

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MASSACHUSETTS
Proceeding Memorandum/Order

In re GAILON ARTHUR JOY

In Re: Gailon Arthur Joy v. Danny Lee Shelton et al

Case Number: 07-04173 (JBR)

Matter:

Chapter:

#4 Motion of Defendants, Danny Lee Shelton, Three Angels Broadcasting Network, Inc., to Dismiss Adversary Proceeding and #15 Opposition of Debtor

MOVANT/APPLICANT/PARTIES

George I. Roumeliotis for Defendants
Laird J. Heal for Plaintiff

COURT ACTION:

Show Cause Order _____ Released _____ Enforced _____
#4 Granted _____ Approved _____ Moot _____
_____ Denied _____ Denied without Prejudice _____
_____ Withdrawn in Open Court _____
_____ Sustained _____ Overruled _____
Continued to: _____
Proposed Order to be Submitted by: _____
Stipulation to be Submitted by: _____
Taken Under Advisement _____

DECISION SET OUT MORE FULLY BY COURT AS FOLLOWS:

Plaintiff has failed to allege all elements of 11 U.S.C. § 362(k) under the standard set forth in the Supreme Court Bell Atlantic case. Plaintiff shall have until February 11, 2008 to file an amended complaint.

SO ORDERED:


Joel B. Rosenthal Dated: 2/1/08