

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

In re:)
) Chapter 7
TAVIO HARDIN,) Judge Donald R. Cassling
) 15 B 18466
Debtor.)

**ORDER BARRING TAVIO HARDIN FROM FILING ANY PLEADINGS OR OTHER
DOCUMENTS AND FROM FILING ANY BANKRUPTCY CASE OR ADVERSARY
PROCEEDING IN THE NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION,
WITHOUT LEAVE OF COURT**

On June 19, 2015, the Court granted the motion of Patrick S. Layng, the United States Trustee for the Northern District of Illinois (the “UST”) to dismiss this case for cause under 11 U.S.C. § 707(a) and with prejudice under 11 U.S.C. § 349(a).

Tavio Hardin (the “Debtor”) filed this pro se Chapter 7 case on May 27, 2015. The Debtor signed his petition and declared, under penalty of perjury, that the information in the petition was true and correct. According to the petition, the Debtor only filed one prior bankruptcy case, 15 B 09572 within the last eight years. This statement is patently false.

In December 2014, the UST filed an adversary proceeding in a case that the Debtor filed in 2014 (14 B 00447) which objected to the Debtor’s discharge because the Debtor failed to disclose five other cases he had filed since May 2012 in his petition and for the Debtor’s failure to obey certain orders that the Court entered in that 2014 bankruptcy case.

On January 23, 2015, the Court entered an order of default judgment in that adversary proceeding which denied the Debtor’s discharge for making false oaths under 11 U.S.C. § 727(a)(4) and for failing to obey Court orders under 11 U.S.C. § 727(a)(6).¹ In that same

¹ Those orders were an Order Granting the UST’s Motion to Compel Compliance with a Subpoena, and

Order, the Court barred the Debtor from filing another bankruptcy case for a period of three years, beginning January 23, 2015 and ending on January 23, 2018. The Court also entered a separate Order in the 2014 bankruptcy case that barred the Debtor from filing any bankruptcy case for the same three-year period.

Despite the entry of these Orders barring the Debtor from filing another bankruptcy case before January 23, 2018, on March 18, 2015 the Debtor filed his seventh Chapter 7 case (15 B 09572) in less than two years. The filing of that case was a direct violation of the Court's Orders.

On March 20, 2015, the UST filed a motion to dismiss the Debtor's seventh bankruptcy case. At the hearing on this motion, the Debtor appeared before the Court. The Court instructed the Debtor that it had entered Orders that barred him from filing another bankruptcy case until January 23, 2018, and the Court granted the UST's motion to dismiss that case.

Two months later on May 27, 2015, the Debtor, in violation of the Court's Orders, filed the instant case. This is the Debtor's eighth bankruptcy case since May 16, 2012, and the second case filed in violation of the Court's Orders barring him from filing another bankruptcy case before January 23, 2018.

The Debtor has disregarded the Court's Orders prohibiting him from filing another case. His flagrant disregard for the Orders of this Court has imposed significant cost and time burdens on the Court, the UST, and the U.S. Marshal.

IT IS THEREFORE ORDERED THAT:

after a civil contempt hearing involving the assistance of the U.S. Marshals, an Agreed Order Directing Debtor's Appearances and Other Relief (see 14 B 00447, Dkt. Nos. 34 & 52). In addition, previously, in case 13 B 19870, the Court ordered the Debtor to pay the Clerk of the Court \$1,505.00 as a sanction under Fed.R.Bankr.P. 9011 for violating a filing bar order entered in an earlier case (see 13 B 19870, Dkt. No. 19). The docket in that case does not reflect payment of the sanction, indicating that the Debtor has failed to comply with that Order as well.

Tavio Hardin is barred from filing any motions, applications, complaints, or pleadings, serving any process, or initiating any bankruptcy case or adversary proceeding in the United States Bankruptcy Court for the Northern District of Illinois, Eastern Division, without prior permission from the undersigned Judge. Any filing sought to be made by Tavio Hardin must be accompanied by an Application for Permission to File.

ENTERED:

DATE: JUN 22 2015

Donald R. Cassling SMP
Donald R. Cassling
United States Bankruptcy Judge