

280 B.R. 867
United States Bankruptcy Court,
S.D. Alabama.

In re Michael F. POWE, Debtor.
Michael F. Powe, Plaintiff,
Theresa Moore Ballard, Intervenor,
v.
Chrysler Financial Corp., L.L.C. Defendant.

Bankruptcy Nos. 98-10935-
MAM-13, 98-13377-WSS-13.

|
Adversary No. 99-1121.

|
June 11, 2001.

Attorneys and Law Firms

Steve Olen, Mobile, AL, [Steven L. Nicholas](#), Mobile, AL,
[Donald J. Stewart](#), Mobile, AL, for Plaintiff.

[C. Lee Reeves](#), Birmingham, AL, [Rhonda L. Nelson](#), San
Francisco, CA, E. Barry Johnson, Birmingham, AL, for
Chrysler Financial Corp., L.L.C.

ORDER AMENDING ORDER DENYING
DEBTOR'S MOTION TO STRIKE CHRYSLER'S
AMENDED MOTION TO STRIKE, DENYING
DEFENDANT'S MOTION FOR SUMMARY
JUDGMENT AND GRANTING DEBTOR'S
MOTION FOR CLASS CERTIFICATION

[MARGARET A. MAHONEY](#), Chief Judge.

It has come to the Court's attention that the Court misspoke
in the conclusion of the Order Denying Debtor's Motion
to Strike Chrysler's Amended Motion to Strike, Denying

Defendant's Motion for Summary Judgment and Granting
Debtor's Motion for Class Certification dated June 1, 2001.
The Court stated:

For most of the same reasons
as the prior cases of Noletto,
Sheffield, Slick, Miller and Harris had
summary judgment denied and class
certification granted, this case also is
an appropriate, viable case. The case
will proceed to *868 trial roughly in
tandem with the other cases.

The Court should have stated, and now amends the order to
so read:

For most of the same reasons as
the prior cases of Noletto, Sheffield,
Slick, Miller and Harris had summary
judgment motions denied or granted
and class certification granted or
denied, this case is a viable case. The
case will proceed to trial roughly in
tandem with the other cases.

THEREFORE, IT IS ORDERED that the Order Denying
Debtor's Motion to Strike Chrysler's Amended Motion to
Strike, Denying Defendant's Motion for Summary Judgment
and Granting Debtor's Motion for Class Certification dated
June 1, 2001, is amended as stated.

All Citations

280 B.R. 867 (Mem)