

MAR - 8 2005

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

IN THE MATTER OF:	:	CASE NUMBER: A91-76324-PWB
	:	
ROGER LEE FITZSIMONDS and	:	
DORIS ELLEN FITZSIMONDS,	:	
	:	IN PROCEEDINGS UNDER
	:	CHAPTER 7 OF THE
Debtors.	:	BANKRUPTCY CODE
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JOHN DEERE COMPANY,	:	
	:	ADVERSARY PROCEEDING
Plaintiff	:	NO. 91-6888
	:	
v.	:	
	:	
ROGER LEE FITZSIMONDS,	:	JUDGE BONAPFEL
	:	
Defendant.	:	

SCIRE FACIAS TO REVIVE DORMANT JUDGMENT

To all and singular the Sheriffs of the State of Georgia:

The defendant, Roger Lee Fitzsimonds, is hereby required, personally or by attorney, to appear in the United States Bankruptcy Court on **April 12, 2005**, at **10:00 a.m.** in Courtroom 1401, United States Courthouse, 75 Spring Street, S.W., Atlanta, Georgia 30303, and show cause why a certain judgment, rendered in favor of John Deere Company and against Roger Lee Fitzsimonds on October 14, 1992, in the amount of \$3,120, representing \$2,000 principal, \$1,000 attorneys' fees and \$120 costs, and recorded on the general execution docket of Fulton County, Georgia, on March 14, 1995, and recorded on the general execution docket of Douglas County, Georgia on May 30, 1995, should not be revived as provided in O.C.G.A. § 9-12-61. Failure to appear in opposition to the request to revive the dormant judgment shall result in the granting of the relief requested.

Plaintiff is directed to arrange for the service of this Scire Facias by the Sheriff of the county or counties where Defendant resides in the manner set forth by O.C.G.A. § 9-12-63. Plaintiff shall file a return of service as provided by law.

So Ordered, this 8 day of March, 2005.



 PAUL W. BONAPFEL
 UNITED STATES BANKRUPTCY JUDGE

DISTRIBUTION LIST

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