

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF FLORIDA
PENSACOLA DIVISION**

COMMUNITY BANK OF ELLISVILLE MISSISSIPPI,
PLAINTIFF,

v.

ADVERSARY CASE #: 12-03061-MAM

CHRIS DENDY RUSSELL,
DEFENDANT.

IN RE: CHRIS DENDY RUSSELL
and JACKIE CHRISTINA RUSSELL

BANKRUPTCY CASE #: 12-31178-KKS

STIPULATED FINAL JUDGMENT

THIS CAUSE came before the Court, without hearing, upon the stipulation of the parties hereto to the entry of this Final Judgment. The Court, having reviewed the stipulation, the pleadings, and the record herein, and otherwise duly being advised in the premises, **FINDS** as follows:

1. Creditor/Plaintiff filed its Complaint to Determine Dischargeability of a debt in this action on or about December 3, 2012. Debtor/Defendant filed its Answer and Affirmative Defenses thereto on or about December 27, 2012.


2. The parties have reached a compromise and settlement of the issues encompassed by this litigation in order to fully and finally resolve the within cause of action, and have executed the Stipulation herein below to assert their agreement that the entry of this Stipulated Final Judgment accurately encompasses the compromises and covenants by and between them.

3. That the terms of this stipulated judgment are just and equitable and will fully and finally resolve the within cause of action.

4. That entry of this Stipulated Final Judgment serves as evidence that the position of the Creditor/Plaintiff herein was substantially justified, and accordingly, the Debtor/Defendant herein is not entitled to seek his attorney's fees and costs herein under 11 USC § 523(d), Bankruptcy Code.

It is, therefore, **ORDERED and ADJUDGED**, that Judgment is entered herein for the Creditor/Plaintiff herein, COMMUNITY BANK OF ELLISVILLE, MISSISSIPPI, against the Debtor/Defendant herein, CHRIS DENDY RUSSELL, in the amount of Twenty Thousand and no/100 Dollars (\$20,000.00), which debt shall be non-dischargeable in this action and likewise shall be non-dischargeable in any future bankruptcy action to which Debtor/Defendant may be a party, for which let execution issue forthwith.

Dated: August 2, 2013


MARGARET A. MAHONEY
U.S. BANKRUPTCY JUDGE

STIPULATION

By signature below of their undersigned counsel, Creditor/Plaintiff and Debtor/Defendant herein do hereby stipulate, consent, and agree to the entry of the foregoing Stipulated Final Judgment, in full and final resolution of the within cause of action.

/s/ Shari Thieman Greene
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