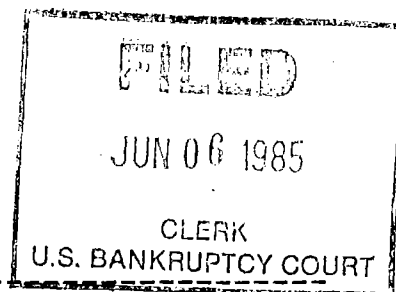


UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF WISCONSIN



In re:

Case Number:

JOHN E. BERGUM

EF11-84-02257

Debtor.

FINDINGS OF FACT, CONCLUSION OF LAW
AND
ORDER ADJOURNING MOTION FOR RELIEF FROM STAY

Alden M. and Elizabeth Guberud, by Attorney Charles E. White, having filed a Motion for relief from stay; and a hearing having been held; and the Guberuds appearing in person and by counsel; and Debtor John E. Bergum appearing by Attorney Bruce Evan Zito; the Court, being fully advised in the premises, FINDS THAT:

1. A Judgment of strict foreclosure was entered on August 28, 1985, in Dunn County (Wisconsin) Circuit Court as to a June 17, 1981, land contract between the Guberuds (as vendors) and the Debtor and a Robert Hugo (as vendees).
2. The foreclosure Judgment provided for a redemption period ending September 12, 1984.
3. The foreclosure Judgment has been appealed
4. The Debtor filed for relief on November 23, 1984.

CONCLUSION OF LAW

The automatic stay does not apply if the foreclosure Judgment is valid. See In re Midwest Partners, LF11-84-00492 (Bankr.

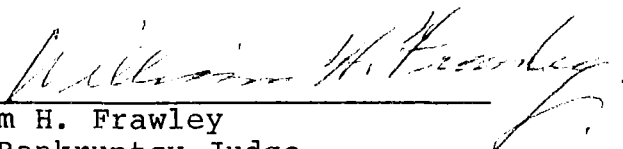
W.D.Wis. July 12, 1984) (bankruptcy estate does not include interests which terminate before filing).

ORDER

IT IS ORDERED THAT the Motion of Elizabeth and Alden M. Guberud for relief from stay be ADJOURNED until such time as the strict foreclosure Judgment becomes final or is reversed; attorneys to advise.

Dated: June 6, 1985.

BY THE COURT:



William H. Frawley
U. S. Bankruptcy Judge

cc: Attorney Charles E. White
Attorney Bruce Evan Zito *ea*