

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF VERMONT

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In re:  
**DENNIS BREITIGAN and  
SUE E. BREITIGAN,**  
Debtors.

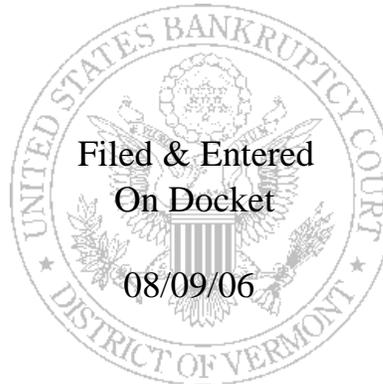
Chapter 7 Case  
# 04-11250

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**JOHN R. CANNEY, III, TRUSTEE**  
Plaintiff,

v.

**LARRY JOHNSON and  
ROSEANNE JOHNSON,**  
Defendants.



Adversary Proceeding  
# 05-1051

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Appearances: *Karl C. Anderson, Esq.*  
*Amderson & Eaton, P.C.*  
*Rutland, Vt.*  
*For the Plaintiff*

*Anthony R. Duprey, Esq.*  
*Neuse, Smith & Venman, P.C.*  
*Middlebury, Vt.*  
*For the Defendants*

**ORDER**  
**DENYING DEFENDANTS' MOTION FOR SUMMARY JUDGMENT**

For the reasons set forth in the Memorandum of Decision of even date, IT IS HEREBY ORDERED that:

1. the Defendants' Motion for Summary Judgment (doc. # 21) is denied;
2. the Parties shall complete alternative dispute resolution **by August 31, 2006**;
3. the Parties shall file a joint pre-trial statement by **4:00 p.m. on September 1, 2006**;
4. the Pretrial Conference currently scheduled for **September 5, 2006 at 11:30 a.m.** shall proceed; and
5. since there are only 3 weeks between the date of this Order and the date the Parties set for completing ADR, see Order dated June 13, 2006 (doc. # 20), if the Parties will not be able to complete ADR by August 31<sup>st</sup>, and if the Parties file a stipulation so stating **by August 25, 2006**, the Court will extend each of the dates set forth above by 30 days.

**SO ORDERED.**

August 9, 2006  
Rutland, Vermont

  
Colleen A. Brown  
United States Bankruptcy Judge