

*Judgment in
favor of plaintiff
2/21/79*

IN THE UNITED STATES DISTRICT COURT
FOR THE
WESTERN DISTRICT OF WISCONSIN

In the Matter of

IN BANKRUPTCY

LARRY WAYNE HETTINGA,
f/d/b/a Larry Hettinga
Heating,

No. 78-00168 Vol.

Bankrupt

THORP FINANCE CORPORATION,
an organization authorized
to do business in Wisconsin,

Plaintiff

vs.

LARRY WAYNE HETTINGA

Defendant.

FINDINGS OF FACT,
CONCLUSIONS OF LAW
AND JUDGMENT

The plaintiff, Thorp Finance Corporation, having filed its Complaint in the above entitled action praying that the obligation of the defendant is not dischargeable in these proceedings; and an Answer having been duly filed; and a trial having been held, and witnesses having been duly sworn, and the Court having heard the argument of counsel, and having considered the memorandums submitted, and being fully advised in the premises, FINDS:

1. That a number of debts listed in the schedules were not shown on Exhibit #1, being the financial statement.

2. That previous loans had been made by the plaintiff with the defendant.

3. That the loan in question involves refinancing and "fresh cash" in the sum of \$1,281.65.

4. That plaintiff relied upon said statement in the making of the fresh cash loan, and the plaintiff's complaint and that part thereof is sustained.

5. That plaintiff is entitled to interest on said fresh cash sum of \$1,281.65 from the date of said financing statement to the date of the filing of the bankruptcy.

CONCLUSIONS OF LAW

1. That an Order be entered finding that said indebtedness of \$1,281.65 plus interest is not dischargeable under the Bankruptcy Act.

2. That Judgment be entered against the defendant for the sum of \$1,281.65 plus interest as above stated from the date of said fresh cash payment to the date of the filing of bankruptcy on February 28, 1978, without costs to either of the parties.

J U D G M E N T

NOW, THEREFORE, IT IS ORDERED AND ADJUDGED:

1. That said indebtedness of \$1,281.65 plus interest is not dischargeable under the Bankruptcy Act.

2. That judgment be entered against the defendant for the sum of \$1,281.65 plus interest from the date of said fresh cash payment to the date of the filing of bankruptcy on February 28, 1978, without costs to either of the parties, and that said plaintiff's attorney furnish the computed interest for separate entry of judgment.

Dated: February 21, 1979.

BY THE COURT:

Bankruptcy Judge