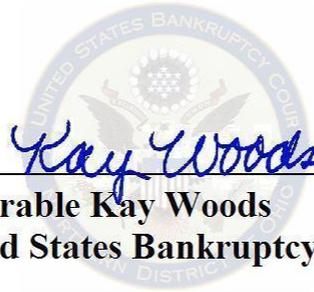


IT IS SO ORDERED.



**Dated: June 18, 2007
11:04:37 AM**

**Honorable Kay Woods
United States Bankruptcy Judge**

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO**

IN RE:

**RANDALL J. HAKE and,
MARY ANN HAKE,**

Debtors.

*
*
*
*
*
*
*
*
*
*

**CASE NUMBER 04-41352
CHAPTER 7
HONORABLE KAY WOODS**

O R D E R

Pursuant to Memorandum Opinion (Doc. # 707) and Order (Doc. # 708) of this Court dated May 31, 2007, Buckeye Retirement Company L.L.C., Ltd. ("Buckeye") was found to be in willful violation of the automatic stay. As a consequence, this Court awarded Debtors Randall J. Hake and Mary Ann Hake ("Debtors") their (i) costs and expenses in enforcing the automatic stay, including attorney's fees in this action, and (ii) costs and expenses, including attorney's fees, in connection with the State Court Actions resulting from or relating to Buckeye's violation of the automatic stay.

In the May 31, 2007 Order, Debtors were directed to submit to the Court an itemized statement of such costs and expenses by June 14, 2007. Debtors filed Notice of Itemized Statement of Fees and Expenses on June 13, 2007 (Doc. # 744), which sets forth actual damages in the amount of: (i) \$2,430.00 as attorney's fees, and (ii) \$61.79 in expenses, for a total of \$2,491.79.

The Court finds that the itemized statement reflects actual damages incurred by Debtors in connection with Buckeye's willful violation of the automatic stay. The Court further finds that the attorneys' fees are reasonable based upon the time entries and the hourly rates reflected in the Itemized Statement.

Section 362(h) of the Bankruptcy Code (now § 362(k)(1)) provides that "[a]n individual injured by any willful violation of a stay provided by this section shall recover actual damages, including costs and attorneys' fees" 11 U.S.C. § 362(h) (West 2004). As a consequence, this Court hereby awards Debtors the sum of \$2,491.79 as compensation for their actual damages. Buckeye is ordered to remit this amount to Debtors within ten days following entry of this Order.

IT IS SO ORDERED.

###