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DISCIPLINARY COUNSEL

U.S. BANKRUPTCY COURT
DISTRICT OF OREGON
FILED

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UNITED STATES BANKRUPTCY COURT

FOR THE DISTRICT OF OREGON

TERENCE H. DUNN, CLERK

In re

Case No. 693-~~60547 R07~~ ^{BY} ~~12~~ DEPUTY

ERIC L. LOFDAHL and
BETTY M. LOFDAHL,

Debtors.

UNITED STATES TRUSTEE,

Plaintiff,

and

THE OREGON STATE BAR, a
public corporation,

Intervenor,

v.

MERRI LOOMIS, dba
Executrend Services,

Defendant.

Adversary Proceeding
No. 93-6174-R

JUDGMENT ON STIPULATION
PROHIBITING CERTAIN
CONDUCT; REQUIRING
DISCLOSURE; PERMANENTLY
ENJOINING UNLAWFUL
PRACTICE OF LAW; PROVIDING
FURTHER REMEDY FOR NON-
COMPLIANCE

Based upon the stipulation among Intervenor, the Oregon State Bar; defendant, Merri Loomis, dba Executrend Services (Ms. Loomis); and plaintiff, the United States Trustee (the UST),

IT IS ORDERED, ADJUDGED AND DECREED that:

1. Ms. Loomis shall not advise, counsel or assist any individual in the preparation or filing of any false document, including but not limited to petitions, schedules and statements of affairs, in any bankruptcy case in the United States Bankruptcy Court for the District of Oregon.

2. Ms. Loomis shall disclose her involvement in all

Page 1 - JUDGMENT ON STIPULATION PROHIBITING CERTAIN CONDUCT; REQUIRING DISCLOSURE; PERMANENTLY ENJOINING UNLAWFUL PRACTICE OF LAW; PROVIDING FURTHER REMEDY FOR NON-COMPLIANCE

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bankruptcy cases in which she provides services, including cases in which her only involvement is the sale of a set of blank forms to a potential debtor. In such cases, the forms provided by Ms. Loomis shall include, at the appropriate place in the petition and statement of affairs, a preprinted statement disclosing the services provided by Ms. Loomis and her fee.

3. Ms. Loomis is hereby permanently and forever enjoined from engaging in the unlawful practice of law in violation of ORS 9.160 or otherwise, including but not limited to any of the following particulars:

A. Advising individuals and residents of the State of Oregon regarding the need for and benefits of Chapter 7 or Chapter 13 Bankruptcy relief and further advising individuals about the dischargeability of taxes and other debts through bankruptcy proceedings;

B. Giving legal advice to individuals about various matters in connection with their financial affairs, including but not limited to the following: contract rights, real and personal property transactions, the tax consequences of Chapter 7 bankruptcy, the effect and conduct of a section 341(a) meeting, potential problems at a creditors' meeting, dealing with non-exempt property,

1 rebuilding credit, and preparation of
2 pleadings including but not limited to
3 notices, motions and orders concerning
4 change of venue or rescheduling of a section
5 341(a) meeting;

6 C. Selecting, recommending, drafting,
7 preparing, writing, revising, completing or
8 providing to individuals legal documents in
9 connection with their financial affairs
10 generally or bankruptcy procedures in
11 particular, including but not limited to the
12 following: petitions, disclosure statements,
13 schedules of assets and liabilities,
14 notices, motions, orders and contracts of
15 any nature.

16 4. The provisions of this judgment shall be binding upon
17 Ms. Loomis, her agents and employees; and shall also be binding
18 upon any other person or entity that is directly or indirectly
19 owned, operated or controlled by Ms. Loomis.

20 5. Ms. Loomis' failure to comply with any of the terms or
21 conditions of this judgment shall be grounds for entry of an
22 injunction permanently enjoining Ms. Loomis from assisting or
23 advising any person in connection with the filing or prosecution
24 of any bankruptcy case in the United States Bankruptcy Court for
25 the District of Oregon, or in connection with the preparation or
26 filing of any document, including but not limited to petitions,

1 schedules and statements of affairs, in any bankruptcy case in
2 the United States Bankruptcy Court for the District of Oregon.

3 6. The court shall retain jurisdiction over this adversary
4 proceeding in order to enforce and carry out the terms of this
5 judgment. This shall constitute "cause" to reopen this adversary
6 proceeding and the underlying bankruptcy case, In re Lofdahl,
7 Case No. 693-60547-aer7.

8 7. Each party will pay his, her, or its own costs and
9 disbursements.

10
11 Albert E. Radcliffe
12 Albert E. Radcliffe
Bankruptcy Judge

13 IT IS SO STIPULATED:

14 By: Merry Loomis Dated: 7-5-94
15 Merry Loomis, dba Executrend Services
Pro Se

16 THE OREGON STATE BAR

17 By: Chris Mullman Dated: 6.20.94
18 Chris L. Mullman, OSB #72311
Assistant Disciplinary Counsel

19 UNITED STATES TRUSTEE

20
21 By: Paul J. Garrick Dated: July 7, 1994
22 Paul J. Garrick, OSB #82475
Attorney Advisor

23 Presented by:

24 Paul J. Garrick
25 Paul J. Garrick, OSB #82475
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26 44 West Broadway, Suite 500
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REQUIRING DISCLOSURE; PERMANENTLY ENJOINING UNLAWFUL PRACTICE OF
LAW; PROVIDING FURTHER REMEDY FOR NON-COMPLIANCE

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2 INTERESTED PARTIES TO BE SERVED WITH A COPY OF THIS ORDER:

3 Merri Loomis
4 4944 S.E. 67th
5 Portland, OR 97206

6 Chris L. Mullmann
7 Assistant Disciplinary Counsel
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