

SO ORDERED



James F. Schneider
JAMES F. SCHNEIDER
U. S. BANKRUPTCY JUDGE

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MARYLAND**

In re: * Case No. 15-13164-JS
LONNIE OMEGA PIERCE, JR., * Chapter 7
Debtor. *

* * * * *

**ORDER PERMANENTLY ENJOINING RODNEY SHELL AND DOC PREP, LLC
FROM ACTING AS A BANKRUPTCY PETITION PREPARER**

This matter came before the Court on the Order Directing Bankruptcy Petition Preparer to Refund all Fees [Docket No. 19], and the Debtor’s Motion for Reconsideration [Docket No. 26]. Rodney Shell and Doc Prep, LLC act as bankruptcy petition preparers, as defined in 11 U.S.C. § 110. In the above-captioned case Rodney Shell filed a Disclosure of Compensation of Bankruptcy Petition Preparer [Docket No. 7] declaring that he received \$100 from the debtor in connection with his services in this case, however, he failed to file Official Form 19 Declaration and Signature of Non-Attorney Bankruptcy Petition Preparer. On March 10, 2015, the Court signed an Order that Bankruptcy Petition Preparer Show Cause Why Fees Should Not Be Refunded [Docket No. 10]. After no response thereto was filed before March 25, 2015, on April 7, 2015 the Court signed an Order Directing Bankruptcy Petition Preparer to Refund All Fees [Docket No. 19]. Rodney Shell failed to refund the fees paid to him by the Debtor within fourteen (14) days. Debtor’s Chapter 7 case was dismissed on April 7, 2015 for failure to pay the filing fee. In response to that, Debtor filed a Motion for Reconsideration [Docket No. 26],

stating that he paid Rodney Shell \$350, and was told “do not worry about the filing fee[,] it would be waived.” At the hearing held on July 20, 2015, the Debtor reiterated the information provided in his Motion for Reconsideration, and the Court found Rodney Shell in contempt of prior court orders. Based on the foregoing, and for the reasons stated on the record at the hearing, it is, by the United States Bankruptcy Court for the District of Maryland,

ORDERED, that pursuant to 11 U.S.C. § 110(j)(3), Rodney Shell, Doc Prep, LLC and any employees or subcontractors of Rodney Shell or Doc Prep, LLC, are permanently enjoined from acting as bankruptcy petition preparers in any court in the District of Maryland, including, *inter alia*,

- (1) Acting as bankruptcy petition preparers, as defined in 11 U.S.C. § 110, and accepting any compensation for acting as bankruptcy petition preparers in connection with a case under Title 11 of the United States Code;
- (2) Assisting any person or entity in drafting or preparing any bankruptcy petition, schedule, motion, pleading or other document to be submitted to any bankruptcy court on a debtor’s behalf, or under a debtor’s signature. For purposes of this paragraph, the term “assist” includes, in addition to any other action that would constitute assistance under the ordinary usage of the term: (i) the gathering of information for the purpose of drafting or preparing any petition, schedule, motion, pleading or document to be filed in any court; (ii) providing a debtor with a completed petition, schedule, motion, pleading or document for the purpose of filing the petition, schedule, motion, pleading or document in any court; and/or (iii) providing any person with a form petition, schedule, motion, pleading or document, obtained via the internet, form book, data bank, or other similar source;

and it is further,

ORDERED, that nothing in this order shall be deemed or interpreted to prohibit, limit or otherwise abridge Rodney Shell's rights to proceed *pro se* in any legal proceeding, and that the restrictions above shall not apply to any petition, pleading, motion or document that Rodney Shell prepares or files in any court on his own behalf; and it is further,

ORDERED, that Rodney Shell refund all fees paid to him by the Debtor, in connection with the above-captioned case, to the Debtor within fourteen (14) days of the date of this order; and it is further,

ORDERED, that within seven (7) days after payment of such refund Rodney Shell shall file with this Court a certification under oath that states (i) the date on which the refund was paid, (ii) the person to whom it was paid, and (iii) the amount of such refund; and it is further,

ORDERED, that any prior orders of this Court directing Rodney Shell to take any action, pay any fine, and/or refund any fees remain in full force and effect.

cc: Debtor
Rodney Shell
U.S. Trustee

END OF ORDER