

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF KANSAS**

IN RE:)	
)	
HERBERT G. JONES,)	Case No. 96-10867
)	Chapter 13
Debtor.)	
_____)	
)	
HERBERT G. JONES,)	
)	
Plaintiff,)	
)	
v.)	Adversary No. 00-5120
)	
ATTORNEY GENERAL, STATE OF)	
TEXAS, ATTORNEY GENERAL)	
STATE OF ALASKA, ATTORNEY)	
GENERAL, STATE OF KANSAS,)	
STEPHANIE D. GOODSON, ALEASHA)	
JONES, AND SEDGWICK COUNTY)	
COURT TRUSTEE,)	
Defendants.)	
_____)	

JUDGMENT ON DECISION

This matter was before the Court on the Attorneys' General for Texas, Alaska and Kansas Motions to Dismiss Herbert G. Jones' Complaint to Determine Dischargeability pursuant to Fed. R. Civ. P.12(b)(1) as it is made applicable to bankruptcy under Fed. R. Bankr. P. 7012 because of their sovereign immunity as preserved by the Eleventh Amendment. The Sedgwick County Court Trustee also filed a Motion to Dismiss for Lack of Jurisdiction, asserting that this Court should abstain from the domestic relations case and dismiss the adversary proceeding. Texas is represented by Arturo Alvarez, Assistant Attorney General for the State of Texas. Alaska is represented by Rhonda F. Butterfield, Assistant Attorney General for the State of Alaska. Kansas

is represented by Christopher Burger, Assistant Attorney General for the State of Kansas. Herbert G. Jones, debtor, is represented by co-counsel Cheryl J. Roberts and Mark A. Marion. Stephanie D. Goodson and Aleasha Jones are represented by Jennifer Olsen in her representative capacity as Sedgwick County Deputy Court Trustee. The Court reviewed the parties' briefs and relevant materials, and has issued its Memorandum and Opinion of even date resolving this dispute.

For the reasons stated in the Memorandum, IT IS SO ORDERED that the Attorneys' General for Texas, Alaska and Kansas Motions to Dismiss are GRANTED. Additionally, this Court abstains from deciding the adversary proceeding as it relates to the Sedgwick County Court Trustee. Therefore, this adversary proceeding is DISMISSED.

Dated at Wichita, Kansas, this ____ day of October, 2000.

ROBERT E. NUGENT
UNITED STATES BANKRUPTCY JUDGE

CERTIFICATE OF SERVICE

The undersigned certifies that copies of the **JUDGMENT ON DECISION** was deposited in the United States mail, postage prepaid on this ____ day of October, 2000, to the following:

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