

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

In re:

Chapter 11

BRASOTA MORTGAGE COMPANY, INC.,
d/b/a BRASOTA MORTGAGE COMPANY,

FUNDING MANAGEMENT CORPORATION,

Debtors.

CASE NO. 8:05-bk-06215-KRM
(Lead Case)
CASE NO. 8:05-bk-02798-KRM
CASE NO. 8:05-bk-06218-KRM
(Substantively Consolidated)

GERARD A. MCHALE, JR., as
Chapter 11 Trustee,

Plaintiff,

vs.

ADV. NO. 8:07-ap-00252-KRM

MARK BRIVIK, et al.,

Defendants.

J.B. Vol. 14 #1833

TOMMY K, LLC

Cross Plaintiff,

vs.

PINTCHUCK HOLDINGS, LLC, d/b/a
VISIBLE HOLDINGS, LLC,

Cross Defendant.

FINAL JUDGMENT ON CROSSCLAIM

THIS MATTER came before the Court on September 30, 2008, for final evidentiary hearing on the crossclaim of defendant Tommy K, LLC against defendant Pintchuck Holdings, LLC, f/n/a Visible Holdings, LLC. Defendant, Pintchuck Holdings, LLC, did not appear. A

default by the Clerk having previously been entered, the Court heard the proffer of testimony establishing the amount of damages suffered by Tommy K, LLC, as a result of the settlement of claims asserted by the Trustee, as Plaintiff against Tommy K, LLC, seeking to foreclose a mortgage on property owned by Tommy K, LLC, which Tommy K, LLC had previously purchased from Defendant, Pintchuck Holdings, LLC, f/k/a Visible Holdings, LLC. Tommy K, LLC has settled the foreclosure claim and agreed to pay \$120,000 to the Trustee to settle the Trustee's mortgage foreclosure complaint. After hearing the proffer of evidence in support of the crossclaim, the Court deferred ruling on the crossclaim until the settlement between Tommy K, LLC and the Trustee became final. The settlement has since been authorized by Order of this Court, dated January 16, 2009. Accordingly, it is

ORDERED AND DIRECTED that Tommy K, LLC shall have and recover damages in the amount of \$120,000.00, against Defendant, Pintchuck Holdings, LLC f/n/a Visible Holdings, LLC, upon which sum interest shall accrue at the rate of 0.44% per year compounded annually until paid, for all of which let execution issue. The address of Tommy K, LLC is Tommy K, LLC, 1716 Little Point Circle, Sarasota, Florida 34231.

DONE AND ORDERED on January 30, 2009.



K. RODNEY MAY,
United States Bankruptcy Judge

Copies to:

Robert M. Quinn, Esq.
Christopher C. Morrison, Esq.
Angelina Lim, Esq.

