

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



20200211000055760 1/3 \$28.00
Shelby Cnty Judge of Probate, AL
02/11/2020 09:39:02 AM FILED/CERT

In the Matter of:

Birmingham Realty Company, Inc.

Plaintiff (s)

vs.

Steven L. Russell

Defendant(s)

Case No. 17-04803-DSC-7

AP No. 18-00221-DSC

CERTIFICATE OF JUDGMENT

I, Joseph E. Bulgarella, Clerk of the United States Bankruptcy Court for the Northern District of Alabama, do hereby certify that on February 7, 2019, a Judgment was rendered in the United States Bankruptcy Court for the Northern District of Alabama, Southern Division in the above-styled cause wherein it was **ORDERED** by the Court that:

Birmingham Realty Company, Inc. obtained a Judgment against Steven L. Russell without waiver of exemptions for the sum of one hundred fifteen thousand seventy and two (\$115,070.02) and interest at the rate of 2.55% per annum from date of said Judgment.

Steven D Altmann is the Attorney of Record for Plaintiff, Birmingham Realty Company, Inc. in said cause.

Given under my hand and seal of this Court on February 4, 2020.

Joseph E. Bulgarella, Clerk
United States Bankruptcy Court

By: 
Lynn Stubblefield
Deputy Clerk





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

IN RE:)
)
STEVEN L. RUSSELL,) CASE NO. BK 17-04803-DSC
)
DEBTOR.) CHAPTER 7

BIRMINGHAM REALTY COMPANY, INC.,)
)
PLAINTIFF,)
)
vs.) AP NO. 18-00221-DSC
)
STEVEN L. RUSSELL,)
)
DEFENDANT.)

JUDGMENT

In accordance with the Order (AP Doc. No. 19) granting the Motion for Default Judgment filed by Birmingham Realty Company, Inc. (the "Plaintiff"), against Steven L. Russell (the "Defendant") as to the Complaint to Determine Dischargeability of Debt under 11 U.S.C. §523(a)(2)(B) ("Complaint"), it is hereby **ORDERED, ADJUDGED, and DECREED** as follows:

A. The Clerk of Court entered the Defendant's default on December 14, 2018 (AP Doc No. 12) for failure to plead or otherwise defend the Plaintiff's complaint.

B. This Court held a hearing on the Plaintiff's Motion for Default Judgment on January 30, 2019 and the Plaintiff presented evidence by documents and testimony sufficient to establish the truth of the allegations contained in the complaint pursuant to Federal Rule of Civil Procedure 55(b)(2)(C).

C. Now therefore, a FINAL JUDGMENT is entered in favor of the Plaintiff and

against the Defendant in the amount of \$115,070.02;

D. The amount of this judgment shall be NONDISCHARGEABLE pursuant to 11 U.S.C. §523(a)(2)(B), and this debt is excepted from discharge in the Defendant's underlying bankruptcy case and any other case he may file under the Bankruptcy Code;

E. Interest shall accrue on the judgment at the rate set forth in 28 U.S.C. §1961 from the date of entry hereof;

F. This judgment is entered pursuant to Rule 7058 of the Federal Rules of Bankruptcy Procedure; and

G. Upon the expiration of 14 days after the entry of the judgment, the Clerk of Court is directed to close this adversary proceeding.

Dated: February 7, 2019

/s/ D. Sims Crawford
D. SIMS CRAWFORD
United States Bankruptcy Judge



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