

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

In re:

GLENN RICHARD UNDERWOOD,
Debtor.

_____ /

GLENN RICHARD UNDERWOOD, *pro se*,
Plaintiff,

vs.

PATRICIA SELENT, *pro se*, et al.,
Defendants.

_____ /

Case No. 06-55754

Chapter 7

Judge Thomas J. Tucker

Adv. Pro. No. 14-4966

ORDER DENYING PLAINTIFF'S MOTION FOR SUMMARY JUDGMENT

This adversary proceeding is before the Court on the Plaintiff's motion filed on December 8, 2014, entitled "Motion for Summary Judgment Against Defendants Patricia Selent and Lynda Carto in favor of Plaintiff Pursuant to F. R. C. P. Rules 56(b) and (e)" (Docket # 63, the "Motion"). The Court construes the Plaintiff's Motion as seeking summary judgment on Counts I through III of his Complaint¹ against the non-defaulting Defendants, Patricia Selent and Lynda Carto. The Court will deny the Motion.

Two days after Plaintiff filed the Motion, the Court held a lengthy hearing on related motions, on December 10, 2014, and entered an order on December 10, 2014 (Docket # 65) that,

¹ The Plaintiff's Complaint consists of the complaint filed at Docket # 1 in this adversary proceeding, on September 9, 2014, as supplemented by the document filed on October 7, 2014, at Docket # 18, entitled "Adversary Complaint Supplement," and the document filed on December 17, 2014, at Docket # 68, entitled "Amendment to Complaint Prayer for Relief."

among other things, dismissed with prejudice Counts I through III of the Plaintiff's Complaint as to all of the Defendants in this adversary proceeding. Plaintiff's Motion seeking summary judgment on Counts I through III of his Complaint must be denied because the Court has dismissed those counts with prejudice (Docket # 65). Accordingly,

IT IS ORDERED that the Motion (Docket # 63) is denied.

Signed on March 5, 2015

/s/ Thomas J. Tucker _____
Thomas J. Tucker
United States Bankruptcy Judge