

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

In re:

Brett A. Johns,

Bankruptcy No. 10-01495-CPM
Chapter 7
Judge Catherine Peek Mcewen

Chase Bank USA, N.A.,

Plaintiff,

ADV. NO. 10-00310-CPM

vs.

Brett A. Johns,

Defendant.

JB Vol 15 #2044

FINAL JUDGMENT OF NONDISCHARGEABILITY

Based upon the Stipulation of the Parties, referenced as document #5, IT IS
HEREBY ORDERED that:

1. The sum of **\$3,331.00** owed by the Defendant to Plaintiff is found to be nondischargeable and Plaintiff is granted judgment against Defendant in this amount.
2. The non-discharged sum of **\$3,331.00** shall be paid as follows:: the sum of \$92.00 per month, each month for 35 months, commencing 04/01/2010, thereafter a final payment of \$111.00. The remaining payments shall be due on the same day of each month thereafter. While not in default, such principal shall not bear interest.
3. The remaining payments shall be due on the same day of each month thereafter. While not in default, such principal shall not bear interest.

3. Payments are to be made to:

**Accounts Receivable
Attn: Chase Bank USA, N.A.
WEINSTEIN & RILEY, P.S.
P.O. Box 3978
Seattle, WA 98124
INCLUDE ACCOUNT NUMBER ON PAYMENTS**

Plaintiff or its agents may send monthly bills and invoices as a courtesy reminder to Defendant.

4. In the event Defendant defaults in payments, Plaintiff shall be entitled to declare the sum of **\$3,331.00**, plus any interest, immediately due and payable, together with Plaintiff's reasonable attorneys' fees and costs incurred.
5. Defendant acknowledges and stipulates that if Defendant fails to make any payment as agreed, the remaining **\$3,331.00**, less any payments made, shall bear interest at twelve percent (12%) per annum until paid or otherwise satisfied. However, no interest will accrue so long as payments are kept current.
6. Plaintiff will refrain from pursuing its rights under this agreement so long as Defendant continues to make payment on a regular, timely basis. If Defendant defaults, however, Plaintiff shall have the right to pursue any legally available remedy, including (but not limited to) garnishment of wages or bank accounts, and the filing of liens, without further notice.

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7. The parties shall pay their own attorney fees and costs in this matter.

Dated: April 26, 2010



Catherine Peek McEwen
BANKRUPTCY JUDGE

Furnished copies to:

Kenneth S. Jannette 0062211
Weinstein & Riley, P.S
14 Penn Plaza, Suite 1300
New York, NY 10122
800-206-7410

Frances G. Jaynal
Attorney At Law
6075 Park Boulevard Suite A
Pinellas Park, FL 33781

Trustee
Lauren P. Greene
13611 Park Boulevard, Suite H
Seminole, FL 33776

Brett A. Johns
1564 Scott Street
Clearwater, FL 33755

U.S. Trustee
United States Trustee - TPA7
Timberlake Annex, Suite 1200
501 E Polk Street
Tampa, FL 33602