

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
JACKSONVILLE DIVISION

In re:

CASE NO.: 04-000175-3F7  
Jointly Administered with  
Cases 00-9225-3F7,  
00-9226-3F7, and 00-9227-3F7

GULF NORTHERN TRANSPORT, INC.,  
et. al.,  
Debtors.

\_\_\_\_\_  
LLOYD T. WHITAKER, Chapter 7 Trustee  
of UST Logistics, Inc.,

Plaintiff,

v. ADV. NO.: 04-79

J R PRODUCE CORP.,

Defendant.  
\_\_\_\_\_

**JUDGMENT**

This adversary proceeding came before the Court upon the Complaint filed by Plaintiff, Lloyd T. Whitaker, as Chapter 7 Trustee, on behalf of the bankruptcy estate of UST Logistics, Inc., d/b/a Checkmate Truck Brokerage, Inc. ("Checkmate"), seeking to collect on an alleged outstanding debt owed to Checkmate by Defendant, J. R. Produce Corp. ("J. R. Produce"). Upon Findings of Fact and Conclusions of Law separately entered, it is

**ADJUDGED:**

1. Judgment is entered in favor of Defendant, J. R. Produce, and against Plaintiff, Checkmate as to Count I – Breach of Contract.

2. Judgment is entered in favor of Defendant, J. R. Produce, and against Plaintiff, Checkmate as to Count II – Account Stated.

3. Judgment is entered in favor of Defendant, J. R. Produce, and against Plaintiff, Checkmate as to Count III – Unjust Enrichment.

4. Judgment is entered in favor of Defendant, J. R. Produce, and against Plaintiff, Checkmate as to Count IV – Turnover.

**DATED** this 14 day of March, 2006 in Jacksonville, Florida.

/s/ Jerry A. Funk

**JERRY A. FUNK**

United States Bankruptcy Judge

**Copies furnished to:**

Richard J. Latinberg, Attorney for Plaintiff  
Tomas A. Pila, Attorney for Defendant