



Court is also without subject matter jurisdiction to impose a constructive trust because of the *Rooker-Feldman* doctrine. The state court judgment of undue influence entered against defendant did not impose a prepetition constructive trust.

Even if this Court had jurisdiction to declare or impose a constructive trust, the facts and evidentiary record before this Court are insufficient to establish a constructive trust under Kansas law.

Plaintiff's request for the imposition of a constructive trust on defendant's house and car is DENIED.

Dated this 2nd day of March, 2004.

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ROBERT E. NUGENT  
CHIEF BANKRUPTCY JUDGE  
UNITED STATES BANKRUPTCY COURT  
DISTRICT OF KANSAS

**CERTIFICATE OF SERVICE**

The undersigned certifies that copies of the **Judgment on Decision** were deposited in the United States mail, postage prepaid on this 2nd day of March, 2004, to the following:

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Janet Swonger,  
Judicial Assistant to the  
Honorable Robert E. Nugent