



IT IS ORDERED as set forth below:

Date: June 12, 2009

James E. Massey

James E. Massey
U.S. Bankruptcy Court Judge

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

IN RE:

CASE NO. 08-73794

Thomas Tarver,

CHAPTER 7

Debtor.

JUDGE MASSEY

Thomas Tarver,

Movant,

v.

CONTESTED MATTER

Sears and Chase,

Respondents.

ORDER DENYING MOTIONS TO AVOID JUDICIAL LIENS

Debtor moves to avoid judicial liens allegedly held by “Sears” and “Chase.” Those names are obviously not the legal names of the entities that hold the judgments. The problem with not paying attention to names is that one may not serve the correct entity or may not serve the correct entity correctly. Here, the certificates of service of the two motions filed by Debtor

(in the future one motion naming all respondents is the appropriate course) fail to show service that meets the requirements of Bankruptcy Rule 7004(b)(3) in the case of “Sears” and Bankruptcy Rule 7004(h) in the case of “Chase” if “Chase” is an insured financial institution. Because the Court lacks jurisdiction over the Respondents, the motions (document nos. 19 and 20) are DENIED.

END OF ORDER