

FILED

FEB 19 2004

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

MICHAEL L. WILLIAMS, Clerk
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF OKLAHOMA

IN RE:)	
)	
UNIVERSAL FACTORING COMPANY, INC.,)	CASE NO. 98-03383-M
ID # 73-1378434)	
)	
JAMES RAY ECKHART,)	CASE NO. 98-03807-M
SS # 442-66-5121)	
)	
The James Dawson Eckhart and)	Substantively consolidated
Sydne Marie Eckhart Irrevocable Trust)	under CASE NO. 98-03383-M
Dated May 1, 1996,)	(Chapter 11)
)	
Debtors.)	
)	
PATRICK J. MALLOY, III, TRUSTEE.)	
)	
Plaintiff,)	
)	
v.)	ADVERSARY NO. 01-0112-M
)	
LARRY D. SPENCER,)	
)	
Defendant.)	

DEFAULT JUDGMENT

The above-captioned matter comes on before the Court pursuant to the Motion for Default Judgment filed herein by Plaintiff. In its Motion for Default Judgment, Plaintiff seeks judgment avoiding the transfer or transfers alleged in its Complaint totaling \$11,394.00, the disallowance *in toto* of any claim the Defendants may assert in the above Estate until Defendants have paid the Estate the total amount for which they are found liable herein, costs of this action in the amount of \$150.00, and post-judgment interest on the sums awarded pursuant to applicable law.

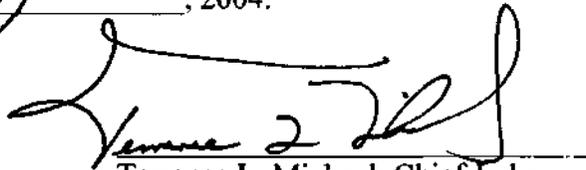
Having reviewed the court file and the pleadings filed herein and being fully advised of the premises, the Court hereby FINDS as follows:

1. The Court has jurisdiction over the subject matter of this action.
2. The Defendants were served with a Summons and a copy of the Complaint herein by first class United States mail, postage fully prepaid. The Return of Summons was filed with this Court on March 19, 2001. Service herein was proper.
3. The Defendant has failed to make an appearance, answer, or file a responsive pleading in this proceeding within the time prescribed by law and pursuant to the summons issued herein are deemed to consent to the entry of a judgment as requested.

THEREFORE, Judgment is hereby entered in favor of the Plaintiff and against the Defendant for \$11,394.00, plus \$150 for costs, and interest on the judgment amount at the legal rate from the date of entry until such amount is paid. It is further Ordered that any claim the Defendants may assert in the above Estate will be disallowed *in toto* until Defendants have paid the Estate the judgment amount prescribed herein.

EXECUTION MAY ISSUE HEREON.

Done this 19 day of February, 2004.


Terrence L. Michael, Chief Judge
United States Bankruptcy Court