

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
ORLANDO DIVISION

In re:

Case No. 6:04-bk-05593-ABB  
Chapter 7

DAVID PATRICK NASSIF,

Debtor.

MERRILL LYNCH COMMERCIAL  
FINANCE CORP.,

Plaintiff,

vs.

Adv. Pro. No. 6:04-ap-00180-ABB

DAVID PATRICK NASSIF, *et al.*,

Defendants.

**ORDER DIRECTING SEIZURE OF  
THERESA NASSIF**

This matter comes before the Court on the Order to Show Cause entered on February 26, 2009 (Doc. No. 153) directing Theresa Nassif, a Defendant and Judgment Debtor herein, to appear before this Court on March 24, 2009 and show cause why sanctions should not be imposed against her, including the issuance of a writ of bodily attachment and a period of incarceration, for her failure to comply with this Court's July 23, 2008 and November 14, 2008 Orders.

Theresa Nassif, by Order entered on November 14, 2008 (Doc. No. 140), was adjudicated to be in contempt of Court for her failure to comply with the July 23, 2008 Order (Doc. No. 130) granting the Plaintiff's Motion to Compel Post-Judgment Discovery in Aid of Execution (Doc. No. 123). Theresa Nassif did not appear at the March 24, 2009 show cause hearing and offered no excuse for her disregard of the Court's Orders. Counsel for the Plaintiff Merrill Lynch Commercial Finance Corp., a/k/a Merrill Lynch Business Financial Services, Inc., appeared at the hearing.

The last known address of Theresa Nassif is 14544 Braddock Oak Drive, Orlando, Florida 32837.

Accordingly, it is

**ORDERED, ADJUDGED and DECREED** that Theresa Nassif continues to be in civil contempt of this Court; and it is further

**ORDERED, ADJUDGED and DECREED** that the United States Marshal is directed to seize Theresa Nassif, to forthwith transfer Theresa Nassif to the Orlando Division of the United States Bankruptcy Court for the Middle District of Florida, and to bring Theresa Nassif before this Court to give her the opportunity to purge the finding of civil contempt; and it is further

**ORDERED, ADJUDGED and DECREED** that Theresa Nassif can purge herself of this Court's finding of civil contempt by: (i) fully and completely responding to Plaintiff's post-judgment discovery requests, which include Plaintiff's First Request for Production in Aid of Execution, Second Request for Production in Aid of Execution, and First Set of Interrogatories in Aid of Execution; and (ii) producing all documents responsive to the Plaintiff's post-judgment discovery requests, and, to the extent such documents are not in her custody or control, identifying where and how the Plaintiff can obtain the documents; and it is further

**ORDERED, ADJUDGED and DECREED** that the United States Marshal is directed to hold Theresa Nassif in custody until the Court determines she has completed all steps necessary to purge the contempt.

Dated this 12<sup>TH</sup> day of May, 2009.

/s/ Arthur B. Briskman  
ARTHUR B. BRISKMAN  
United States Bankruptcy Judge