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District of Arizona

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7 *Attorneys for Defendant U.S. Dept. of Education/Direct Loans*

8
9 **IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF ARIZONA**

10 In Re:

11
12 RANDALL BLAASE AND KATHRYN D.
13 BLAASE,

14 Debtors.

15
16 RANDALL BLAASE,

17 Plaintiff,

18 v.

19 U.S. DEPARTMENT OF EDUCATION
20 C/O GAIL ESGANDARIAN; DIRECT
LOAN SERVICING CENTER; JOHN
21 DOES 1-5; AND XYZ ENTITIES 6-10,

22 Defendants.

In Proceeding Under Chapter 7

Bankruptcy No. 2:11-bk-33776-SSC

Adversary No. 2:12-ap-00551-SSC

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28 **STIPULATION FOR CONSENT
JUDGMENT**

Plaintiff Randall Blaase and Defendant United States Department of Education, by

and through undersigned counsel, hereby stipulate:

1 1. Plaintiff hereby consents to a judgment against him and in favor of the United States
2 Department of Education in the amount of \$4,800.00 as of December 3, 2012. This consent
3 judgment is subject the terms set forth below.
4

5 2. Plaintiff understands that by consenting to judgment he waives the right to a trial in
6 this action.
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8 3. Plaintiff acknowledges that he has entered into this Stipulation by his own free will,
9 and with the opportunity for advice of counsel and under no coercion or duress. Plaintiff
10 understands that the intent of this Stipulation is to give full and irrevocable effect to its terms,
11 and by entering into this stipulation, Plaintiff is forever waiving his right to litigate the merits
12 of the above-captioned lawsuit.
13

14 4. Plaintiff has a current balance due to Defendant in the amount of \$9,973.99 as of
15 November 20, 2012.
16

17 5. Defendant agrees to discharge the current interest of \$499.84 and to reduce Plaintiff's
18 principal balance to \$4,800.00.
19

20 6. In consideration of this Stipulation, Plaintiff agrees to dismiss this adversary
21 proceeding.
22

23 7. Plaintiff will satisfy this debt owed to Defendant by paying this consent judgment in
24 monthly installments of \$100.00 starting no later than January 15, 2013, for 48 months. No
25 interest will be charged on this debt.
26
27
28

1 8. Plaintiff will make timely payments of his debt to Defendant. Defendant will honor
2 any legally qualified cancellation of Plaintiff's debt. If Plaintiff fails to make timely
3 payments, Defendant may, at its option, pursue collection actions to collect the unpaid debt.
4

5 Respectfully submitted this 7th day of December, 2012.

6 JOHN S. LEONARDO
7 United States Attorney
8 District of Arizona

9
10 12/7/12
Date

Ann E. Harwood
ANN E. HARWOOD
Assistant United States Attorney

11
12
13
14 12/5/12
Date

John A. Banker
JOHN A. BANKER
Attorney for Plaintiff

15
16
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18
19 11-28-12
Date

Randall Blaase
RANDALL BLAASE
Plaintiff

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CERTIFICATE OF SERVICE

I hereby certify that on December __, 2012, I electronically transmitted the attached document to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the following CM/ECF registrants:

JOHN A. BANKER
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(928) 537-4483
Attorney for Plaintiff

s/ J. Hershey -
United States Attorney's Office