

Shane O. Bengoechea
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Idaho State Bar Number 2945

U.S. COURTS
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REC'D FILED
CAMERON S. BURKE
CLERK IDAHO

Attorney for Creditor, Walker Center

UNITED STATES BANKRUPTCY COURT
DISTRICT OF IDAHO

IN RE:

KEN CHRISTIANSEN,

Debtor(s).

Chapter 7

Case No.: 00-41491

**AFFIDAVIT OF
SHANE O.
BENGOECHEA IN
SUPPORT OF
OBJECTION TO
TRUSTEE'S
OBJECTION TO
CLAIM AND
NOTICE**

Shane O. Bengoechea, being first duly sworn upon oath, hereby deposes and says:

1. Affiant is the attorney of record for the Creditor, the Walker Center, in the above-entitled case and has personal knowledge as to the matters set forth herein.
2. On July 12, 2001, the Trustee's Office through R. Sam Hopkins, Trustee forwarded a Trustee's Objection To Claim And Notice relating to the Karen Christiansen case indicating that the "Debt is obligation of Kenneth Christiansen and should be disallowed for distribution".

**AFFIDAVIT OF SHANE O. BENGOECHEA IN SUPPORT OF AMENDED OBJECTION
TO TRUSTEE'S OBJECTION TO CLAIM AND NOTICE - 1**

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The claim of Ken Christiansen was discussed with Michelle Hopkins, a representative of the Trustee's Office. Ms. Hopkins advised me that there was no issue with respect to the claim of Ken Christiansen, but only as to Karen Christiansen's claim. The Trustee initially filed an Objection To Claim And Notice in Karen Christiansen's case alleging that her claim was not a priority claim, but an unsecured claim. True and correct copies of the Default Judgment against Kenneth Christiansen as filed with the court on August 29, 2000, and a copy of the billing from the Walker Center to Kenneth Christiansen for the period of June 29, 1999, through July 22, 1999, are attached hereto as Exhibit "A" and "B". Those same documents were also submitted as Exhibits with my Affidavit filed on August 9, 2001, in Karen Christiansen's case, Case No. 00-41490.

3. Ken Christiansen's claim has been on file since April 2, 2001, and no objection to that claim was made prior to the Objection dated October 2, 2001. The Walker Center's claim is a priority claim pursuant to 11 USC §507(a)(2).

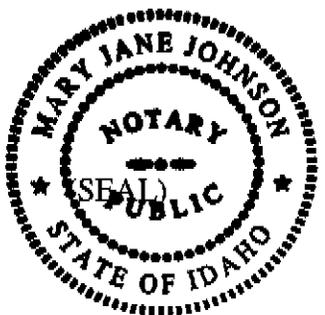
4. That the foregoing statements contained herein are true and accurate to the best of affiant's knowledge, information and belief.

Further affiant sayeth naught.

DATED this 17th day of October, 2001.

Shane O. Bengoechea
Shane O. Bengoechea

SUBSCRIBED AND SWORN to before me this 17 day of October, 2001.



Mary Jane Johnson
Notary Public, State of Idaho
Residing at Boise, Idaho
My Commission Expires: 12/15/05

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 17th day of October, 2001, I caused to be served a true and correct copy of the foregoing document by the method indicated below and addressed to the following:

- | | | |
|---------------------------|-------------------------------------|----------------|
| U. S. Trustee | <input checked="" type="checkbox"/> | U. S. Mail |
| P. O. Box 110 | <input type="checkbox"/> | Hand Delivery |
| Boise, ID 83701 | <input type="checkbox"/> | Overnight Mail |
| | <input type="checkbox"/> | Facsimile |
| | <input type="checkbox"/> | Certified Mail |
|
 | | |
| Walker Center | <input checked="" type="checkbox"/> | U. S. Mail |
| 1120 A Montana Street | <input type="checkbox"/> | Hand Delivery |
| Gooding, ID 83330 | <input type="checkbox"/> | Overnight Mail |
| | <input type="checkbox"/> | Facsimile |
| | <input type="checkbox"/> | Certified Mail |
|
 | | |
| Karen Christiansen | <input checked="" type="checkbox"/> | U. S. Mail |
| 1184 Inca Drive | <input type="checkbox"/> | Hand Delivery |
| Twin Falls, ID 83301-8716 | <input type="checkbox"/> | Overnight Mail |
| | <input type="checkbox"/> | Facsimile |
| | <input type="checkbox"/> | Certified Mail |

Jeffrey Stoker
P. O. Box 1597
Twin Falls, ID 83303-1597

U. S. Mail
 Hand Delivery
 Overnight Mail
 Facsimile
 Certified Mail

Clerk of the U. S. Bankruptcy Court
Federal Building
801 E. Sherman
Pocatello, ID 83201

U. S. Mail
 Hand Delivery
 Overnight Mail
 Facsimile
 Certified Mail

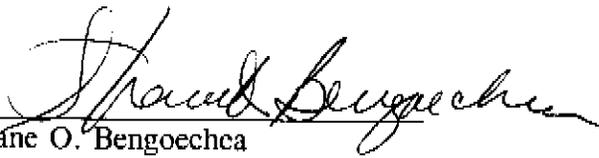

Shane O. Bengoechea

EXHIBIT "A"

Shane O. Bengoechea
BENGOECHEA LAW OFFICE, PLLC
709 E. Riverpark Ln., Suite 300
Boise, Idaho 83706
Telephone: (208) 336-0484
Idaho State Bar Number 2945

Attorney for Plaintiff

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DISTRICT COURT
TWIN FALLS CO, IDAHO
FILED

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BY _____
CLERK
DEPUTY

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

WALKER CENTER,

Plaintiff,

v.

KENNETH L. CHRISTIANSEN,

Defendant.

Case No. CV 00-3022

**DEFAULT
JUDGMENT**

IN THIS ACTION, Defendant, Kenneth L. Christiansen, having been sued herein for services rendered by Plaintiff to Defendant in a sum fixed and certain; having been regularly served with Summons and a copy of the Complaint; having failed to appear and answer Plaintiff's Complaint within the time allowed by law, and the default of Defendant having been duly entered;

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that Plaintiff have and recover \$5,226.87, plus prejudgment interest in the amount of \$539.05, together with costs of \$95.00 and attorney fees of \$993.75, for total judgment of \$6,854.67, with interest thereon at the rate allowed by law from the date of entry of judgment.

DATED this 28 day of August, 2000.

By RS/ **R. MICHAEL REDMAN**
Honorable R. Michael Redman
District Court Judge

State of Idaho

County of Twin Falls, **IN**

I hereby certify the foregoing to be a full, true
and correct copy of the original on file in the
above entitled action.

ROBERT S. FORT
CLERK OF THE DISTRICT COURT

By Sherry Daw
COURT SERVICES

EXHIBIT "B"

137105 01

WELMER CENTER
11000 LINTANA STREET
TWIN FALLS, ID 83303
(208) 734-8001

STATEMENT FOR:

KENNETH L. CHRISTENSEN
301 MORNINGSIDE #1
TWIN FALLS, ID 83301

Date: 06/09/2000
Acct. No.: 4584.00

Date	Name	Prnc. Code	Description	100-9 Code	Charges
06/29/1999	KENNETH	5112.01	REHAB ROOM CHARGE	303.91	216.00
06/30/1999	KENNETH	5112.01	REHAB ROOM CHARGE	303.91	216.00
07/01/1999	KENNETH	5112.01	REHAB ROOM CHARGE	303.91	216.00
07/02/1999	KENNETH	5112.01	REHAB ROOM CHARGE	303.91	216.00
07/03/1999	KENNETH	5112.01	REHAB ROOM CHARGE	303.91	216.00
07/04/1999	KENNETH	5112.01	REHAB ROOM CHARGE	303.91	216.00
07/05/1999	KENNETH	5112.01	REHAB ROOM CHARGE	303.91	216.00
07/06/1999	KENNETH	5112.01	REHAB ROOM CHARGE	303.91	216.00
07/07/1999	KENNETH	5112.01	REHAB ROOM CHARGE	303.91	216.00
07/08/1999	KENNETH	5112.01	REHAB ROOM CHARGE	303.91	216.00
07/09/1999	KENNETH	5112.01	REHAB ROOM CHARGE	303.91	216.00
07/10/1999	KENNETH	5112.01	REHAB ROOM CHARGE	303.91	216.00
07/11/1999	KENNETH	5112.01	REHAB ROOM CHARGE	303.91	216.00
07/12/1999	KENNETH	5112.01	REHAB ROOM CHARGE	303.91	216.00
07/13/1999	KENNETH	5112.01	REHAB ROOM CHARGE	303.91	216.00
07/14/1999	KENNETH	5112.01	REHAB ROOM CHARGE	303.91	216.00
07/15/1999	KENNETH	5112.01	REHAB ROOM CHARGE	303.91	216.00
07/16/1999	KENNETH	5112.01	REHAB ROOM CHARGE	303.91	216.00
07/17/1999	KENNETH	5112.01	REHAB ROOM CHARGE	303.91	216.00
07/18/1999	KENNETH	5112.01	REHAB ROOM CHARGE	303.91	216.00
07/19/1999	KENNETH	5112.01	REHAB ROOM CHARGE	303.91	216.00
07/20/1999	KENNETH	5112.01	REHAB ROOM CHARGE	303.91	216.00
07/21/1999	KENNETH	5112.01	REHAB ROOM CHARGE	303.91	216.00
07/21/1999	KENNETH	5360.01	PHARMACY	303.91	42.07
07/22/1999	KENNETH	5112.01	REHAB ROOM CHARGE	303.91	216.00
12/31/1999	KENNETH	SC	INTEREST CHARGES		78.40
02/01/2000	KENNETH	SC	INTEREST CHARGES		78.40
02/10/2000	KENNETH	SC	INTEREST CHARGES-SEPT, OCT, N		225.20
02/29/2000	KENNETH	SC	INTEREST CHARGES		78.40
03/31/2000	KENNETH	SC	INTEREST CHARGES		78.40
04/30/2000	KENNETH	SC	INTEREST CHARGES		78.40
05/31/2000	KENNETH	SC	INTEREST CHARGES		78.40

Total Due: 2532.47