

2/10/85

IN THE UNITED STATES BANKRUPTCY COURT FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

In the Matter of
DAVID C. HOLLAND f/d/b/a :
SUN HOMES, INC., f/d/b/a :
ARLINGTON INVESTMENTS, INC., :
Debtor. :
HOMERAFTERS WAREHOUSE, INC., :
Plaintiff, :
V. :
DAVID C. HOLLAND, et al., :
Defendant. :

CASE NO. 85-01117

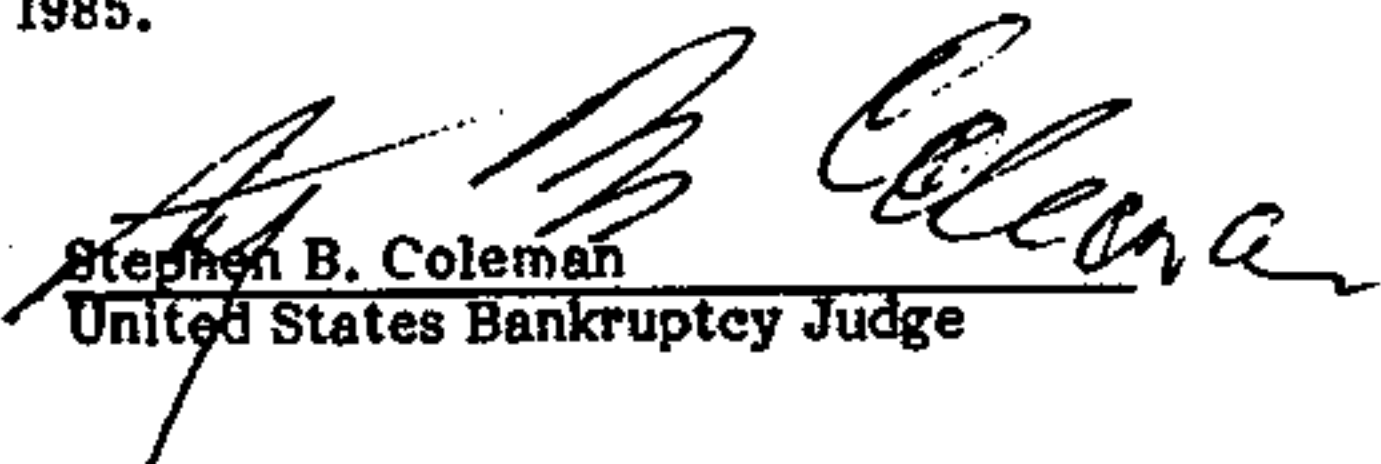
AP No. 85-0318

ORDER

This matter coming on for hearing on the complaint of Homecrafters Warehouse, Inc., for a determination that its debt is non-dischargeable, based on a false financial statement given by the debtor to the creditor, and this matter having been set for hearing from time to time, and now coming on for a final hearing and on the appearance of the attorneys listed below and on the testimony offered, and by agreement of the parties,

IT IS FOUND, DETERMINED AND ORDERED that the debt of Homecrafters Warehouse, Inc., the plaintiff, shall be a non-dischargeable debt to the extent of Twenty Thousand Dollars (\$20,000.00), which shall be excepted from the discharge, if one is granted in this case, and the said creditor is free to proceed against the defendant for the full enforcement and collection of its debt as if bankruptcy had not intervened to the extent of Twenty Thousand Dollars (\$20,000.00).

Dated this the 29th day of October, 1985.


Stephen B. Coleman
United States Bankruptcy Judge

SBC/ltn
xc: Debtor
John E. Medaris, Esquire
James G. Henderson, Esquire
George Ritchey, Esquire
Jack Rivers, Esquire, U.S. Trustee

JOHN E. MEDARIS
ATTORNEY AT LAW
SHELBY MEDICAL CENTER
SUITE 205
P. O. BOX 766
ALABASTER, ALABAMA 35007

BOOK 244 PAGE 917

RECORDED IN JUDGE'S OFFICE
AS HRC judgment

UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

In the Matter of:

DAVID C. HOLLAND a/k/a DAVID CARL
HOLLAND, f/d/b/a SUN HOMES, INC., f/d/b/a
ARLINGTON INVESTMENTS, INC., f/d/b/a
DAVID C. HOLLAND, C.P.A., Debtor.

Case Number 85-01117

SS#

SS#

DISCHARGE OF DEBTOR

It appearing that the person(s) named above (has) (~~have~~) filed a petition commencing a case under Title 11, United States Code on February 21, 1985, that an Order for Relief was entered under Chapter 7 and that no complaint objecting to the discharge of the debtor(s) was filed within the time fixed by the Court (or that a complaint objecting to the discharge of the debtor(s) was filed, and after due notice and hearing, was not sustained),

IT IS ORDERED that:

1. The above named debtor(s) (is) (~~are~~) released from all dischargeable debts, except: Debt of Homecrafters Warehouse, Inc. in the sum of \$20,000.00 as set forth in Court's Order of October 29, 1985, in AP 85-0318, and debt of Adamson Leasing, Inc. in the sum of \$13,800.72 as set forth in Court's Order of January 13, 1986, in AP 85-0336.

2. Any judgment heretofore or hereafter obtained in any court other than this court is null and void as a determination of the personal liability of the debtor with respect to any of the following:

- (a) debts dischargeable under 11 U.S.C. Section 523;
- (b) unless heretofore determined by order of this court to be nondischargeable, debts alleged to be excepted from discharge under clauses (2), (4), and (6) of 11 U.S.C. Section 523 (a);
- (c) debts determined by this court to be discharged under 11 U.S.C. Section 523 (d).

3. All creditors whose debts are discharged by this order and all creditors whose judgments are declared null and void by paragraph 2. above are enjoined from commencing, continuing or employing any action, process or act to collect, recover or offset any such debts as a personal liability of the debtor(s), or from property of the debtor(s) whether or not discharge of such debt is waived.

DATED this the 21st day of November, 19 86.

BY THE COURT

89 JUN 30 PM 2:32

JUDGE OF PROBATE

RECORDING FEES

Recording Fee \$ 5.00

Index Fee 2.00

TOTAL 7.00

STEPHEN B. COLEMAN

UNITED STATES BANKRUPTCY JUDGE