...INGS, JUDGE
...HIPPE, JR. JUDGE

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE

CHAPTER XIII PROCEEDING

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IN RE:

ALVIN FRANKLIN JONES

Plaintiff,

v.

CREDIT THRIFT OF AMERICA, INC.

and

JACOBS DOYLE, SUSTITUTE TRUSTEE

Defendants.

BK NO. 79-30411

Attest:
A True Copy:
Certified as of Oct 8, 1980
[illegible], Clerk
U.S. Bankruptcy Court
By Mary Ann Deputy Clerk

ORDER

This cause came on for hearing before the Honorable Paul E. Jennings, Bankruptcy Judge, on the 30th day of April, 1979. From all of the testimony, the evidence presented to the court and the record herein, the court holds as follows:

1. That the foreclosure sale by Defendant, Credit Thrift of American, Inc. on March 26, 1979 was conducted in violation of Rule 13-401, Federal Rules of Bankruptcy and is declared to be null, void and is set aside.

2. That all parties to this proceedings are returned to their respective positions prior to the foreclosure by Defendant, Credit Thrift. Specifically, the Deed of Trust of Defendant, Credit Thrift of America is reinstated and the respective rights and responsibilities of all parties to that Deed of Trust or any other Deeds of Trust to which the property is subject are re-established as they existed on the date of the filing of the petition.

3. That payments to creditors pursuant to the plan herein, to include payment to Defendant, Credit Thrift of America, shall continue pursuant to the plan.

4. That the question of costs and attorneys fees herein is reserved by the court.

Entered this 14th day of August, 1979.

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Paul F. Jennings
BANKRUPTCY JUDGE

XC: Debtor
Attorney for Debtor
Credit Thrift of America, Inc.
Jacobs Doyle, Esquire
Trustee

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