

STATE OF INDIANA  
COUNTY OF LAWRENCE

SS:

IN THE LAWRENCE CIRCUIT COURT  
CAUSE NO. 47C01-2001-PL-000114

STATE OF INDIANA *ex rel.* TODD  
ROKITA, ATTORNEY GENERAL OF  
INDIANA,

Plaintiff,

v.

ROBERT AWBREY,

Defendant.

**AGREED JUDGMENT,**  
**AS TO DEFENDANT, ROBERT AWBREY**

Plaintiff, State of Indiana and *ex rel.* Todd Rokita, Attorney General of Indiana (“State”), by counsel, Marielle Riedle, Deputy Attorney General, and Defendant Robert Awbrey (“Awbrey”), by counsel Scott Callahan, now agree as follows:

1. The State shall have a judgment against Robert Awbrey, in the total amount of **Thirty-Two Thousand Eight Hundred Seventy-Nine and 51/100 Dollars (\$32,879.51)**.

2. Awbrey agrees to pay the judgment entered herein by making one initial lump sum payment within thirty (30) days of this Agreed Judgment being filed with the Court in the amount of \$16,879.51. Thereafter, the remaining balance shall be paid in monthly installments of \$500.00, which shall begin effective 60 days after this Agreed Judgment is filed with the Court, and continue every month thereafter, with payments due by the last day of the month, until the remaining principal has been paid in full. If Plaintiff declares Awbrey to be in default, the full remaining balance of this Agreed Judgment, together with a statutory post judgment interest rate of eight percent (8%) per annum, shall be owed.

3. Pursuant to Ind. Code § 5-11-1-9, the State Board of Accounts (“SBOA”) performed an examination of the books, accounts, and records of Guthrie Township (“Township”), Lawrence County, Indiana, as outlined in SBOA Special Investigation Report B53276 (“Audit Report”), dated September 10, 2019.

4. The Audit Report covered the period of May 1, 2016 to December 31, 2018 (“Audit Period”).

5. Awbrey was the Trustee at all relevant times during the Audit Period.

6. The Audit Report disclosed malfeasance, misfeasance, and/or nonfeasance on the part of Awbrey.

7. Awbrey acknowledges that this debt arose from the Audit Report and admits to the findings of the SBOA in the Audit Report which resulted in misappropriating public Township funds.

8. Awbrey may relieve his liability under this Agreed Judgment by making payment in full of any remaining balance at any time.

9. State agrees that provided Awbrey makes all payments on time, the statutory interest will be waived.

10. Awbrey agrees that this debt is not dischargeable in bankruptcy pursuant to 11 U.S.C. § 523(a)(4). Awbrey also agrees that this debt is not dischargeable in bankruptcy pursuant to 11 U.S.C. §§ 523(a)(2)(A), 523(a)(4), 523(a)(6), and/or 11 U.S.C. § 523(a)(7).

11. All payments are to be made payable to the “**State of Indiana**” and shall be sent to: *Office of the Indiana Attorney General; Attn: Asset Recovery & Bankruptcy Litigation; Indiana Government Center South, Fifth Floor; 302 West Washington Street; Indianapolis, Indiana 46204-2770.*

12. The notation "141162" shall be made on the reference line of each payment.

13. Any modification of this Agreed Judgment, including matters related to payments must be in writing and signed by the below parties.

14. Plaintiff shall have the right to declare Awbrey in default if any payments are received late or are missed. Plaintiff's acceptance of a late payment will not prevent Plaintiff from declaring Awbrey in default. If Plaintiff declares Awbrey to be in default, the full remaining balance of this Agreed Judgment, together with a statutory post judgment interest rate of eight percent (8%) per annum, shall become immediately due and owing to Plaintiff.

ALL OF WHICH IS AGREED TO BY THE FOLLOWING:



Robert Awbrey  
Defendant

/s/ Marielle Riedle

Marielle Riedle  
Deputy Attorney General  
Attorney No. 27375-53

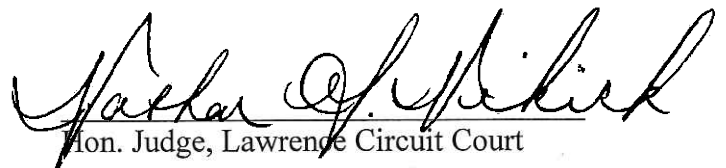


Scott Callahan  
Attorney for Robert Awbrey

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(FOR COURT USE ONLY BELOW THIS LINE)

This Agreed Judgment was APPROVED and ENTERED OF RECORD this \_\_\_\_\_ day  
of 2/6/2023, 2023.

  
Hon. Judge, Lawrence Circuit Court

Distribution:

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