

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA

In re: CHAPTER 7
Case No.
Barbara S. Blattner
Debtor 95-10899KC
Max E. Blattner
Plaintiff

FILED
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA
FEB 28 1996
BARBARA A. EVERLY, CLERK

v.
Barbara S. Blattner
Defendant Adversary Proceeding No.
95-1134KC

JUDGMENT

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

IT IS ORDERED AND ADJUDGED: The debt of \$11,000 referred to in Paragraph 15 of the Decree of Dissolution of Marriage is found to be non-dischargeable together with all interest and costs thereon.

IT IS FURTHER ORDERED: That the value of the car sold by defendant, which the State District Court found to be \$1,250 in Paragraph 8 of the Dissolution Decree, is non-dischargeable pursuant to 11 U.S.C. Section 523(a)(5) and Section 523(a)(15).

WHEREFORE, Judgment is entered for plaintiff and against defendant herein for the sum of \$12,250 as a non-dischargeable judgment against the defendant. IT IS FURTHER ORDERED that all court costs are assessed to the defendant.



BARBARA A. EVERLY
Clerk of Bankruptcy Court

By: *Messiah A. Holay*
Deputy Clerk

[Seal of the U.S. Bankruptcy Court]
Date of Issuance: February 28, 1996

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NORTHERN DISTRICT OF IOWA

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA

FEB 28 1996

IN RE:)	
)	Case No. 95-10899KC
BARBARA S. BLATTNER,)	
Debtor,)	Chapter 7
-----)	
MAX E. BLATTNER,)	Adversary No. 95-1134KC
Plaintiff,)	
vs.)	ORDER RE: MOTION
)	FOR ENTRY OF
BARBARA S. BLATTNER,)	DEFAULT JUDGMENT
Defendant.)	

BARBARA A. EVERLY CLERK

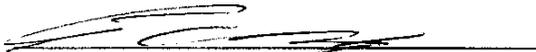
The Court having been presented with the Plaintiff's Motion for Entry of Default Judgment finds that the Defendant was served in the matter prescribed by the Federal Rules of Civil Procedure and Federal Rules of Bankruptcy Procedure. THE COURT FURTHER FINDS that the Defendant has failed to move or plead within the time allowed by the Federal Rules of Bankruptcy Procedure. THE COURT FURTHER FINDS that on February 23, 1996, the representation was made by the Defendant's bankruptcy counsel, Mr. Steven Howe, that no defense existed to the action and the Defendant would not be resisting entry of a default judgment. In light of the foregoing, the Court not concludes that a default judgment should be entered against the Defendant herein.

WHEREFORE, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the debt of \$11,000 referred to in Paragraph 15 of the Decree of Dissolution of Marriage is found to be non-dischargeable pursuant to 11 U.S.C. §523(a)(5) and §523(a)(15) together with all interest and costs thereon as set forth in the Decree of Dissolution of Marriage.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the value of the car sold by the Defendant, which the State District Court found to be \$1,250.00 in Paragraph 8 of the Decree of Dissolution of Marriage, is a non-dischargeable debt pursuant to 11 U.S.C. §523(a)(5) and §523(a)(15).

WHEREFORE, this Court enters judgment against the Defendant herein for the sum of \$12,250.00 as a non-dischargeable judgment against the Defendant herein. IT IS FURTHER ORDERED that all Court costs are assessed to the Defendant.

DATED this 28 day of Feb, 1996.



Judge Paul J. Kilburg, Bankruptcy Judge
Northern District of Iowa

Order Prepared by:
Joseph A. Peiffer 7676

Notice sent to: *WJ Judgment*

Steven E. Howes
4089 21st Avenue SW, Suite 112
Cedar Rapids, IA 52404

Linda E. Merritt
PO Box 10585
Cedar Rapids, IA 52410-0585

US Trustee - CR
Law Building Suite 400
225 2nd Street SE
Cedar Rapids, IA 52401

Barbara S. Blattner
450 Lantern Court
Marion, IA 52302

2-28-96
my

B 263
(1/88)

United States Bankruptcy Court

MAR 25 1996

NORTHERN District of IOWA

BARBARA A. EVERLY, CLERK

In re
Barbara S. Blattner

Bankruptcy Case No. 95-10899KC
Chapter 7

Debtor

Max E. Blattner

Plaintiff

Adversary Proceeding No. 95-1134KC

Barbara S. Blattner

Defendant

BILL OF COSTS

Notice is given that the following Bill of Costs will be presented to the bankruptcy clerk at the following place and time:

Address 800 The Center, 425 Second St. SE P. O. Box 74890 Cedar Rapids, IA 52407	Room 800
	Date and Time 4/5/96 11:00 a.m.

Judgment was entered in the above entitled action on 2/28/96 against Barbara S. Blattner
(date) (date)

The clerk of the bankruptcy court is requested to tax the following as costs:

Fees of the clerk	\$ 120.00
Fees for service of summons and complaint	\$ 2.52
Fees of the court reporter for any and all part of the transcript necessarily obtained for use in the case	\$ 0.00
Fees and disbursements for printing	\$ 0.00
Fees for witnesses (itemized on reverse)	\$ 0.00
Fees for exemplifications and copies of papers necessarily obtained for use in this case	\$ 0.00
Docket fees under 28 U.S.C. § 1923	\$ 0.00
Costs incident to taking of depositions	\$ 0.00
Costs as shown on Mandate of appellate court	\$ 0.00
Other costs [Please itemize]	\$ 0.00
	\$
	\$
	\$
TOTAL	\$ 122.52

DECLARATION

I, attorney for Max E. Blattner declare under penalties of perjury that the
(name of party)
foregoing costs are correct and were necessarily incurred in this action, that the services for which fees have been charged were actually and necessarily performed, and that a copy of this Bill of Costs was mailed this day with postage fully prepaid to:

Name and Address of Judgment Debtor
Barbara S. Blattner
450 Lantern Court
Marion, Iowa 52302

3/21/96
Date

Joseph Peiffer 7676
Signature of Attorney

COSTS ARE TAXED IN THE FOLLOWING AMOUNT AND INCLUDED IN THE JUDGMENT: 122.52

Barbara A. Everly
Clerk of the Bankruptcy Court

April 5, 1996
Date

By: _____
Deputy Clerk

Checked: [Signature]
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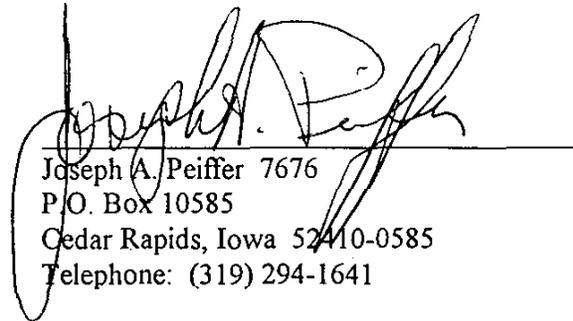
copy to: Joseph Peiffer, Steve Howes, Barbara Blattner, U.S. Trustee this April 5, 1996
Deputy Clerk, U.S. Bankruptcy Court

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF IOWA

IN RE:)) BARBARA S. BLATTNER,) Debtor,) -----) MAX E. BLATTNER,) Plaintiff,) vs.) BARBARA S. BLATTNER,) Defendant.)	Case No. 95-10899KC Chapter 7 Adversary No. 95-1134KC AFFIDAVIT OF NON MILITARY STATUS
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I, the undersigned, being first duly sworn, on oath state that I am the attorney for defendant in the above captioned matter and I hereby state that Max E. Blattner resides at 11217 South Eastern, Kansas City, Missouri 64134 and that he is not a member of the Military Forces of the United States Government, and to the best of my knowledge is not under any legal disability or prisoner in any reformatory or penitentiary.

Dated this 26 day of February, 1966.



 Joseph A. Peiffer 7676
 P.O. Box 10585
 Cedar Rapids, Iowa 52410-0585
 Telephone: (319) 294-1641

STATE OF IOWA)
) ss.
 COUNTY OF LINN)

On this 26th day of February, 1966, before me, the undersigned, a Notary Public in and for said County and said State, personally appeared Joseph A. Peiffer, to me known to be the identical person named in and who executed the foregoing Affidavit and acknowledged that he executed the same as his voluntary act and deed.



 Notary Public in the State of Iowa



