

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF VERMONT**

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**In re:**

**ERIC L. EATON and  
THERESA A. EATON,  
Debtors.**

**Chapter 13 Case  
# 05-11468**

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**JAN M. SENSENICH, as Chapter 13  
Trustee for the Bankruptcy Estate of  
Eric L. Eaton and Theresa A. Eaton,  
ERIC L. EATON AND THERESA A. EATON,  
Plaintiffs,**

**Adversary Proceeding  
# 06-1022**

**v.**

**HOMEQ SERVICING CORP.,  
Defendant.**

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*Appearances: Jan M. Sensenich, Esq.  
White River Junction, Vt.  
Chapter 13 Trustee, Plaintiff, pro se*

*Grant C. Rees, Esq.  
Milton, Vt.  
For the Defendant*

**ORDER  
GRANTING TRUSTEE'S MOTION FOR SUMMARY JUDGMENT**

For the reasons set forth in the Memorandum of Decision of even date,

IT IS HEREBY ORDERED that the Trustee's motion for summary judgment (doc. # 11) is granted; and HomEq Servicing Corp.'s motion for summary judgment (doc. # 14) is denied.

**SO ORDERED.**

September 14, 2006  
Rutland, Vermont



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Colleen A. Brown  
United States Bankruptcy Judge

