

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF MINNESOTA**

In re

Israel R. McKinney
Jennifer H. McKinney

Case No. 11-61215
Chapter 7

Debtors.

Gene W. Doeling, Trustee,

Adversary No. 12-6024

Plaintiff,

v.

NOTICE OF DISMISSAL

Israel R. McKinney,
Jennifer H. McKinney,

Defendants.

Gene W. Doeling, as the bankruptcy trustee and plaintiff in this matter, hereby dismisses this action. The Trustee and the defendants have entered into a Settlement Agreement, which has been approved by the bankruptcy court.

The defendants have not served nor filed an Answer to this action. This notice of dismissal is made pursuant to Bankruptcy Rule 7041 and Federal Rules of Civil Procedure 41(a)(1), which grants to the Plaintiff the right to dismiss an action against a defendant who has not served an answer, without the need for a court order.

Dated this 15th day of January, 2013

/e/ Gene W. Doeling
Gene W. Doeling
KALER DOELING LAW OFFICE
Attorney for plaintiff
121 Roberts Street
P.O. Box 423
Fargo, ND 58107-0423
(701) 232-8757
MN Attorney No. 232429

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ORDER FOR DISMISSAL OF ADVERSARY PROCEEDING

Based upon the Stipulation for Dismissal and the contents of the file it is hereby ordered that the adversary proceeding in the above-captioned matter is dismissed with prejudice and without costs or expenses to either party.

Dated: _____

Dennis D. O'Brien,
Judge of Bankruptcy Court

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UNSWORN CERTIFICATE OF SERVICE

I, Gene W. Doeling, declare under penalty of perjury that on January 15, 2013, the following entities were served electronically via CM/ECF or via U.S. mail:

Office of the United States Trustee, ustpreion12.mn.ecf@usdoj.gov

Israel & Jennifer McKinney
W21650 Linden Road
Galesville, WI 54630

Executed on : January 15, 2013

Signed: /e/ Gene W. Doeling
Gene W. Doeling
121 Roberts Street
Fargo, ND 58102