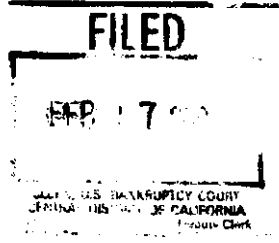


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10 CHRISTY CORINO



11 UNITED STATES BANKRUPTCY COURT
12 CENTRAL DISTRICT OF CALIFORNIA

13 RUSSELL ARMSTRONG
14 Debtor,

15 CHRISTY CORINO,
16 Plaintiff,

17 v.

18 RUSSELL ARMSTRONG,
19 Defendant

CHAPTER 7
CASE NO. LA 05-48109 ER

COMPLAINT TO DETERMINE
DISCHARGEABILITY OF DEBT

ADV NO.:

CREDITOR CHRISTY CORINO'S
COMPLAINT TO DETERMINE
DEBT TO BE
NONDISCHARGEABLE
PURSUANT TO 11 U.S.C. § 523 (a)
(2) (A); 11 U.S.C. § 523 (a) (4));

20 TO THE HONORABLE ERNEST M. ROBLES, UNITED STATES
21 BANKRUPTCY JUDGE:

22 COMES NOW, Plaintiff, Creditor CHRISTY CORINO and alleges as
23 follows:

24 JURISDICTION AND VENUE

- 25 1. The Court has jurisdiction of this matter pursuant to 28 U.S.C. § 1334(b).
26 2. This is a core proceeding within the meaning of 28 U.S.C. § 157 (b) (2) (I).
27 3. The Debtor filed the above captioned bankruptcy petition in this Court,
28 therefore this is the correct venue.

1 stake in the merger and sold his personal shares of Workseek.com to an
2 un knowledgeable buyer in an effort to minimize his losses from the failed merger.

3 14 On May 9, 2001, CORINO initiated litigation against ARMSTRONG. The
4 lawsuit filed in Los Angeles Superior Court, Case Number SC066598, alleged
5 causes of action for fraud, negligent misrepresentation, statutory securities
6 violations, and breach of fiduciary duty.

7 15 Prior to trial, on or about November 4, 2002, the parties agreed to settle the
8 dispute. In doing so the parties executed a Stipulation for Entry of Judgment, the
9 terms of which required ARMSTRONG to pay CORINO in installment payments
10 in lieu of Judgment. The parties additionally agreed that in the event of default,
11 Judgment would be entered against ARMSTRONG, and that such Judgment would
12 be deemed to be on the cause of action for fraud, and would not be dischargeable in
13 an Bankruptcy proceeding that might be filed by ARMSTRONG at any time.

14 16 When ARMSTRONG failed to make the payments in accordance with the
15 terms of the settlement agreement, Judgment was entered against ARMSTRONG
16 for fraud on August 1, 2003, pursuant to the Stipulation for Entry of Judgment.

17 17 Notice of entry of judgment was filed on August 5, 2003.

18 18 An abstract of judgment was issued on September 11, 2003.

19 **FIRST CLAIM FOR RELIEF**

20 **DEBT NON-DISCHARGEABILITY PURSUANT TO**

21 **11 U.S.C. § 523 (a) et seq.**

22 19. CORINO hereby incorporates all preceding paragraphs of this complaint as
23 though fully set forth herein.

24 20 On or about November 4, 2002, the parties agreed to settle the lawsuit filed
25 by CORINO against ARMSTRONG. In doing so the parties executed a Stipulation
26 for Entry of Judgment, the terms of which required ARMSTRONG to pay
27 CORINO in installment payments in lieu of Judgment. The parties additionally
28 agreed that in the event that ARMSTRONG defaulted on the payments, Judgment

1 would be entered against him on the cause of action for fraud, and would not be
2 dischargeable in any Bankruptcy proceeding that might be filed by ARMSTRONG
3 at any time.

4 21. When ARMSTRONG failed to make the payments in accordance with the
5 terms of the settlement agreement, Judgment was entered against ARMSTRONG
6 for fraud on August 1, 2003 pursuant to the Stipulation for Entry of Judgment.

7 22. ARMSTRONG's conduct was deliberate, willful, fraudulent, malicious and
8 oppressive. Section 523 (a) (2) excepts from discharge those debts or money to the
9 extent obtained by false pretenses, false representations, or actual fraud. Judgment
10 has been entered against ARMSTRONG for fraud and should not be dischargeable
11 by ARMSTRONG at any time.

12
13 WHEREFORE, CORINO prays for judgment as follows:

14 1. A determination that the indebtedness, owed by ARMSTRONG to CORINO
15 is non-dischargeable under 11 U.S.C. § 523 (a) (2) (A); 523 (a) (4); 523 (a) (6),
16 pursuant to the judgment secured in state court.

17 2. That the Court determine remaining issues and render judgment for
18 CORINO in the amount of her debt;

19 3. For prejudgment interest;

20 4. For attorneys fees as may be allowable by law;

21 5. For such other relief as the Court may deem just and proper.

22
23 Dated: February 16, 2006

BLEAU / FOX a P.L.C.

24
25 BY: 

26 Thomas P. Bleau, Esq.
27 James N. Kahn, Esq.
28 H. Michael Song, Esq.
Attorneys for Judgment Creditor,
CHRISTY CORINO

In re RUSSELL ARMSTRONG Debtor.	CHAPTER <u>7</u> CASE NUMBER LA 05-48109 ER
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PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF _____

1. I am employed in the County of _____, State of California. I am over the age of 18 and not a party to the within action. My business address is as follows:

2. **Regular Mail Service:** On _____, I served the foregoing Summons and Notice of Status Conference (and any instructions attached thereto), together with the Complaint filed in this proceeding, on the Defendant(s) at the following address(es) by placing a true and correct copy thereof in a sealed envelope with postage thereon fully prepaid in the United States Mail at _____, California, addressed as set forth below.

3. **Personal Service:** On _____, personal service of the foregoing Summons and Notice of Status Conference (and any instructions attached thereto), together with the Complaint filed in this proceeding, was made on the Defendant(s) at the address(es) set forth below.

4. Defendant(s) and address(es) upon which service was made:

Names and Addresses continued on attached page

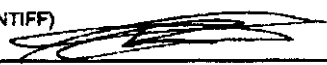
I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated:

 Type Name

 Signature

This form is mandatory. It has been approved for use by the United States Bankruptcy Court for the Central District of California.

B. 104 (Rev. 8/99)		ADVERSARY PROCEEDING SHEET (Instructions on Reverse)		ADVERSARY PROCEEDING NUMBER (For Court Use Only)	
PLAINTIFFS Cristy Corino 133 Meadow Field Lane Address Longwood, FL 32779		DEFENDANTS Russell Armstrong 9454 Wilshire Blvd., 6th Floor Address Beverly Hills, CA 90212			
ATTORNEYS (Firm Name, Address, and Telephone Number) BLEAU/FOX a P.L.C. 3575 Cahuenga Blvd. West, Suite 580, Los Angeles, CA 90068 (323) 874-8613		ATTORNEYS (if known) Raymond H. Aver 12424 Wilshire Blvd., Suite 750 Los Angeles, CA 90025 (310) 571-3511			
PARTY (Check one box only) <input type="checkbox"/> 1 U.S. PLAINTIFF <input type="checkbox"/> 2 U.S. DEFENDANT <input checked="" type="checkbox"/> 3 U.S. NOT A PARTY					
CAUSE OF ACTION (Write a brief statement of cause of action, including all U.S. statutes involved) DEBT NON-DISCHARGEABILITY PURSUANT TO 11 U.S.C. §523(a), et seq.					
NATURE OF SUIT (Check the one most appropriate box only)					
<input type="checkbox"/> 454 To recover money or property		<input type="checkbox"/> 455 To revoke an order of confirmation of a Chapter 11 or Chapter 13 Plan		<input type="checkbox"/> 456 To obtain a declaratory judgment relating to any of the foregoing causes of action	
<input type="checkbox"/> 435 To determine validity, priority, or extent of a lien or other interest in property		<input checked="" type="checkbox"/> 426 To determine the dischargeability of a debt 11 U.S.C. § 523		<input type="checkbox"/> 459 To determine a claim or cause of action removed to a bankruptcy court	
<input type="checkbox"/> 458 To obtain approval for the sale of both the interest of the estate and of a co-owner's property		<input type="checkbox"/> 434 To obtain an injunction or other equitable relief		<input type="checkbox"/> 498 Other (specify)	
<input type="checkbox"/> 424 To object to or revoke a discharge 11 U.S.C. § 72		<input type="checkbox"/> 457 To subordinate any allowed claim or interest except where such subordination is provided in a Plan			
ORIGIN OF PROCEEDING (Check one box only)		<input checked="" type="checkbox"/> 1 Original Proceeding		<input type="checkbox"/> 2 Removed Proceeding	
		<input type="checkbox"/> 4 Reinstated or Reopened		<input type="checkbox"/> 5 Transferred from Another Bankruptcy Court	
<input type="checkbox"/> CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23					
DEMAND		NEAR \$175,000.00		OTHER RELIEF SOUGHT	
<input checked="" type="checkbox"/> JURY DEMAND					
BANKRUPTCY CASE IN WHICH THIS ADVERSARY PROCEEDING ARISES					
NAME OF DEBTOR RUSSELL ARMSTRONG			BANKRUPTCY CASE NUMBER LA 05-48109 ER		
DISTRICT IN WHICH CASE IS PENDING CENTRAL		DIVISIONAL OFFICE LOS ANGELES		NAME OF JUDGE Ernest M. Robles	
RELATED ADVERSARY PROCEEDING (IF ANY)					
PLAINTIFF		DEFENDANT		ADVERSARY PROCEEDING NUMBER	
DISTRICT		DIVISIONAL OFFICE		NAME OF JUDGE	
FILING FEE (Check one box only)		<input checked="" type="checkbox"/> FEE ATTACHED		<input type="checkbox"/> FEE NOT REQUIRED	
		<input type="checkbox"/> FEE IS DEFERRED			
DATE 2/17/06		PRINT NAME Thomas P. Bleau, Esq.		SIGNATURE OF ATTORNEY (OR PLAINTIFF) 	

ADVERSARY PROCEEDING COVER SHEET (Reverse Side)

This cover sheet must be completed by the plaintiff's attorney (or by the plaintiff if the plaintiff is not represented by an attorney) and submitted to the Clerk of the Court upon the filing of a complaint initiating an adversary proceeding.

The cover sheet and the information contained on it **do not** replace or supplement the filing and service of pleadings or other papers as required by law, the Bankruptcy Rules, or the local rules of court. This form is required for the use of the Clerk of the Court to initiate the docket sheet and to prepare necessary indices and statistical records. A separate cover sheet must be submitted to the Clerk of the Court for each complaint filed. The form is largely self-explanatory.

Parties. The names of the parties to the adversary proceeding **exactly** as they appear on the complaint. Give the names and addresses of the attorneys if known. Following the heading "Party," check the appropriate box indicating whether the United States is a party named in the complaint.

Cause of Action. Give a brief description of the cause of action including all federal statutes involved. For example, "Complaint seeking damages for failure to disclose information, Consumer Credit Protection Act, 15 U.S.C. § 1601 et seq.," or "Complaint by trustee to avoid a transfer of property by the debtor, 11 U.S.C. § 544."

Nature of Suit. Place an "X" in the appropriate box. Only one box should be checked. If the cause fits more than one category of suit, select the most definitive.

Origin of Proceedings. Check the appropriate box to indicate the origin of the case:

1. Original Proceeding.
2. Removed from a State or District Court.
4. Reinstated or Reopened.
5. Transferred from Another Bankruptcy Court.

Demand. On the next line, state the dollar amount demanded in the complaint in thousands of dollars. For \$1,000, enter "1," for \$10,000, enter "10," for \$100,000, enter "100," if \$1,000,000, enter "1000." If \$10,000,000 or more, enter "9999." If the amount is less than \$1,000, enter "0001." If no monetary demand is made, enter "XXXX." If the plaintiff is seeking non-monetary relief state the relief sought, such as injunction or foreclosure of a mortgage.

Bankruptcy Case In Which This Adversary Proceeding Arises. Enter the name of the debtor and the docket number of the bankruptcy case from which the proceeding now being filed arose. Beneath, enter the district and divisional office where the case was filed and the name of the presiding judge.

Related Adversary Proceedings. State the names of the parties and six-digit adversary proceeding number from any adversary proceeding concerning the same two parties or the same property currently pending in any bankruptcy court. On the next line, enter the district where the related case is pending and the name of the presiding judge.

Filing Fee. Check one box. The fee must be paid upon filing unless the plaintiff meets one of the following exceptions. The fee is not required if the plaintiff is the United States government or the debtor. If the plaintiff is the trustee or a debtor in possession and there are no liquid funds in the estate, the filing fee may be deferred until there are funds in the estate. (In the event no funds are ever recovered for the estate, there will be no fee.) There is no fee for adding a party after the adversary proceeding has been commenced.

Signature. This cover sheet must be signed by the attorney of record in the box on the right of the last line of the form. If the plaintiff is represented by a law firm, a member of the firm must sign. If the plaintiff is *pro se*, that is, not represented by an attorney, the plaintiff must sign.

The name of the signatory must be printed in the box to the left of the signature. The date of the signing must be indicated in the box on the far left of the last line.