

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA  
TAMPA DIVISION

In re:

JON J. HAMMILL,

Debtor.

Case No. 8:09-bk-2272-CPM

Chapter 7

\_\_\_\_\_  
DONALD F. WALTON

United States Trustee for Region 21,

Plaintiff

v.

JON J. HAMMILL,

Defendant.

Adv. Pro. No. 8:10-ap-888-ALP

**FINAL JUDGMENT DENYING DEBTOR'S DISCHARGE BY DEFAULT**


This proceeding came before the Court on a Pretrial Conference on Tuesday, November 16, 2010 at 1:30 p.m. on the *United States Trustee's Complaint Seeking Revocation of the Debtor's Discharge* (Adv. Doc. No. 1) pursuant to sections 727(d)(1) and 727(d)(2) of the Bankruptcy Code and Jon J. Hammill's ("Defendant's") *Answer* (Adv. Doc. No. 6). On August 3, 2010, an *Alias Summons* service was executed on Jon J. Hammill. (Adv. Doc. No. 5). On August 23, 2010, Jon J. Hammill filed his *Answer* to the United States Trustee's complaint. (Doc. No. 6). On August 25, 2010, the Court issued a *Notice of Pretrial Conference Hearing on the Answer to Complaint*. (Adv. Doc. No. 8). The *Notice of Hearing* was duly served on the Defendant at his address of record. (Adv. Doc. No. 9). Defendant failed to appear at the Pretrial Conference. Accordingly, the Court found that it was appropriate to strike Defendant's Answer, and enter judgment by default in favor of the Plaintiff, the United States Trustee.

For the reasons stated orally in open court that shall constitute Findings of Facts and Conclusions of Law pursuant to Rule 9052, Federal Rules of Bankruptcy Procedure, it is **ORDERED, DECREED** and **ADJUDGED** that:

1. The Defendants' answer to this adversary complaint is stricken.
2. Final Judgment is entered in favor of the United States Trustee on all two counts of the United States Trustee's complaint seeking to revoke to the Debtors' discharge.
3. The Defendant's discharge is revoked pursuant to 11U.S.C. §§ 727(d)(1) and 727(d)(2).
4. The Defendant's obligations are not discharged.
5. The automatic stay is terminated.

Done and Ordered in Tampa, Florida on

Nov. 24, 2010

  
Alexander L. Paskay  
United States Bankruptcy Judge

**Copies furnished to:**

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All parties and creditors listed on the matrix