

CTS
CLM
28

CTBK
FILED

AUG 24 1999

TIMOTHY R. WALBRIDGE, CLERK
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF OKLAHOMA

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

IN RE:

RICHARD CHARLES POLISHUK,

Debtor.

**Case No. 98-02320-M
Chapter 13**

NANCY POLISHUK,

Plaintiff,

Adv. Proc. No. 98-0260-M

v.

RICHARD CHARLES POLISHUK,

Defendant.

JUDGMENT

THIS MATTER came before the Court for trial on August 11, 1999. Plaintiff Nancy Polishuk ("Plaintiff" or "Ms. Polishuk") appeared personally and through her attorney, Robert A. Todd. Defendant Richard A. Polishuk ("Defendant" or "Mr. Polishuk") appeared by and through his attorney, M. Shawn Lawhorn. The Court received evidence and heard argument from the parties. The Court also considered the facts stipulated to by the parties in the Pre-Trial Order filed in this action on June 22, 1999. The issues having been duly considered and a decision having been duly rendered, for the reasons set forth in the Memorandum Opinion filed concurrently herewith,

IT IS HEREBY ORDERED that the obligation of Richard Charles Polishuk, Defendant herein, to hold Nancy Polishuk, Plaintiff herein, from the following debts:

- A. American Express #3728-067643-33001 (Sign & Travel and Richard Polishuk) (Charges on Nancy's card #3728-067643-32011 may also be posted to the

8-25, 1999
Clerk, U.S. Bankruptcy Court
Northern District of Oklahoma

20

	Sign & Travel Account)	\$ 6,370.63
B.	Chase MasterCard # 5422-4329-0002-1696 (now #5422-4329-2800-1357)	\$12,065.35
C.	Ford CitiBank MasterCard # 5410-6540-7492-1815	\$ 3,839.81
D.	CitiBank Business Card #5472-3301-0727-4598	\$ 4,338.33
E.	Nation's Bank #5342-0800-1469-3251	\$ 4,108.57

(hereafter referred to as the "Credit Card Debt") be, and the same hereby is, not dischargeable in this bankruptcy case.

IT IS FURTHER ORDERED that to the extent the Credit Card Debt has accrued or will accrue interest, penalties or any other contractual charge as a result of the failure of the Defendant to pay the same, Defendant's obligation to hold Plaintiff harmless from the same is non-dischargeable.

IT IS FURTHER ORDERED that the obligation of Richard Charles Polishuk, Defendant herein, to hold Nancy Polishuk, Plaintiff herein, from the Credit Card Debt is entitled to priority status in this bankruptcy case pursuant to 11 U.S.C. § 507(a)(7) (West 1999).

IT IS FURTHER ORDERED that to the extent the Credit Card Debt has accrued or will accrue interest, penalties or any other contractual charge as a result of the failure of the Defendant to pay the same, Defendant's obligation to hold Plaintiff harmless from the same is entitled to priority status in this bankruptcy case pursuant to 11 U.S.C. § 507(a)(7) (West 1999).

IT IS FURTHER ORDERED that the Judgment entered in favor of Plaintiff and against Defendant in the amount of \$44,909.78, by the District Court in and for Tulsa County, Oklahoma

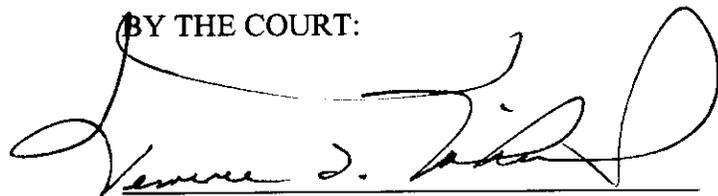
(the "State Court"), in Case No. FD 97-2773, entitled *Nancy Sue Polishuk, Plaintiff v. Richard Charles Polishuk, Defendant*, (hereafter referred to as the "Fee Award") is not dischargeable in this bankruptcy case.

IT IS FURTHER ORDERED that to the extent the Fee Award has or will accrue interest, penalties or any other charge as a result of the failure of the Defendant to pay the same, the same is not dischargeable in this bankruptcy case.

IT IS FURTHER ORDERED that the obligation of Richard Charles Polishuk, Defendant herein, under the Fee Award is entitled to priority status in this bankruptcy case pursuant to 11 U.S.C. § 507(a)(7) (West 1999).

Dated this 24th day of August, 1999.

BY THE COURT:

A handwritten signature in black ink, appearing to read "Terrence L. Michael", written over a horizontal line.

TERRENCE L. MICHAEL, CHIEF JUDGE
UNITED STATES BANKRUPTCY COURT

cc: Robert A. Todd
M. Shawn Lawhorn
Lonnie D. Eck

1272.1