

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
FORT MYERS DIVISION

IN RE:

ROBIN KEITH SCHNEIDER
and DEBORAH IRENE RHEAUME,

Debtors.

Chapter 7
Case No. 9:10-bk-19010-DHA

HAROLD FOY as Guardian of
GILBERT BARTLETT,

Plaintiff,

v.

ROBIN KEITH SCHNEIDER

Defendant.

JB Vol 15 # 2196

Adv. Pro. No. 9:10-ap-01384-DHA

FINAL JUDGMENT

THIS CAUSE came on for consideration *ex parte* upon Plaintiff's, Harold Foy as Guardian of Gilbert Bartlett ("FOY") Motion for Final Judgment after Default ("Motion") [Doc. 11], filed on February 25, 2011, and the court having reviewed the record and being otherwise fully advised in the premises, it is

ORDERED AND ADJUDGED as follows:

1. The order granting Plaintiff Foy's Motion for Final Judgment After Default be and the same is hereby incorporated into this Order of Final Judgment.
2. This judgment is in the nature of a surcharge against Defendant Schneider brought in the State Court. It represents damages to the guardianship estate flowing from breaches of fiduciary duty committed by the former guardian, Defendant Schneider. Specifically, Defendant

Schneider, while guardian, converted guardianship funds to pay his personal credit cards in the amount of \$39,512.34. Further, Defendant Schneider, while guardian, converted \$139,000 in guardianship funds to purchase real property (a duplex) which he then borrowed against and converted such loan proceeds to his personal use. None of these funds were used by Defendant Schneider consistently with the purposes of, or for the benefit of, the guardianship estate or ward.

3. Pursuant to Rule 58, Federal Rules of Civil Procedure, FOY shall have and recover a Judgment against the Defendant, Robin Keith Schneider, whose address is 13880 White Gardenia Way, Fort Myers, FL 33912, in the following amount:

DESCRIPTION	AMOUNT
Principal Amount of funds converted from the Guardianship estate of Gilbert Bartlett (Pre-Petition):	\$178,512.34
TOTAL	\$178,512.34

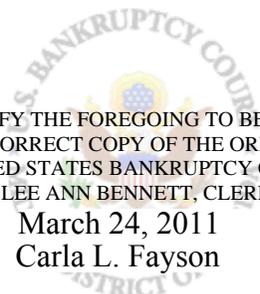
For all of which let execution immediately issue. Interest shall accrue on the judgment amount at the maximum rate allowed, pursuant to Rule 54, Federal Rules of Civil Procedure, until the full judgment amount is paid.

DONE AND ORDERED in Fort Myers, Florida this March 24, 2011.



 DAVID H. ADAMS
 United States Bankruptcy Judge

Copies via EM/ECF to:
 United States Trustee
 Robert E. Tardif, Jr., Chapter 7 Trustee
 Paul A. Giordano


 I CERTIFY THE FOREGOING TO BE A TRUE
 AND CORRECT COPY OF THE ORIGINAL.
 UNITED STATES BANKRUPTCY COURT
 LEE ANN BENNETT, CLERK
 March 24, 2011
 Carla L. Fayson

Certificate of Service continued on next page

And via U.S. Mail to:
Robin Keith Schneider
Deborah Irene Rheaume
13880 White Gardenia Way
Fort Myers, FL 33912

Alan T. Griffith
Alan T. Griffith, P.A.
2100 McGregor Blvd.
Fort Myers, FL 33901

43145660v1