

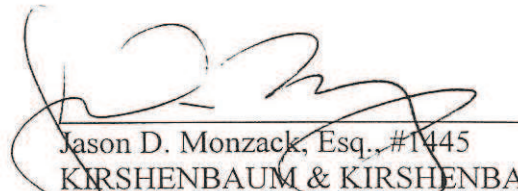
UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF RHODE ISLANDIN RE: Cumberland Investment Corp.
DebtorBk No. 89-11051
Chapter 7MOTION TO STRIKE

Now comes the Chapter 7 Trustee in the above captioned matter and moves to strike Harold Chorney's Second Request for Admissions to Jason D. Monzack and Chorney's Notice to Call Jason D. Monzack as a witness at the hearing scheduled for May 13, 2004 concerning information contained in Chorney's Second Request for Admissions to Jason D. Monzack, dated April 30, 2004.

Trustee, Jason D. Monzack, refers this Court to his Motion to Strike dated March 18, 2004 and incorporates herein by reference that Motion to Strike in its entirety including the Exhibits attached thereto.

WHEREFORE, the Chapter 7 Trustee moves that this Court enter its order:

1. Striking Harold Chorney's Second Request for Admissions to Jason D. Monzack and Chorney's Notice to Call Jason D. Monzack as a witness at the hearing scheduled for May 13, 2004 concerning information contained in Chorney's Second Request for Admissions to Jason D. Monzack, dated April 30, 2004.
2. Fashioning a remedy to prevent Mr. Chorney from continuing to abuse the process of this Court; and
3. Ordering such other and further relief as is fair and equitable



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**IN RE: Cumberland Investment Corp.
Bk No. 89-11051-Motion to Strike 5/7/04**

WITHIN TEN (10) DAYS AFTER SERVICE AS EVIDENCED BY THE CERTIFICATION (TWENTY (20) DAYS FOR US GOVERNMENT OFFICERS AND AGENCIES THEREOF), AND AN ADDITIONAL THREE (3) DAYS PURSUANT TO FED. R. BANK P. 9006(f) IF YOU WERE SERVED BY MAIL, ANY PARTY AGAINST WHOM THIS PAPER HAS BEEN SERVED, OR ANY OTHER PARTY TO THE ACTION WHO OBJECTS TO THE RELIEF SOUGHT HEREIN SHALL SERVE AND FILE AN OBJECTION OR OTHER APPROPRIATE RESPONSE TO THIS PAPER WITH THE BANKRUPTCY COURT CLERK'S OFFICE, 380 WESTMINSTER MALL, 6TH FLOOR, PROVIDENCE, RI 02903, (401) 528-4477. IF NO OBJECTION OR OTHER RESPONSE IS TIMELY FILED WITHIN THE TIME PRESCRIBED HEREIN, THE PAPER WILL BE DEEMED UNOPPOSED AND WILL BE GRANTED UNLESS: (1) THE REQUESTED RELIEF IS FORBIDDEN BY LAW; (2) THE REQUESTED RELIEF IS AGAINST PUBLIC POLICY; OR (3) IN THE OPINION OF THE COURT, THE INTEREST OF JUSTICE REQUIRES OTHERWISE.

CERTIFICATION

I, hereby certify that on May 7, 2004, I served a true and accurate copy of the Motion to Strike by first class mail, postage prepaid, upon the following interested parties:

Harold Chorney
16 Spring Drive
Johnston, RI 02919

U. S. Trustee's Office
Room 910
10 Dorrance Street
Providence, RI 02903

