

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

In re: ROBERT M. CAPITOLO,
Debtor,

Case No.: : 03-bk-08145-JAF
Chapter 7

_____/

CITIBANK (SOUTH DAKOTA), N.A.,

Plaintiff/Creditor,

Adv. No.: 3:03-ap-00395-JAF

vs.

ROBERT M. CAPITOLO,

Defendant/Debtor.
_____/

FINAL JUDGMENT UPON DEFAULT IN STIPULATION

THIS CAUSE came before the Court in Chambers in Jacksonville, Florida upon the Plaintiff's Motion for Entry of Final Judgment Upon Default in Stipulation. The Court having reviewed the Motion and all accompanying Affidavits, and being otherwise fully advised in the premises, finds that the Defendant, ROBERT M. CAPITOLO, defaulted under the terms of the Stipulation previously filed with this Court and the Plaintiff is entitled to a Final Judgment without further notice or hearing. It is therefore,

ORDERED AND ADJUDGED that:

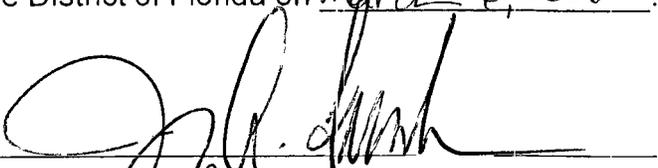
1. Plaintiff, CITIBANK (SOUTH DAKOTA), N.A., whose physical address is 7920 NW 110th Street, Kansas City, Missouri 64153 and whose mailing address is c/o DAVID LLOYD MERRILL, ESQ., P.O. Drawer 24, Stuart, FL 34995, does have and shall recover from the Defendant, ROBERT M. CAPITOLO, whose social security number is 079-34-4417, and whose address is 3727 South Atlantic Avenue, Unit 410, Daytona Beach

RECORDED IN THE US BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION
J.B. VOL. 53 NO. 7181

FL 32118, the principal sum of **\$5,184.00**, together with post-judgment interest at the rate of 11% per annum pursuant to the Stipulation of Settlement, all of for which let execution issue.

2. This Final Judgment is non-dischargeable pursuant to 11 U.S.C. 523(a)(2).
3. The Court reserves jurisdiction as to attorney fees.

DONE AND ORDERED in the Middle District of Florida on March 6, 2006.



Jerry A. Fink
United States Bankruptcy Judge

cc.
David Lloyd Merrill, Esq, P.O. Drawer 24, Stuart, FL 34995
Robert H. Zipperer, Esq., 224 South Beach Street, Suite 202, Daytona Beach FL 32114
ROBERT M. CAPITOLO, 3727 South Atlantic Avenue, Unit 410, Daytona Beach FL 32118
Robert Altman, Trustee, P.O. Box 922, Palatka FL 32178-0922
A.U.S.T. - JAX7, 135 West Central Boulevard, Suite 620, Orlando FL 32801

I certify the foregoing is a true and correct copy of the original.
DONE AND ORDERED at JAX
U.S. BANKRUPTCY COURT
By: Maryel Hodges
Deputy Clerk
Dated: March 7, 2006