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A certificate of service was filed on October 26, 2005 (Dkt. 35), showing service by mail

upon:

Mohawk Regional Water Board

City of Utica, NY

John Dillon

Timothy J. Julian

Timothy P. Doyce

Harry Scaramella

The court finds inadequate excuse to extend the abatement period of FED. R. BANKR. P. 7004. This is because service of an adversary complaint in a bankruptcy case is extremely easy. The Plaintiffs have had eight months to do so--double the allocated time allowed by the Rule.

Accordingly the court will enter orders which:

- 1. DENY the Plaintiffs' motion to extend service of the adversary complaint; and
- 2. DISMISS the following unserved Defendants from the action:

William Grossman

Pat Madigan

Mohawk Regional Water Board

Midland Loan Services

J.P. Morgan Holding Company dba La Salle Bank

Steven M. Cox

The Law Firm of Waterfall Economides (sic)

Jeffrey Solomon

Steinburg, Fineo Law Firm

Dean Bell, individually and dba Magnolia Bearcat

Eric Sparks

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DATED AND SIGNED ABOVE.

COPIES served as indicated below the day of January, 2006, upon:

Milivoj Marinkovic U.S. Mail  
808 Oswego  
Utica, NY 13502

Mel M. Marin U.S. Mail  
Box 2675  
Vista, CA 92085

Catherine M Hedgeman U.S. Mail  
50 Beaver Street  
Albany, NY 12207-2830

John L Favreau U.S. Mail  
NYS Department of Public Service  
3 Empire State Plaza  
Albany, NY 12223

Scott D. Gan Email [ecfbk@mcrazlaw.com](mailto:ecfbk@mcrazlaw.com)  
Mesch, Clark & Rothschild, P.C.  
259 N. Meyer Ave.  
Tucson, AZ 85701

Office of the United States Trustee U.S. Mail  
230 North First Avenue, Suite 204  
Phoenix, AZ 85003-1706

By /s/ M.B. Thompson  
Judicial Assistant