

Certificate of Notice Page 1 of 3
United States Bankruptcy Court
District of MassachusettsDarr,
Plaintiff

Xavier,
Defendant

Adv. Proc. No. 16-04030-msh

CERTIFICATE OF NOTICE

District/off: 0101-4

User: telam
Form ID: pdf012Page 1 of 1
Total Noticed: 11

Date Rcvd: Sep 28, 2018

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Sep 30, 2018.

dft +Atanazia Xavier, 25 Florence Street, Apartment 1, Brockton, MA 02301-6401
dft Chris Araujo, 30 Vassar Street, Dorchester, MA 02121-2128
dft +Enerstina Xavier, 12 Marie Street, Apartment 2, Boston, MA 02122-1708
dft +Ivanilda Nascimento, 25 Florence Street, Apartment 1, Brockton, MA 02301-6401
dft +Jailson Ramos, 35 Hartwell Street, Dorchester, MA 02121-2615
dft +Jorge Lopes, 2703 Eagle Creek Ct., Kissimmee, FL 34746-3176
dft +Leila Tatiana Xavier, 4118 Vista Lago Circle, Apt. 308, Kissimmee, FL 34741-1837
dft +Neria Xavier, 6 Brinsley Street, Dorchester, MA 02121-3608
dft +Silvio Miranda, 3005 Marta Circlce, Apt 101, Kissimmee, FL 34741-0744
dft +Vladmir Xavier, 30 Vassar Street, Dorchester, MA 02121-2128

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
ust +E-mail/Text: USTPRegion01.WO.ECF@usdoj.gov Sep 28 2018 23:59:31 Richard King,Office of US. Trustee, 446 Main Street, 14th Floor, Worcester, MA 01608-2361
TOTAL: 1

***** BYPASSED RECIPIENTS *****

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Sep 30, 2018

Signature: /s/Joseph Speetjens**CM/ECF NOTICE OF ELECTRONIC FILING**

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on September 28, 2018 at the address(es) listed below:

Andrew G. Lizotte on behalf of Plaintiff Stephen Darr agl@murphyking.com,
bankruptcy@murphyking.com; pas@murphyking.com; ddk@murphyking.com; agl@murphyking.com; ecf-72a6723957
cc@ecf.pacerpro.com
Michael K. O'Neil on behalf of Plaintiff Stephen Darr moneil@murphyking.com,
dkonusevska@murphyking.com; ecf-b51ce627ec66@ecf.pacerpro.com

TOTAL: 2



1440987181025000000000003

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MASSACHUSETTS

In re:

TELEXFREE, LLC,
TELEXFREE, INC. and
TELEXFREE FINANCIAL, INC.,

Debtors.

Chapter 11 Cases

14-40987-MSH
14-40988-MSH
14-40989-MSH

Jointly Administered

STEPHEN DARR AS HE IS THE TRUSTEE
OF THE CHAPTER 11 ESTATES OF EACH
OF THE DEBTORS,

Plaintiff,

Adversary Proceeding
No. 16-04030-MSH

v.

LEILA TATIANA XAVIER, CHRIS
ARAUJO, JORGE LOPES, ENERSTINA
XAVIER, ATANAZIA XAVIER, VLADMIR
XAVIER, NERIA XAVIER, JAILSON
RAMOS, FRANCISCA XAVIER-DEPINA,
SILVIO MIRANDA, AND IVANILDA
NASCIMENTO,

Defendant(s).

JUDGMENT

Upon consideration of the *Motion by Plaintiff for Entry of Default Judgment* (the “Motion”)¹, and due cause appearing to me therefor~~x~~ and due notice of the Motion having been provided, it is hereby ORDERED and ADJUDGED as follows:

1. The Motion is granted.
2. No just reason for delay exists to enter the Judgment as a final judgment against

Defendants Leila Tatiana Xavier, Chris Araujo, Jorge Lopes, Enerstina Xavier, Atanazia Xavier,

¹ Capitalized terms not otherwise defined herein shall have the meaning ascribed to them in the Motion.

Vladmir Xavier, Neria Xavier, Jailson Ramos, Francisca Xavier-Depina, Silvio Miranda, and Ivanilda Nascimento (collectively the “Defendants”).

3. Pursuant to the provisions of Rule 7055(b) of the Federal Rules of Bankruptcy Procedure and MLBR 7055-1, final Judgment shall be and hereby is entered on this date, with respect to the complaint (the “Complaint”) filed by of Stephen B. Darr (the “Plaintiff” or “Trustee”), the duly-appointed trustee of the Chapter 11 estates of TelexFree, LLC, TelexFree, Inc., and TelexFree Financial, Inc. (the “Debtors”) initiating this adversary proceeding on or about April 1, 2016, in favor of the Trustee against the Defendants as follows:

- (i) On Count I of the Complaint, judgment enters in favor of the Trustee and any liens asserted by the Defendants are hereby determined invalid against property of the Debtors’ chapter 11 estates pursuant to 11 U.S.C. § 544.
- (ii) On Count II of the Complaint, judgment enters in favor of the Trustee avoiding the Defendants’ attempted perfection of security interests by the filing of the financing statements after the Petition Date pursuant to 11 U.S.C. § 549 (the “Transfers”). The Trustee is hereby entitled to recover, and preserve for the benefit of the Debtors’ chapter 11 estates, the avoided Transfers, or their value, from the Defendants pursuant to 11 U.S.C. §§ 550(a) and 551.
- (iii) On Count III of the Complaint, judgment enters in favor of the Trustee avoiding the Transfers as violations of the automatic stay set forth in 11 U.S.C. § 362.

4. The Court shall retain jurisdiction to enter any further orders necessary for the enforcement of this Judgment.

Dated: September 28, 2018



Honorable Melvin S. Hoffman
Chief United States Bankruptcy Judge