

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
ORLANDO DIVISION

In re:)
)
TOUFIC DAKHLLALAH,) Case No. 6:09-bk-04539-KSJ
) Chapter 7
Debtor.)

ROBERT J. PELLEGRINO, Individually,)
TJ'S CONNECTIONS, L.L.C., and)
CARLA P. MUSSELMAN, Chapter 7)
Trustee,) Adversary No. 6:09-ap-739-KSJ
)
Plaintiffs,)
vs.)
)
METRO UNLIMITED, INC. and)
TOUFIC DAKHLLALAH, Individually,)
)
Defendants.)

FINAL JUDGMENT

This adversary proceeding came before the Court on the plaintiffs' Motion for Summary Judgment (Doc. No. 26) seeking a money judgment and determination of liability. Consistent with the Memorandum Opinion filed simultaneously herewith, it is

ORDERED:

1. Judgment is entered in favor of the plaintiffs, Carla P. Musselman, Chapter 7 Trustee for the Bankruptcy Estate of Toufic Dakhllalah, TJ's Connections, L.L.C., and Robert J. Pellegrino (the "Plaintiffs"), and against the defendants, Toufic Dakhllalah and Metro Unlimited, Inc. (the "Defendants").

2. Defendants are liable for general damages in the amount of \$104,000.00, prejudgment interest from November 25, 2007, to December 31, 2009, in the amount of

\$20,919.79, attorney's fees in the amount of \$25,375.00, and costs in the amount of \$700.00, for a total judgment in the amount of \$150,994.79.

3. The debtor's obligation to Plaintiffs for \$150,994.79 is non-dischargeable pursuant to Bankruptcy Code Section 523(a)(2)(A).

4. The Purchase Contract, entered into on November 25, 2007, by and between Pellegrino and Toufic Dakhllalah, for the purchase of the assets of defendant Metro Unlimited, Inc, is rescinded, together with any related promissory note or chattel mortgage.

5. Fix n More, Inc. is the debtor's alter ego, and Plaintiffs may satisfy their judgment against the Defendants by collecting on Fix n More, Inc.'s assets.

6. The debtor's discharge is denied pursuant to Bankruptcy Code Section 727(a)(3) and (4)(A).

7. Plaintiffs' request to avoid unspecified fraudulent transfers is denied.

DONE AND ORDERED in Orlando, Florida, nunc pro tunc to December 31, 2009, dated January 7, 2010.

A handwritten signature in black ink, appearing to read "Karen S. Jennemann", with a small "etc" written to the right of the signature.

KAREN S. JENNEMANN
United States Bankruptcy Judge

Copies provided to:

Plaintiff: Robert John Pellegrino, 627 Hearthglen Blvd., Winter Garden, FL 34787

Plaintiff: TJ's Connections, LLC, PO Box 136286, Clermont, FL 34713

Plaintiff: Carla P. Musselman, Chapter 7 Trustee, 1619 Druid Rd., Maitland, FL 32751

Debtor/Defendant: Toufic Dakhllalah, 6977 Cadiz Blvd., Orlando, FL 32819

Defendant: Metro Unlimited, Inc., 5861 Pitch Pine Drive, Orlando, FL 32819

Defendant: Fix n More, Inc., 8001 S. Orange Blossom Trail, Lot 2-10, Orlando, FL 32809

United States Trustee: 135 W. Central Blvd. Suite 620, Orlando, FL 32801