

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF FLORIDA
TALLAHASSEE DIVISION
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IN RE: CASE NO.: 17-40185-KKS

CAMPBELLTON-GRACEVILLE Chapter 11
HOSPITAL CORPORATION,

Debtor.

MARSHALL GLADE, Liquidating Trustee,

Plaintiff,

v. Adv. No. 19-04017-KKS

ECLIPSE TOXICOLOGY, LTD.,

Defendant.

**DEFAULT FINAL JUDGMENT AGAINST
ECLIPSE TOXICOLOGY, LTD.**

THIS MATTER came before the Court upon the *Plaintiff's Motion for Entry of Default Final Judgment Against Eclipse Toxicology, Ltd.* (the "Motion") [ECF No. 27] filed by Plaintiff, Marshall Glade, Liquidating Trustee of the Campbellton-Graceville Hospital Liquidating Trust ("Plaintiff"), pursuant to Fed. R. Civ. P. 55, made applicable by Fed. R. Bankr. P. 7055, and the *Order Granting Plaintiff's Motion for Entry of Default Final Judgment against Defendant Eclipse Toxicology, Ltd.* [ECF No. 31] (the "Order"). The Court, having considered the Motion, the Order, and the *Declaration of Marshall Glade, in Support of Plaintiff's Motion for*

Entry of Default Final Judgment Against Defendant, Eclipse Toxicology, Ltd., attached to the Motion as Exhibit “A”, the Court will enter default final judgment. The Court further finds that the Defendant, Eclipse Toxicology, Ltd. was duly served with the *Complaint to Avoid and Recover Fraudulent Transfers* [ECF No. 1] via first class, U.S. Mail to Eclipse Toxicology, Ltd., Attn.: CT Corporation System, Registered Agent, 1200 South Pine Island Road, Plantation, FL 33324 and Eclipse Toxicology, Ltd., c/o Eclipse Lab Management, LLC, General Partner, Attn.: Rickey Wyatt, EVP and General Counsel, 1077 Central Parkway South, Suite 300, San Antonio, TX 78232, and that the Clerk of the Court properly entered a Clerk’s Default against Eclipse Toxicology, Ltd. on August 21, 2019 [ECF No. 13]. Accordingly, the Court

ORDERS as follows:

1. A Default Final Judgment is entered in favor of Plaintiff, Marshall Glade, Liquidating Trustee, and against Defendant, Eclipse Toxicology, Ltd. in the amount of \$1,543,712.92, plus post-judgment interest at the applicable federal statutory rate, for which let execution immediately issue.
2. Defendant, Eclipse Toxicology, Ltd., was the initial transferee and/or the entity for whose benefit the prepetition transfers were made, in the amount of \$1,543,712.92 (the “Transfers”) from the Debtor.

3. The Transfers constitute fraudulent transfers under §§ 548(a)(1)(A) and (a)(1)(B) of the Bankruptcy Code, and §§ 726.105(1)(a) and (1)(b) and 726.106(1) of the Florida Statutes.

4. The Transfers are avoided pursuant to §§ 544 and 548 of the Bankruptcy Code, and §§ 726.105 and 726.106 of the Florida Statutes.

5. The Transfers in the amount of \$1,543,712.92 are determined to be property of the Debtor's bankruptcy estate pursuant to § 541 of the Bankruptcy Code.

6. The Plaintiff is entitled, pursuant to § 550(a) of the Bankruptcy Code, to recover the Transfers from Defendant, Eclipse Toxicology, Ltd.

7. The Plaintiff is entitled to prejudgment interest on the Transfers, accruing from the date of the filing of this Adversary Proceeding at the applicable federal statutory rate.

8. The Plaintiff's address is Marshall Glade, GlassRatner Advisory & Capital Group LLC, 3445 Peachtree Road, Suite 1225, Atlanta, GA 30326.

9. The Defendant, Eclipse Toxicology, Ltd.'s last known address is 1077 Central Parkway South, Suite 300, San Antonio, TX 78232.

10. The Court reserves jurisdiction to award the Plaintiff reasonable attorney's fees and costs incurred in enforcing this Default Final Judgment and any further order for post-judgment relief.

DONE AND ORDERED on May 1, 2020.

I HEREBY CERTIFY that this is a true and correct copy of the original on file in the office of the Clerk, United States Bankruptcy Court for the Northern District of Florida.

TRACI ABRAMS, Clerk, Bankruptcy Court

By 
Deputy Clerk



Karen K. Specie
United States Bankruptcy Judge

Submitted by:
Brian G. Rich, Esq.
Berger Singerman LLP
313 North Monroe Street, Suite 301
Tallahassee, Florida 32301
Tel. (850) 561-3010
Fax (850) 561-3013
brich@bergersingerman.com

Copies to:
Brian G. Rich, Esq.
(Attorney Rich is directed to serve a copy of this Order upon interested parties and file a Certificate of Service within 3 business days of entry of the Order).