

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF ALABAMA

FILED

JUL 12 2001

In re

Case No. 01-1798-WRS
Chapter 7

EDDIE J. McAFEE
MICHELLE McAFEE,

Debtors

U.S. BANKRUPTCY COURT
MONTGOMERY, ALABAMA


ORDER ON GARNISHMENT OF FUNDS

On May 15, 2001, the Court held a hearing on the Debtors' Amended Motion to Annul Garnishment and Turn Over Funds. The Debtor was present by counsel David Weston. Sharon Hanners failed to appear. The Court entered an order dated May 15, 2001 (Doc. 19) wherein it annulled the garnishment and required that Debtor's counsel file an affidavit as to his time and expenses in prosecuting his motion. Debtor's counsel David Weston has filed an affidavit claiming that he has spent approximately one hour prosecuting his motion.

ORDERED, that Sharon Hanners shall show cause, in writing, within 30 days of the date of this order why sanctions should not be imposed for her willful violation of the automatic stay; and further

ORDERED, that the Clerk shall pay over to counsel for the Debtor the sum of \$1,157.04, which are the proceeds from a postpetition garnishment proceeding.

Done this 11 day of July, 2001.



William R. Sawyer
United States Bankruptcy Judge

c: David Weston, Attorney for Debtors
Sharon Hanners
Tom McGregor, Trustee

22