

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF KENTUCKY
LEXINGTON DIVISION**

**IN RE:
BARBARA LYNN CLAY
DEBTOR**

CASE NO. 10-53848

BARBARA LYNN CLAY

PLAINTIFF

v.

ADV. NO. 11-5003

CREDIT ACCEPTANCE CORPORATION

DEFENDANT

ORDER

In conformity with the Memorandum Opinion entered in the record of this adversary proceeding (Doc. 32),

IT IS HEREBY ORDERED,

(1) The Motion for Summary Judgment filed by Plaintiff Barbara Lynn Clay (Doc. 22) is GRANTED.

(2) The Motion for Summary Judgment filed by Defendant Credit Acceptance Corporation (Doc. 19) is DENIED.

IT IS FURTHER ORDERED, on or before noon on Wednesday, May 18, 2011, the parties shall file simultaneous supplements in the record of this adversary proceeding as follows:

(1) Counsel for Plaintiff shall file an affidavit providing details of all damages sought by Plaintiff in this adversary proceeding. Billing records for all attorney and other professional fees shall be attached thereto.

(2) Counsel for Defendant shall file a copy of the Offer of Judgment provided to Plaintiff as an attachment to the email message from Greg Taylor to J.D. Kermode, dated February 21, 2011. (See Answer, Doc. 8, Attachment 2, p.3).

The matter will be deemed submitted as to the issue of the amount of damages following the filing of the above submissions.

Copy to:
J.D. Kermode, Esq.
Gregory L. Taylor, Esq.

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***The affixing of this Court's electronic seal below is proof this document has been signed by the Judge and electronically entered by the Clerk in the official record of this case.***



**Signed By:**  
**Joseph M. Scott, Jr.**  
**Bankruptcy Judge**  
**Dated: Wednesday, May 11, 2011**  
**(jms)**