

Sample Motion for Order Directing Clerk of Court to Discharge Judgment Voided in Bankruptcy

UNITED STATES BANKRUPTCY COURT
DISTRICT OF SOUTH DAKOTA

In re:)	Bankr. Case No. 04-10000
)	Chapter 7
JANE A. ANONYMOUS,)	
Soc. Sec. No. XXX-XX-6789, ¹)	DEBTOR'S MOTION FOR ORDER
)	DIRECTING CLERK OF COURT
)	TO DISCHARGE JUDGMENT
Debtor.)	VOIDED IN BANKRUPTCY

In support of her motion for an order directing the Clerk of Court to discharge a judgment voided in bankruptcy, Debtor states that:

(1) When Debtor's petition was filed on February 3, 2004, the following [*or attached*] judgment had been rendered or transcripts thereof had been filed against Debtor:²

Hazel's Dry Cleaning, judgment for \$118.52, dated May 2, 2003, Civ. No. 03-03, Fifth Judicial Circuit , Brown County, South Dakota

(2) An Order discharging debts under 11 U.S.C. § 727(a) was entered on May 21, 2004.

(3) The judgment listed above has been voided pursuant to 11 U.S.C. § 524(a).

(4) Debtor did not own any non exempt real property on the petition date to which this judgment could attach, and the judgment listed does not represent and did not arise from the enforcement of a valid mechanic's lien, other statutory lien, or a consensual lien that attached to specific real property or personal property pre-petition.

WHEREFORE, Debtor hereby moves the Court for an Order specifying that the above-listed judgment has been voided in bankruptcy and directing the Clerk of Court in whose office such judgment has been rendered, or such transcript thereof has been filed, to enter said order in the judgment docket as provided by S.D.C.L. § 15-16-20.

Dated: May 22, 2004.

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