

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

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BANK OF AMERICA, N.A.,

Plaintiff,

ORDER

v.

10-cv-00010-wmc

DAWN R. MARTINSON, UNKNOWN  
SPOUSE OF DAWN R. MARTINSON *also*  
*known as* Carl Green, UNKNOWN TENANTS,  
ADVANTAGE EMPLOYMENT SERVICES  
LLC, REX A. MAGNUSON, and DONNA R. STABS,

Defendants.

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The court is in receipt of the latest of defendant Dawn Martinson's long list of requests to delay final resolution on the merits of this dispute (dkt. #127), which have included myriad representations of informal dispute resolutions and three bankruptcy filings. As to the first excuse, the only representative of Bank of America with the authority to settle the dispute between the parties is its counsel in this matter, Christine E. Demakopoulos. Further end runs by defendant to individuals within Bank of America who lack knowledge of the long history of this case offer no reason for delay of this trial, but also are a waste of everyone's time and effort. Defendant has repeatedly demonstrated an ability to come to an acceptable settlement with plaintiff. In short, the parties' day of judgment has arrived.

Defendant's second excuse is, if anything, even more laughable. Having already tried to hide behind bankruptcy filings, the bankruptcy court itself issued an order making clear that there is no stay of the proceedings here. *In re Dawn R. Martinson*, No.

13-50888 (Bankr. D. Minn. Oct. 18, 2013) (order under § 362(c)(4)(A)(ii) confirming the automatic stay is not in effect). The defendant's refusal to accept this reality in no way justifies the delay of the trial.

As the court has repeatedly advised, it will brook no further delay and this matter will proceed to trial as scheduled tomorrow morning at 9 a.m. Defendant would be well advised to be present at that time. A failure to timely appear will result in entry of default judgment against her.

ORDER

IT IS ORDERED that defendant Dawn R. Martinson's motion to continue court trial (dkt. #127) is DENIED.

Entered this 24th day of October, 2013.

BY THE COURT:

/s/

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WILLIAM M. CONLEY  
District Judge