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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

DEANNE M. KROULIK,

Plaintiff,

v.

UNITED STATES OF AMERICA acting
through the State Director, USDA Rural
Development, Rural Housing Service of
Washington; and T.D. Escrow Services, Inc.
d.b.a. T.D. Service Company, a Washington
Corporation,

Defendants.

Case No. C06-5388FDB

ORDER REQUIRING ADDITIONAL
BRIEFING

Plaintiff Kroulik has moved for an order restraining Trustee’s sale, and the matter has been briefed. Kroulik interprets the loan documents in this matter as requiring her to make monthly payments of \$301.24 per month, that she has overpaid and is only in arrears \$566.55.

The Government submits declarations with attachments to support its contention that Kroulik over \$10,000.00 in arrears. There is a difference of opinion in how the documents are interpreted by the parties. Exhibit C to the Cronquist Declaration is an example.

It would be helpful to the Court to have the terms explained (*e.g.* installment note rate, monthly payment, monthly payment assistance) and how they are factored together – considering

1 taxes and insurance – to get to the amount to be paid per month in order to determine any arrearage.

2 Therefore, the Court requests further briefing clarifying materials already submitted.

3 ACCORDINGLY, IT IS ORDERED:

4 1. The Defendants shall submit an additional brief responding to Plaintiff’s Reply brief
5 and clarifying as indicated above no later than Monday, July 31, 2006;


6 2. Plaintiff may file a response to Defendants’ brief no later than 4:30 p.m. Tuesday,
7 August 1, 2006. or 24 hours after the Government files its brief, whichever is earlier.

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9 DATED this 26th day of July, 2006.

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FRANKLIN D. BURGESS
UNITED STATES DISTRICT JUDGE

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26 ORDER - 2