

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA
FORT WAYNE DIVISION

IN THE MATTER OF:

MICHAEL J. MAY
JEAN A. MAY

Debtors

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CASE NO. 01-13525

DECISION AND ORDER

At Fort Wayne, Indiana, on August 18, 2005

In that Bankruptcy Rule 7001 requires an adversary proceeding in order to recover money or property from an entity (except a proceeding to compel the debtor to deliver property to the trustee); Fifth Third Bank's motion, filed on August 1, 2005, to turn over funds is DENIED.

SO ORDERED.

/s/ Robert E. Grant
Judge, United States Bankruptcy Court