

IN THE UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

In re:

JESSICA MORGAN

Case No. 8:05-bk-28193-CPM

Debtor.

ANGELA STATHOPOULOS, as
Chapter 7 Trustee,

Plaintiff,

vs.

Adv. Pro. No.: 8:07-ap-0445-CPM

JESSICA MORGAN, TONY PRAY,
and JANICE PRAY.

Defendants.

FINAL JUDGMENT AGAINST TONY AND JANICE PRAY

The matter under consideration is the entry of a Final Judgment in favor of the Plaintiff, Angela Stathopoulos, as Chapter 7 trustee (“Trustee”), for the bankruptcy estate of Jessica Morgan. (“Debtor”) and against Tony Pray and Janice Pray in accordance with an order approving a settlement agreement between the Trustee and the Prays.

The Court considered the record and finds that the Settlement Order provides that in the event the settlement proceeds and sworn financial statements were not timely provided to the Trustee, a judgment for damages would be entered against the Prays, jointly and severally, for the claims asserted by the Trustee in above-styled Adversary Proceeding. The Settlement Order also provided that nothing contained in the Settlement, the Settlement Motion, the Settlement Order, or this Judgment shall in any in any way alter or affect the nature or characterization of

the debt underlying this Judgment By entering this Judgment, the Court is not making a determination of which of the Trustee's causes of action of the Complaint the Judgment is based and this Judgment shall not prejudice either the Prays or the Trustee on the issue of intent.

The Court further finds that it has expressly directed that a separate final judgment be entered against the Prays pursuant to Rule 7054(b) of the Rules of Bankruptcy Procedure. Therefore, the Court finds that it is appropriate to enter a final judgment in favor of the Trustee and against the Prays. Accordingly, it is

ORDERED and ADJUDGED that:

1. Final Judgment for damages is hereby entered in favor of the Plaintiff, Angela Stathopoulos, as Chapter 7 Trustee and against Tony Pray and Janice Pray, jointly and severally.
2. The address of the Plaintiff, Angela Stathopoulos, as Chapter 7 Trustee, is 39040 U.S. Highway 19 North, Tarpon Springs, Florida 34689.
3. The address of Tony Pray is 18016 Palm Breeze Drive, Tampa, Florida 33647.
4. The address of Janice Pray is 18016 Palm Breeze Drive, Tampa, Florida 33647.
5. Plaintiff, Angela Stathopoulos, as Chapter 7 Trustee, shall recover damages from Tony Pray and Janice Pray, jointly and severally, the principal sum of \$59,906.52, which sum shall bear interest at the federal rate of interest as provided by 28 U.S.C. § 1961(a), for which sum let execution issue. The interest rate for this judgment is 2.33 percent per annum.
6. Nothing contained in the Settlement, the Settlement Motion (Gen. Case Dk. #136), the Settlement Order, or this Judgment shall in any way alter or affect the nature or characterization of the debt underlying this Judgment as asserted in the Complaint filed in Adversary Proceeding 8:07-ap-0445-CPM which forms the basis of this

Judgment. In entering this Judgment, the Court is not making a determination of which of the Trustee's causes of action of the Complaint the Judgment is based and neither the settlement nor the Judgment shall prejudice either the Prays or the Trustee on the issue of intent in any future proceeding including, but not limited to, an action to determine dischargeability of debt pursuant to Section 523 of the Bankruptcy Code in any future bankruptcy of either or both of the Prays.

DONE and ORDERED this August 29, 2009.



Catherine Peek McEwen
Bankruptcy Court Judge

Conformed copies:

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