

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

JAMES I. WYNN, SR.,

Appellant,

DECISION AND ORDER

96-CV-6467L

v.

NATIONWIDE INSURANCE,

Appellee.

James I. Wynn, Sr. ("debtor") appeals from a Decision and Order of the Bankruptcy Court, John C. Ninfo, II, entered on September 23, 1996. In that Decision and Order, Judge Ninfo annulled retroactively the stay relative to a judgment obtained against the debtor by Trenton J. and Pamela M. Jackson in Rochester City Court.

Although this judgment had been obtained subsequent to the filing of the debtor's petition in bankruptcy, Judge Ninfo set forth in his decision the several reasons why the stay should be annulled and the judgment enforced.

I have reviewed Judge Ninfo's careful and detailed twenty-page decision setting forth all of the reasons for granting the relief in favor of the Jacksons. In light of all the circumstances described by Judge Ninfo, including the debtor's own conduct, Judge Ninfo's Order is entirely justified. I

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U.S. DISTRICT COURT
W.D.N.Y. - ROCHESTER

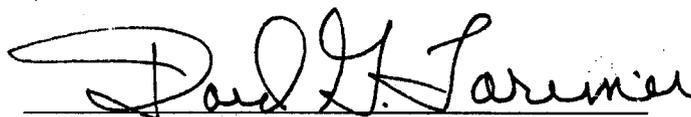
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agree with Judge Ninfo's reasoning and see no reason to vacate or modify his decision in any respect.

CONCLUSION

The Decision and Order of United States Bankruptcy Judge John C. Ninfo, II, dated September 20, 1996 and entered September 23, 1996, is affirmed.

IT IS SO ORDERED.



DAVID G. LARIMER

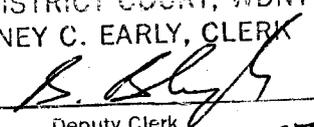
CHIEF JUDGE

UNITED STATES DISTRICT COURT

Dated: Rochester, New York
December 22, 1997.

ATTEST: A TRUE COPY
U.S. DISTRICT COURT, WDNY
RODNEY C. EARLY, CLERK

By


Deputy Clerk

Original Filed

12-22-97

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

Wynn

Plaintiff(s)

v.

6:96-cv-06467

Nationwide Insurance

Defendant(s)

PLEASE take notice of the entry of an ORDER filed on
12/22/97, of which the within is a copy, and entered 12/23/97
upon the official docket in this case. (Document No. 5 .)

Dated: Rochester, New York
December 23, 1997

RODNEY C. EARLY, Clerk
U.S. District Court
Western District of New York
2120 U.S. Courthouse
100 State Street
Rochester, New York 14614

Enclosure
TO:

Steven B. Levitsky, Esq.
James I. Wynn Sr.