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Mitsubishi Fuso Repair Manual.pdf: 563.3 KB. Download link: Mitsubishi. access you can find here free, and complete PDF manuals for. 36 B.R. 158 (1983) In the Matter of VILLAGE AMERICA, Debtor. VILLAGE AMERICA, a New Jersey Corporation, Debtor, Plaintiff, v. The COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF TRANSPORTATION, Defendant. Bankruptcy No. 82-215-G, Adv. No. 82-099. United States Bankruptcy Court, E.D. Pennsylvania. November 30, 1983. Bruce E. Trebilcock, Middleburg, Fla., for debtors/plaintiffs. Diane Gillman, Harrisburg, Pa., for defendant. Edward Sparkman, Philadelphia, Pa., Standing Trustee. OPINION EMIL F. GOLDHABER, Bankruptcy Judge: The issue in this case is whether the recordation of a lis pendens by a taxing authority constitutes a preference recoverable by the trustee pursuant to 11 U.S.C. § 547(b). We conclude that it does not and will enter an order denying a motion for summary judgment. The facts are as follows:[1] The Commonwealth of Pennsylvania, Department of Transportation ("the Commonwealth") filed a tax lien with the Prothonotary of Lancaster County against property owned by the debtor ("the tax lien"). The Commonwealth's lien was recorded on October 9, 1982. On October 19, 1982, the debtor filed a petition for relief under the provisions of chapter 11 of the Bankruptcy Code ("the Code"). The debtor subsequently requested that the lis pendens be removed. On December 17, 1982, the trustee moved to have the lis pendens removed from the records of the Prothonotary of Lancaster County. The lis pendens was removed by order of the Prothonotary on December 22, 1982, on the motion of the trustee. On December 22, 1982, the debtor filed a complaint against the Commonwealth seeking to avoid the tax lien as a preference. The motion for summary judgment filed by the Commonwealth contends that the lis pendens has no relationship to a recovery by the trustee and thus it cannot be avoided as a preference. \*159 11 U.S.C. 04aeff104c

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