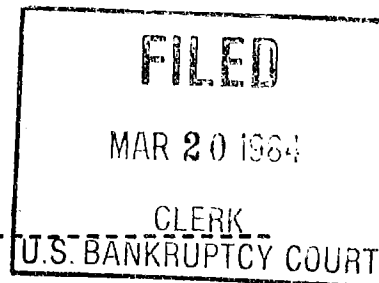


UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF WISCONSIN



In re:

Case Number:

THEODORE D. HAGBERG
JEAN J. HAGBERG,

EF11-83-00206

Debtors.

FINDINGS OF FACT, CONCLUSIONS OF LAW,
AND
ORDER DIRECTING TRIAL IN STATE COURT

LODI, a Wisconsin partnership, having filed a motion to terminate stay and to determine an alleged debt due the applicant to be non-dischargeable; and said motion coming on for hearing before the Court; and the applicant having appeared by Attorney Michael J. Laak of the firm of Messerli, Roe, Balogh & Kramer; and the debtors having appeared by Peter F. Herrell and James T. Remington, their attorneys; and counsel having presented their arguments and having subsequently filed memorandums and briefs relative to the issues involved; and the Court being fully advised in the premises, FINDS:

1. That the said debtors duly filed an application for Chapter 11 relief on the 11th day of February, 1983.

2. That the applicant made application for relief in the above entitled matter to proceed with a Circuit Court action pending between the parties in the Circuit Court of Pierce County, Wisconsin.

3. That said action is ready for trial in said Circuit Court, and that the applicant has requested a jury trial therein.

4. That it appears to the Court that this is a proper case for abstention as provided in 28 U.S.C. sec. 1471(d) (Supp. II 1978), subject to the Court reserving the right to determine the dischargeability after the completion of the trial in the said Circuit Court of Pierce County, Wisconsin.

CONCLUSIONS OF LAW

That an order be entered directing the trial to proceed in the Circuit Court of Pierce County, Wisconsin, subject to the reservation of the question of dischargeability at a later time by this Court.


ORDER

IT IS ORDERED, that the stay in the above entitled matter be and the same is hereby lifted for the purpose of completing

the trial in the Circuit Court of Pierce County, Wisconsin, and that this Court reserves the question of dischargeability to a later date, without costs to any of the parties.

Dated: March 20, 1984.

BY THE COURT:



William H. Frawley
Bankruptcy Judge