

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA
WESTERN DIVISION

JUL 13 1995

BARBARA A. EVERLY, CLERK

In re:

PHILLIP E. SULLIVAN and)
CONNIE J. SULLIVAN,)
)
Debtors.)
-----)

Chapter 7

Bankruptcy No. L92-00021C

CONNIE J. SULLIVAN,)
)
Plaintiff,)

vs.)

U.S. DEPARTMENT OF EDUCATION,)
IOWA STUDENT LOAN LIQUIDITY)
CORPORATION, and EDUCATION)
ASSISTANCE CORPORATION,)

Adversary No. 94-5159XS

Defendants,)

and)

IOWA COLLEGE STUDENT AID)
COMMISSION,)

Intervener.)

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JUDGMENT

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 the complaint of plaintiff Connie J. Sullivan is dismissed.

IT IS FURTHER ORDERED AND ADJUDGED: that judgment in favor of intervener ICSAC is entered against plaintiff Connie J. Sullivan in the sum of \$5,522.35, plus interest at 7 percent per annum from March 3, 1995. No execution shall issue upon this judgment during the period which the plaintiff faithfully pays directly to the intervener ICSAC the sum of \$100.00 per month commencing June 15, 1995 (10-day grace period), and continuing thereafter on the fifteenth day of each month until the entire principal balance,

plus accrued interest, have been paid in full. Proof of default by the plaintiff shall be made by the filing of an affidavit by the intervener as to the defaults of the plaintiff, specifying them, and upon the filing of such an affidavit of default, execution may issue at any time, without further notice, upon the request of the intervener.

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BARBARA A. EVERLY
Clerk of Bankruptcy Court

By: *Lanis Slayh*
Deputy Clerk



[Seal of the U.S. Bankruptcy Court]

Date of Issuance: July 13, 1995

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

JUL 13 1995

BARBARA A. EVERLY, CLERK

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IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF IOWA

RECEIVED

U.S. ATTORNEY
SIOUX CITY, IOWA

IN RE:

*

PHILLIP E. SULLIVAN, and
CONNIE J. SULLIVAN,

* Bankruptcy No. L-92-00021-C

'95 JUN -5 A8:22

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Debtors.

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CONNIE J. SULLIVAN,

*

*

Plaintiff,

*

*

*

Adversary No. 94-5159XS

vs.

*

*

U.S. DEPARTMENT OF EDUCATION,
IOWA STUDENT LOAN LIQUIDITY
CORPORATION, and EDUCATION
ASSISTANCE CORPORATION,

*

*

*

*

Defendants,

*

*

*

and

*

IOWA COLLEGE STUDENT
AID COMMISSION,

* AMENDED ORDER ALLOWING

* DISMISSAL OF COMPLAINT

* AND GRANTING COUNTERCLAIM

Intervener.

* JUDGMENT TO INTERVENER

*

This matter came on for pretrial scheduling conference on
January 6, 1995. Appearing on behalf of plaintiff Connie J.
Sullivan was attorney Alvin J. Ford. Appearing on behalf of
intervener Iowa College Student Aid Commission (ICSAC) was James

S. Wisby, Assistant Attorney General. Appearing on behalf of the U.S. Department of Education (USDE) was Michael Hobart, Assistant United States Attorney. Defendant Iowa Student Loan Liquidity Corporation entered no appearance -- the record shows its interest in the proceedings was assigned to intervener ICSAC. Defendant Education Assistance Corporation (EAC) also entered no appearance and has not filed an answer. The Court acknowledges EAC has approved the form and content of this Amended Order.

Counsel for plaintiff now requests permission to dismiss plaintiff's Complaint as to all defendants and intervener. Counsel for intervener ICSAC and defendants USDE and EAC have no objection to the dismissal, and counsel for intervener has filed an appropriate motion for entry of counterclaim judgment.

IT IS THEREFORE ORDERED that the Complaint herein of plaintiff Connie J. Sullivan is dismissed.

IT IS FURTHER ORDERED that judgment in favor of intervener ICSAC be entered against plaintiff Connie J. Sullivan in the sum of \$5,522.35, plus interest at 7 percent per annum from March 3, 1995. No execution shall issue upon this judgment during the period which the plaintiff faithfully pays directly to the intervener ICSAC the sum of \$100.00 per month commencing June 15, 1995, (10 day grace period), and continuing thereafter on the fifteenth day of each month until the entire principal balance, plus accrued interest have been paid in full. Proof of default by the plaintiff shall be made by the filing of an affidavit by the intervener herein as to the defaults of the plaintiff, specifying them, and upon the filing of such an affidavit of

default, execution may issue at any time, without further notice,
upon the request of the intervener.

Judgment shall enter accordingly

ORDERED: This 13th day of July, 1995.

WLE
WILLIAM L. EDMONDS, Chief Judge

Approved as to form and content:

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Rebecca J. Anderson
REBECCA J. ANDERSON
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AUTHORIZED REPRESENTATIVE
OF DEFENDANT EAC

Copies to:

Alvin J. Ford
Attorney for Plaintiff

James S. Wisby
Attorney for Intervener

Michael Hobart
Attorney for Defendant USDE

Rebecca Anderson
Authorized Representative of Defendant EAC

U.S. Trustee
(on 7/13/95, 1s)
(with judgment)