

**UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF FLORIDA
AT TAMPA**

In re:

David Lee McGatha & Ella Loraine McGatha,

Bankruptcy No. 09-12450
Chapter 7
Judge Caryl E. Delano

FIA Card Services, N.A. (f.k.a. MBNA America
Bank, N.A.),

Plaintiff,

vs.

David Lee McGatha,

Defendant.

ADV. NO. 09-00562

JB Volume 15, #1946

JUDGMENT

This Adversary Proceeding having come before the court upon entry of Default against Defendant, David Lee McGatha, it is

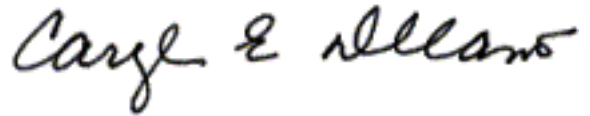
ORDERED AND ADJUDGED:

1. Pursuant to 11 U.S.C. § 523(a)(2)(A), the debt owed by Defendant, David Lee McGatha, to Plaintiff FIA Card Services, N.A. (f.k.a. MBNA America Bank, N.A.), on Account number XXXXXXXXXXXXX1930 is nondischargeable in Bankruptcy Case Number 09-12450.



2. Plaintiff FIA Card Services, N.A. (f.k.a. MBNA America Bank, N.A.) shall recover of Defendant David Lee Mcgatha the sum of \$2,500.00 with interest at the rate of .36 percent, as provided by law, plus costs of this action.

DATED at Tampa, Florida, on October 28, 2009.



Caryl E. Delano
United States Bankruptcy Judge

Copies furnished to:

Kenneth S. Jannette
Weinstein & Riley, P.S
14 Penn Plaza, Suite 1300
New York, NY 10122
800-206-7410

J David Pobjecky
Attorney At Law
786 Avenue C Sw
Winter Haven, FL 33880

Beth Ann Scharrer
Trustee
P.O. Box 4550
Seminole, FL 33775-4550

United States Trustee – TPA7
Timberlake Annex, Suite 1200
501 E Polk Street
Tampa, FL 33602



41400060