

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
ORLANDO DIVISION

IN RE:	)	
	)	
JOHN EDGAR DIAZ and	)	Case No. 10-10398-KSJ
MONIQUE DENISE DIAZ <sup>1</sup>	)	
	)	Chapter 7
Debtors.	)	
<hr/>		
AUTOMOTIVE FINANCE	)	
CORPORATION,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	Adversary No. 10-00250-KSJ
	)	
JOHN EDGAR DIAZ,	)	
	)	
Defendant.	)	

**AGREED JUDGMENT**

Plaintiff Automotive Finance Corporation ("AFC") and Defendant John Edgar Diaz ("Diaz"), hereinafter, collectively referred to as the "Parties," agree and stipulate as follows:

Defendant Diaz consents to the entry of this judgment pursuant to the terms of the Release and Settlement Agreement [DOC 9] executed by the Parties on the 16<sup>th</sup> day of January 2011, a true and accurate copy of which is incorporated herein, and as evidenced by the Parties' respective signatures set forth below.

AND THE COURT, upon review of the Affidavit Of Default, and the file in the above captioned adversary proceeding, and being duly advised in the premises, hereby finds the foregoing representations to be true, and accordingly, **ORDERS, ADJUDGES, AND**

<sup>1</sup> Monique Denise Diaz is not a party to this Judgment.

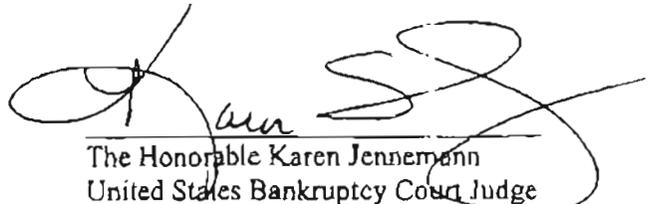
**DECREES** that:

1. Judgment shall be, and hereby is, entered in favor of AFC and against Defendant Diaz in the principal amount of Fifty Two Thousand Eight Hundred Twenty-One Dollars and 0/100 Cents (\$52,821.00), less \$1,450.00 (the amount previously paid by Diaz to AFC toward the principal amount under the Release and Settlement Agreement), for a **total judgment in the amount of \$51,371.00**.

2. This Court *reserves* jurisdiction as to the attorney's fees to be awarded to Plaintiff. The agreement between the Parties provides the basis for a fee award to Plaintiff.

3. The Clerk of this Court shall enter this Judgment in the Judgment Docket Book.

*Entered:*  
**APPROVED** this 25<sup>th</sup> day of April, 2012.

  
The Honorable Karen Jennemann  
United States Bankruptcy Court Judge  
Middle District of Florida – Orlando  
Division

**COPIES TO:**

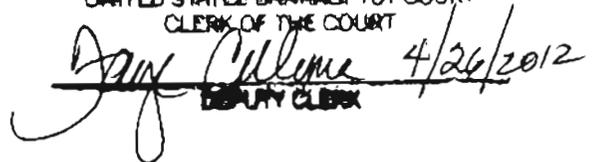
Scott A. Haas, Counsel for Plaintiff, Automotive Finance Corporation  
Scott A. Haas, P.A.  
1901 East 5th Avenue  
Tampa, Florida 33605

Walter F. Benenati, Counsel for Defendant John Edgar Diaz  
Law Offices of Walter F. Benenati Credit Attorney, P.A.  
105 E. Robinson Street, Suite 302  
Orlando, Florida 32801

[ACCEPTANCE PAGE ATTACHED]



I CERTIFY THE FOREGOING TO BE A TRUE AND  
CORRECT COPY OF THE ORIGINAL ON FILE  
UNITED STATES BANKRUPTCY COURT  
CLERK OF THE COURT

  
4/26/2012  
DEPUTY CLERK

Jan. 18. 2011 10:24AM

No. 3069 P. 4

**AGREED JUDGMENT - Adversary No. 10-00250-KSJ  
STIPULATED AND ACCEPTED:**

JOHN EDGAR DIAZ  
By: [Signature]  
John Edgar Diaz

STATE OF FLORIDA )  
COUNTY OF ORANGE )

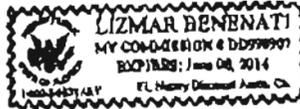
Subscribed and sworn to before me, a Notary Public in and for said County and State personally appeared John Edgar Diaz, who, having been duly sworn, acknowledged the execution of the foregoing Agreed Judgment for and on behalf of John Edgar Diaz, this \_\_\_ day of January 2011.

Witness my hand and notarial seal.

[Signature]  
Notary Public  
Lizmar Benenati  
Printed

My commission expires: 6/10/14  
My county of residence: Orange

AUTOMOTIVE FINANCE CORPORATION,  
By: [Signature]  
Its Corporate Counsel



STATE OF INDIANA )  
COUNTY OF HAMILTON )

Subscribed and sworn to before me, a Notary Public in and for said County and State personally appeared David Bayt, the Corporate Counsel of Automotive Finance Corporation, who, having been duly sworn, acknowledged the execution of the foregoing Agreed Judgment for and on behalf of Automotive Finance Corporation, this 18th day of January 2011.

Witness my hand and notarial seal.

[Signature]  
Notary Public  
Khrystan Buses  
Printed

My commission expires: 12-29-2017  
My county of residence: Merion

