

STATE OF INDIANA  
COUNTY OF ST. JOSEPH  
MARCELLA LOTTIE

) IN THE ST. JOSEPH SUPERIOR COURT 1  
) SMALL CLAIMS DIVISION, SOUTH BEND  
) CASE NO: 71D01-1905-SC-006449

VS.  
HIGHLAND AND RIVERVIEW CEMETERY

**JUDGMENT**

The above entitled cause having been set for trial this **September 3, 2019** in the St. Joseph Superior Court Small Claims Division, and the parties having been properly served and having been given notice of the trial setting, date and time, and this Court having jurisdiction over the parties and this cause, and having considered all the evidence and testimony presented, the Court now finds:

|  |   |
|--|---|
| <b>AS TO APPEARANCE: PLAINTIFF</b>                                     | <b>DEFENDANT</b>  |
| <input checked="" type="checkbox"/> appears in person                  | <input type="checkbox"/> appears in person  |
| <input type="checkbox"/> appears by its duly designated representative | <input checked="" type="checkbox"/> appears by its duly designated representative |
| <input type="checkbox"/> appears in person and by counsel              | <input type="checkbox"/> appears in person and by counsel                         |
| <input type="checkbox"/> appears by counsel                            | <input checked="" type="checkbox"/> appears by counsel                            |
| <input type="checkbox"/> fails to appear                               | <input type="checkbox"/> fails to appear  |

**AS TO DISPOSITION:**

|   |  |
|---|--|
| <input type="checkbox"/> That Default Judgment shall be entered:                  | <input type="checkbox"/> in favor of Plaintiff on Plaintiff's complaint            |
| <input type="checkbox"/> That Agreed Judgment shall be entered:                   | <input checked="" type="checkbox"/> in favor of Defendant on Plaintiff's complaint |
| <input checked="" type="checkbox"/> That Judgment on the merits shall be entered: | <input type="checkbox"/> in favor of Plaintiff on Defendant's counterclaim         |
|   | <input type="checkbox"/> in favor of Defendant on Defendant's counterclaim         |
| <input type="checkbox"/> That this cause of action should be dismissed            | <input type="checkbox"/> with prejudice  |
|   | <input type="checkbox"/> without prejudice   |

**FILED -**  
**SEP 04 2019**  
Clerk  
St. Joseph Superior Court

**IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that:**

**DISMISSAL:**  this cause is dismissed with prejudice  
 this cause is dismissed, without prejudice

**DEFAULT JUDGMENT:**  that default judgment is entered in favor of Plaintiff on Plaintiff's complaint, in the amount of \$ \_\_\_\_\_, plus court costs.  SHERIFF'S FEE  
 that default judgment is entered in favor of Defendant on Defendant's counterclaim, in the amount of \$ \_\_\_\_\_, plus court costs.  SHERIFF'S FEE

**AGREED JUDGMENT:**  that agreed judgment is entered in favor of Plaintiff on Plaintiff's complaint, in the amount of \$ \_\_\_\_\_, plus court costs.  SHERIFF'S FEE  
 that agreed judgment is entered in favor of Defendant on Defendant's counterclaim, in the amount of \$ \_\_\_\_\_, plus court costs.  SHERIFF'S FEE

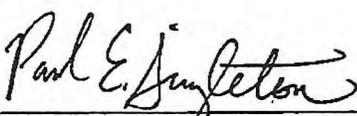
\_\_\_\_\_  
Signature

**JUDGMENT ON THE MERITS**  THAT JUDGMENT IS ENTERED:  
 in favor of Plaintiff on Plaintiff's complaint in the amount of \_\_\_\_\_, plus court costs.  
 SHERIFF'S FEE  
 in favor of Defendant on Plaintiff's complaint, Plaintiff to take nothing by way of Plaintiff's complaint.  
 in favor of Defendant on Defendant's counterclaim, in the amount of \$ \_\_\_\_\_.  
 in favor of Plaintiff on Defendant's counterclaim, Defendant to take nothing by way of Defendant's counterclaim.

**INTEREST:**  each and every judgment entered shall bear interest at the rate of 8% per annum, pursuant to IC 24-4.6-1-101, unless the contract provides for a lower rate.

**REALTY**  Plaintiff granted final possession of property.

**DATE** September 4, 2019

  
Paul E. Singleton, Magistrate, St. Joseph Superior Court