

**IT IS SO ORDERED.**

**SIGNED THIS: May 30, 2012**



**Gerald D. Fines**  
**United States Bankruptcy Judge**

UNITED STATES BANKRUPTCY COURT  
CENTRAL DISTRICT OF ILLINOIS

IN RE: )  
)  
WILLIAM MOORE, )  
)  
Debtor. )

Case No. 12-90460

\_\_\_\_\_)  
)  
WILLIAM MOORE, )  
)  
Plaintiff, )

vs. )

Adversary No. 12-09028

)  
UNITED STATES DEPARTMENT )  
OF EDUCATION, SALLIE MAE, ET AL )  
)  
Defendants. )

**ORDER APPROVING WRITTEN STIPULATION OF SETTLEMENT  
BY THE DEBTOR PLAINTIFF AND THE UNITED STATES  
DEPARTMENT OF EDUCATION**

This matter having come before this Court upon the written stipulation of settlement by the debtor-plaintiff, William Moore, and defendant, United States Department of Education, and this Court, after having given notice for the date of filing written objections to said stipulation, after having found that the objection time has passed with no objections to same being filed, and this Court, after having been fully advised in the premises, approves said Stipulation in its entirety and hereby substantively finds the following as recited in said stipulation:

1. The debtor-plaintiff filed a petition in bankruptcy under Chapter 7 on March 25, 2012, listing twenty-six (26) claims on debtor-plaintiff's Schedule F identified as "student loans";
2. The defendant United States Department of Education was identified as the claimant of twenty (20) of the student loans listed on debtor-plaintiff's Schedule F.
3. The defendant United States Department of Education admits ownership of some of the said student loans and denies ownership of some other of the said student loans.
4. The defendant United States Department of Education agreed to enter into the following stipulation and agreement in exchange for the debtor-plaintiff's dismissal of the pending adversary action against the United States Department of Education, namely *Moore v. United States Department of Education*, U.S. Bankruptcy Court Adversary Case No. 12-09028:

A. The Secretary of the Department of Education consents to the hardship discharge of the debtor-plaintiff's sixteen (16) specifically listed student loans that have been assigned to and are presently owned by the United States Department of Education, namely:

NSLDS No.	LOAN	LOAN DATE	DISBURSED AMOUNT	NSLDS OPB AMOUNT	SCHEDULE F CLAIM AMOUNT
5	FFEL CONSOLIDATED	10/13/06	26,371	29,811	26,370
6	FFEL PLUS GRADUATE	10/3/06	31,360	35,609	31,360
7	STAFFORD SUBSIDIZED	9/25/06	8,500	8,677	8,500
8	STAFFORD UNSUBSIDIZED	9/25/06	10,000	12,484	10,000
11	STAFFORD UNSUBSIDIZED	3/8/06	3,333	3,960	3,333
10	STAFFORD SUBSIDIZED	3/8/06	2,833	2,862	2,833
14	STAFFORD UNSUBSIDIZED	8/3/05	6,667	8,010	6,667
13	STAFFORD SUBSIDIZED	8/3/05	5,667	5,725	5,667
17	STAFFORD UNSUBSIDIZED	9/17/04	10,000	12,430	10,000
16	STAFFORD SUBSIDIZED	9/17/04	8,500	8,587	8,500
19	STAFFORD UNSUBSIDIZED	8/15/03	8,500	2,644	3,334
20	STAFFORD SUBSIDIZED	8/15/03	10,000	3,835	2,835
1	FFEL PLUS	10/17/08	4,509	0	4,509
2	FFEL PLUS	10/3/08	8,249	0	8,249
4	FFEL PLUS	8/24/07	7,420	7,890	7,420
9	FFEL PLUS	8/15/06	7,735	8,446	7,735

B. The Secretary of the United States Department of Education denies ownership of any other obligations of the debtor-plaintiff and, in particular, the following loans and therefore cannot agree to the discharge of either these specific loans or any other loans in this adversary proceeding that affect the United States Department of Education, except as specifically listed above:

NSLDS No.	LOAN	LOAN DATE	DISBURSED AMOUNT	NSLDS OPB AMOUNT	SCHEDULE F CLAIM AMOUNT
21	FFEL CONSOLIDATED	7/3/87	10,610	0	10,610
12	FFEL PLUS	10/11/05	9,415	0	9,415
15	FFEL PLUS	7/21/05	5,433	0	5,433
18	FFEL PLUS	8/18/04	11,175	0	11,175

C. Debtor-plaintiff consents to the dismissal of the United States Department of Education as a party to this litigation once the Court enters an order granting a hardship discharge of the debtor-plaintiff's above identified student loans at issue with the Secretary of the United States Department of Education.

THEREFORE, FOR GOOD CAUSE SHOWN, IT IS HEREBY ORDERED, ADJUDGED AND DECREED THAT: (1) the sixteen (16) above referenced student loans recited in ¶ 4 A of this Order are hereby discharged as being a hardship in bankruptcy in accordance with 11 U.S.C. § 523(a)(8); (2) this Order does not affect in any way any other student loans of the plaintiff and their future involvement with the defendant United States Department of Education including but not limited to the specific loans listed in ¶ 4 B of this Order; (3) this adversary case is hereby dismissed

against the defendant United States Department of Education with each party paying its own attorney's fees, court costs and expenses; and (4) there is no just reason to delay either enforcement of or appeal from entry of this Order.

Proposed Order Approved As To Form and Substance By:

WILLIAM MOORE  
Debtor/ Adversary Plaintiff, Pro Se

SECRETARY OF THE UNITED STATES  
DEPARTMENT OF EDUCATION

s/William Moore  
William Moore  
Attorney  
Date: 5/29/12

JAMES A. LEWIS  
United States Attorney

By: s/David H. Hoff  
DAVID H. HOFF  
Assistant United States Attorney

Date: 5/30/12

###