

UNITED STATES BANKRUPTCY COURT
DISTRICT OF VERMONT



In re:

**Burton A. Dudding,
Debtor.**

**Chapter 13 Case
10-10557**

Appearances: *Rebecca A. Rice, Esq.*
 Rutland, VT
 Attorney for Burton A. Dudding

Hobart F. Popick, Esq.
Burlington, VT
Attorney for Georgia S. Burke

ORDER


For the reasons set forth in the memorandum of decision of even date, THE COURT HEREBY FINDS that:

1. the Debtor’s assumption of the Wells Fargo debt is a domestic support obligation;
2. the Debtor’s TIAA-CREF account is not property of the estate; and
3. the §§ 362(b)(2)(A)(ii) and (b)(2)(B) domestic support obligation exceptions to the automatic stay are applicable under the facts at bar.

Accordingly, IT IS HEREBY ORDERED that the motion filed by Georgia S. Burke (doc. # 22) is GRANTED to allow Ms. Burke to seek to collect the domestic support obligation from assets that are not property of the estate, pursuant to the terms of the Agreement* of the parties.

SO ORDERED.

March 29, 2011
Burlington, Vermont



Colleen A. Brown
United States Bankruptcy Judge

* capitalized terms in this Order have the meaning ascribed to them in the corresponding memorandum of decision