



Brenda K. Martin

Brenda K. Martin, Bankruptcy Judge

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15 **UNITED STATES BANKRUPTCY COURT**
16 **FOR THE DISTRICT OF ARIZONA**

17 In re:
18 PRM FAMILY HOLDING COMPANY,
19 L.L.C., *et al.*,
20 Debtors.

Chapter 11
Case No. 2:13-bk-09026-BKM
(Jointly Administered)

21 DALE SCHIAN, CREDITOR TRUSTEE
22 OF THE PRM FAMILY HOLDING
23 COMPANY, L.L.C. CREDITOR TRUST,
24 Plaintiff,

Adv. Pro. No. 2:15-ap-00437-BKM

25 v.
26 UNITED MELON DISTRIBUTORS,
INC.,
Defendant.

**DEFAULT JUDGMENT PURSUANT TO FED.
R. CIV. P. 55(b)(1)**

This Filing Applies to:

- All Debtors
- Specified Debtors

Default was entered against Defendant United Melon Distributors, Inc. (the “*Defendant*”) on August 17, 2015. Plaintiff Dale Schian, not individually but solely as creditor trustee (the “*Plaintiff*”) of the PRM Family Holding Company, L.L.C. Creditor Trust (the “*Creditor Trust*”) has requested entry of

1 judgment by default and has filed an affidavit of the amount due and stating the Defendant is a
2 corporation and is, therefore, not in military service, is not an infant, and is not an incompetent person.

3 IT IS HEREBY ORDERED, pursuant to Rule 55(b)(1), Fed. R. Civ. P., made applicable in these
4 proceedings by Rule 7055, Fed. R. Bankr. P., judgment is entered against United Melon Distributors,
5 Inc. in favor of the Plaintiff as follows:

6 1. Final Judgment is entered against the Defendant and in favor of the Plaintiff on Counts I
7 and III of the Complaint in the amount of \$13,500.00.

8 2. Plaintiff shall be awarded post-judgment interest at the statutory rate from the date this
9 Judgment is entered until paid in full pursuant to 28 U.S.C. § 1961.

10 3. Final Judgment is entered against the Defendant and in favor of the Plaintiff on Count IV
11 of the Complaint. Accordingly, any and all claims of the Defendant against the Debtors or the Creditor
12 Trust, whether asserted in a proof of claim or scheduled on the Debtors' schedules of assets and
13 liabilities are disallowed pursuant to 11 U.S.C. § 502(d).

14 4. Count II, pled in the alternative to Count I, is hereby dismissed as moot.

15 DATED AND SIGNED ABOVE.