## IN THE UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF FLORIDA PENSACOLA, FLORIDA

IN RE:

\*

LEISURE TYME RV, INC., \* CASE NO. 09-30419-LMK

\*

Debtor. \* Chapter 7

PEN AIR FEDERAL CREDIT UNION

\*

Plaintiff, \* Adversary Proceeding No. 09-03018

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VS.

LEISURE TYME RV, INC., U.S. BANK
NATIONAL ASSOCIATION, USAA
FINANCIAL ADVISORS, INC.,
and M.T.P. AUTO LEASING &
SERVICES INC.,

\*

Defendants. \*

## **CONSENT JUDGMENT**

The Adversary Complaint in the above-captioned action having been filed on June 11, 2009, and the Defendant Leisure Tyme RV, Inc., having been properly served with the same, and the Plaintiff Pen Air Federal Credit Union having dismissed all other Defendants to this Adversary Complaint, Plaintiff Pen Air Federal Credit Union and Defendant/Debtor Leisure Tyme RV, Inc., now hereby agree that the Court may find: (1) That Defendant Leisure Tyme RV, Inc., failed to properly deliver the funds paid to it by Pen Air Federal Credit Union to the entities holding liens on the RV's made the subject of the Adversary Complaint, and; (2) that as a result of Leisure Tyme RV, Inc.'s actions, Pen Air Federal Credit Union proximately suffered

damages; and the parties having further agreed that the Court shall enter judgment on the foregoing findings, is therefore ORDERED, ADJUDGED and DECREED:

- a) A judgment shall be entered against Leisure Tyme RV, Inc., in the amount of \$241,124.21, representing the amount of money expended by Pen Air Federal Credit Union to acquire valid titles to the RV's made the subject of this Adversary Proceeding, including actual attorneys' fees incurred to date.
- b) Leisure Tyme RV, Inc., shall be required to execute any such documents which they are legally authorized to execute and which are required by Pen Air Federal Credit Union or any state Department of Motor Vehicles in order to properly effectuate the transfer of the RV's made the subject of this Adversary Proceeding.

Dated: December 8, 2009

Magazer A. Mahocley
MARGARET A. MAHONEY
U.S. BANKRUPTCY JUDGE

## /s/Christopher T. Conte

CHRISTOPHER T. CONTE ALABAMA BAR NO. 7094-I72C Attorney for Pen Air Federal Credit Union /s/J. Steven Ford

J. Steven Ford Florida Bar #512869 Attorney for Debtor

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