judgment;
- (c) \$1,666.66 within eighteen months of the entry of this judgment.

A partial satisfaction of this judgment shall be filed with the clerk of this court each time payment is made thereon as above provided with a full satisfaction on completion of such payments. If, and only if, the entire balance of the judgment entered herein is paid timely in the sum of \$5,000.00 complete satisfaction will be filed by the plaintiff. If defendant misses one or more payments, the entire balance of \$100,000.00, less payments made prior thereto, will be fully due and owing, together with interest and costs.

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Court Seal

*copies mailed with order  
6/28/93 BS*

BARBARA A. EVERLY  
Clerk, Bankruptcy Court

By: *Anna Slaya*  
Deputy Clerk

Date of issuance: 6-28-93

WJG, III:5-18-93

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF IOWA  
WESTERN DIVISION

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

JUN 28 1993

BARBARA A. EVERLY, CLERK

IN RE: : No: ~~92~~-51681XS  
93

LEE EARL LARSCHEID, :

DEBTOR. :

----- :

HIGH PLAINS TELECOMMUNICATIONS, : Add. No: 93-5086XS  
INC., :

PLAINTIFF, :

JUDGMENT

VS. :

LEE EARL LARSCHEID, :

DEFENDANT. :

NOW, ~~May~~ June 21, 1993, the parties advise the court they

have reached agreement as to the entry of judgment against the defendant, subject to the court's approval. Further they agree the facts recited in the complaint exhibited to the court are substantially true and that trial to the court or to a jury would, in all probability, result in entry of judgment against defendant. They also agree there is a possibility the judgment would not be collectible and even that a judgment could result in a defense verdict. As a result they have also agreed for a reduced amount to be paid in order to satisfy the judgment, if such delayed payments be timely made. The court having perused the proposed judgment and heard statements of counsel finds its terms to be fair and equitable and it should be entered as proposed by counsel for the parties.

IT IS THEREFORE ORDERED as follows:

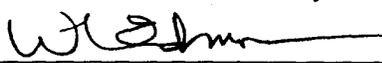
1. Judgment be entered against the defendant, Lee Larscheid, in the sum of \$100,000.00 together with interest thereon at the rate of 10% per annum from and after February 22, 1990, as well as for the costs of this action because of the defendant having obtained money by false pretenses, false representations or actual fraud from plaintiff.

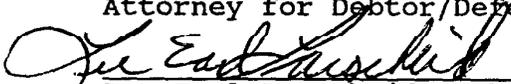
2. Defendant shall be entitled to satisfy the judgment herein by payment to plaintiff, TIMELY MADE, as follows:

- a. \$1,666.67 or more on the date of entry of this judgment;
- b. \$1,666.67 or more within nine months of the entry of this judgment;
- c. \$1,666.66 within eighteen months of the entry of this judgment.

A partial satisfaction of this judgment shall be filed with the clerk of this court each time payment be made thereon as above provided with a full satisfaction on completion of such payments. If, and only if, the entire balance of the judgment entered herein be paid timely in the sum of \$5,000 as aforesaid, complete satisfaction will be filed by the plaintiff. If, on the other hand, defendant misses one or more payments, the entire balance of \$100,000 less payments made prior thereto, will be fully due and owing, together with interest and costs. *Judgment shall enter*

  
\_\_\_\_\_  
Donald Molstad  
Attorney for Debtor/Defendant

  
\_\_\_\_\_  
Hon. William L. Edmonds  
Bankruptcy Judge

  
\_\_\_\_\_  
Lee Earl Larscheid, Debtor/Defendant

  
\_\_\_\_\_  
W. J. Giles, III, Attorney for  
Plaintiff

WJG, III:6-28-93

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF IOWA  
WESTERN DIVISION

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

JUL 12 1993

BARBARA A. EVERLY, CLERK

IN RE: : No: 92-51681XS  
LEE EARL LARSCHIED, :  
DEBTOR. :  
----- :  
HIGH PLAIN TELECOMMUNICATIONS, : No: 93-5086XS  
INC., :  
PLAINTIFF, : PARTIAL SATISFACTION  
VS. :  
LEE EARL LARSCHIED, :  
DEFENDANT. :

.....

COMES NOW the plaintiff and partially satisfies the judgment entered in its favor herein against the defendant by acknowledging receipt of check #411 drawn on the Capital Bank of Branson, Missouri, dated June 21, 1993, in the sum of \$1,666.67.



W. J. Giles, III #WO0001852  
722 Frances Bldg.  
505-5th Street  
Sioux City, IA 51101  
(712) 252-4458

Copies to:

U.S. Trustee  
The Center, Suite 675  
425 Second St., S.E., Box 47  
Cedar Rapids, IA 52401

and

James M. Caplinger, Chartered  
823 West 10th  
Topeka, KS 66612-1618  
(913) 23-20495  
ATTORNEY FOR CREDITOR, HIGH  
PLAINS TELECOMMUNICATIONS, INC.

Wil Forker  
505-6th Street, #232  
Sioux City, IA 51101

Donald Molstad  
505-6th Street, #224  
Sioux City, IA 51101

**PROOF OF SERVICE**

The undersigned certifies that the foregoing instrument was served upon all parties to the above cases to each of the attorneys of record herein at their respective addresses disclosed on the

pleadings on July 12 1993  
By:  U.S. Mail  FAX  
 Hand Delivered  Overnight Courier  
 Federal Express  Other

Signature: Lucille A. White

Recorded Vol III  
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Copy handed to  
filing attorney  
on date filed 7/12/93

WJG, III:3-16-94

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF IOWA  
WESTERN DIVISION

U.S. BANKRUPTCY COURT  
MAR 30 1994  
WESTERN DIVISION  
COURT CLERK

IN RE: : No: 92-51681XS  
LEE EARL LARSCHEID, :  
DEBTOR. :  
----- :  
HIGH PLAIN TELECOMMUNICATIONS, : No: 93-5086XS  
INC., :  
PLAINTIFF, :  
VS. : PARTIAL SATISFACTION  
LEE EARL LARSCHEID, :  
DEFENDANT. :

.....

COMES NOW the plaintiff and partially satisfies the judgment entered in its favor herein against the defendant by acknowledging receipt of check #508 drawn on the Capital Bank of Branson, Missouri, dated February 28, 1994, in the sum of \$1,666.67.

W. J. Giles, III #WO0001852  
722 Frances Bldg.  
505-5th Street  
Sioux City, IA 51101  
(712) 252-4458

Copies to:

U.S. Trustee  
The Center, Suite 675  
425 Second St., S.E., Box 47  
Cedar Rapids, IA 52401

and

James M. Caplinger, Chartered  
823 West 10th  
Topeka, KS 66612-1618  
(913) 23-20495  
ATTORNEY FOR CREDITOR, HIGH  
PLAINS TELECOMMUNICATIONS, INC.

Wil Forker  
505-6th Street, #232  
Sioux City, IA 51101

Donald Molstad  
505-6th Street, #224  
Sioux City, IA 51101

PROOF OF SERVICE

The undersigned certifies that the foregoing instrument was served upon all parties to the above cause to each of the attorneys of record herein at their respective addresses disclosed on the pleadings on MARCH 30, 1994

By:  U.S. Mail  FAX  
 Hand Delivered  Overnight Courier  
 Federal Express  Other:

Signature Lucille A. White

Recorded: Vol 14

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Copy handed to  
filing attorney  
on date 3/30/94

WJG, III:12-22-94

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF IOWA  
WESTERN DIVISION

FILED  
U.S. BANKRUPTCY COURT  
NORTHERN DISTRICT OF IOWA

IN RE: : No: 92-51681XS  
LEE EARL LARSCHIED, :  
DEBTOR. :

FEB - 3 1995

BARBARA A. EVERLY, CLERK

----- :  
HIGH PLAINSTELECOMMUNICATIONS, : No: 93-5086XS  
INC., :  
PLAINTIFF, :  
VS. : SATISFACTION  
LEE EARL LARSCHIED, :  
DEFENDANT. :

.....

COMES NOW the plaintiff and satisfies the judgment entered in its favor herein against the defendant by acknowledging receipt of check #599 drawn on the Capital Bank of Branson, Missouri, dated December 15, 1994, in the sum of \$1,666.67.

W. J. Giles, III #W00001852  
722 Frances Bldg.  
505-5th Street  
Sioux City, IA 51101  
(712) 252-4458

Copies to:

U.S. Trustee  
Law Bldg., #400  
225-2nd Street, S.E.  
Cedar Rapids, IA 52401

and

James M. Caplinger, Chartered  
823 West 10th  
Topeka, KS 66612-1618  
(913) 23-20495  
ATTORNEY FOR CREDITOR, HIGH  
PLAINS TELECOMMUNICATIONS, INC.

Wil Forker  
505-6th Street, #232  
Sioux City, IA 51101

Donald Molstad  
505-6th Street, #224  
Sioux City, IA 51101

PROOF OF SERVICE

The undersigned certifies that the foregoing instrument was served upon all parties to the above cause to each of the attorneys of record herein at their respective addresses disclosed on the pleadings on FEB. 2 19 95

By:  O.S. Mail  FAX  
 Hand Delivered  Overnight Courier  
 Federal Express  Other:

Signature Lucille A. White

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