

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW MEXICO**

In re: CHUCK MCCUNE and
CHUTHAMARD MCCUNE,
Debtors.

No. 20-12326-j7

ROBERT PIDCOCK, as personal
representative of THE ESTATE
OF THOMAS W. KUEHN,
Plaintiff,

v.

Adversary No. 21-01013-j

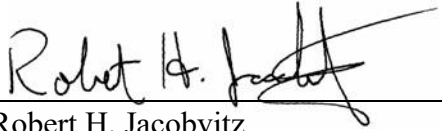
CHUCK MCUNE and
CHUTHAMARD MCCUNE,
Defendants.

**ORDER DENYING MR. MCCUNE'S MOTION FOR
SUMMARY JUDGMENT ON STANDING AND BANKRUPTCY FRAUD**

THIS MATTER is before the Court on Defendant Chuck McCune's *Motion for Summary Judgment against Robert Pidcock for Lack of Standing and Bankruptcy Fraud* filed May 22, 2024 ("Summary Judgment Motion" – Doc. 327). Plaintiff Robert Pidcock, as Personal Representative of the Estate of Thomas W. Kuehn ("Mr. Pidcock"), filed a response (Doc. 331), and Mr. McCune filed a reply (Doc. 332).

WHEREFORE, for the reasons stated in the Court's Memorandum Opinion Regarding Mr. McCune's Motion for Summary Judgment on Standing and Bankruptcy Fraud (Doc. 348), the Court determines that (1) Mr. Pidcock has standing to pursue this adversary proceeding and (2) the Summary Judgment Motion is untimely and, in any event, would be denied even if it had been timely filed.

THEREFORE, IT IS HEREBY ORDERED that the Summary Judgment Motion (Doc. 327) is DENIED.



Robert H. Jacobvitz
United States Bankruptcy Judge

Date Filed on the Docket: October 11, 2024

Copy to:

Robert L. Pidcock
Plaintiff
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Chuthamard McCune
Defendants
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