

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF INDIANA
NEW ALBANY DIVISION

IN RE:)	
)	
EASTERN LIVESTOCK CO., LLC)	Case No. 10-93904-BHL-11
)	
Debtor)	
_____)	

**OBJECTION TO TRUSTEE’S PURCHASE MONEY CLAIMS
REPORT, MOTION TO TRANSFER FUNDS AND NOTICE
OF RELEASE OF PROCEEDS FROM ACCOUNT**

Comes now Coffeyville Livestock Market., LLC, by counsel, William E. Smith, III, of the Law Firm of Kightlinger & Gray, LLP, and submits this objection to the Trustee’s Purchase Money Claims Report, Motion to Transfer Funds and Notice of Release of Proceeds from Account on behalf of Coffeyville Livestock Market., LLC, (Coffeyville) a creditor in the above-captioned matter. In support of the Objection Coffeyville states as follows:

1. Coffeyville adopts all the arguments advanced by Superior Livestock Auction, Inc. in its Objection and Supplemental Objection as if fully set forth herein.
2. Furthermore, in review of the Trustee’s Motion, Coffeyville’s Purchase Money Claim was not listed in its attachments as a holder of a filed Purchase Money Claim.
3. However, Coffeyville, filed its amended Purchase Money Claim on April 14, 2011 for the sum \$19,889.50, which amended its original claim filed on March 22, 2011 and identified as Claim No. 129; a copy of said Claim is attached hereto as Exhibit “A”.
4. On or about October 28, 2010 Eastern purchased twenty-five (25) head of cattle from Coffeyville and issued check No 124877 for \$19,889.50 for payment, drawn on its account at Fifth 110291 / 1357287-1

Third Bank.

5. Eastern's check was returned to Coffeyville unpaid and \$19,889.50 due Coffeyville remains unpaid.

WHEREFORE, Coffeyville Livestock Market., LLC, respectfully requests that its claim be declared to be a duly filed Purchase Money Claim, that the Trustee's Motion and all relief requested therein be denied and for all other proper relief to which it may be entitled.

Respectfully submitted,

KIGHTLINGER & GRAY, LLP

By: /s/ William E. Smith, III
William E. Smith, III

Counsel for Coffeyville Livestock Market, LLC

CERTIFICATE OF SERVICE

I hereby certify that on June 17, 2011, a copy of the foregoing "**Objection**" was filed electronically. Notice of this filing will be sent to the following parties through the Court's Electronic Case Filing System. Parties may access this filing through the Court's system.

David L. Abt – davidabt@mwt.net

John W. Ames – jaw@gdm.com

T. Kent Barber – kbarber@dlgfirm.com

C. R. Bowles, Jr. – crb@gdm.com

Lisa Koch Bryant – courtmail@fbhlaw.net

James M. Carr – james.carr@backerd.com

James M. Carr – jim.carr@bakerd.com

John R. Carr, III – jrciii@acs-law.com

Deborah Caruso – dcaruso@daleeke.com

Bret S. Clement – bclement@acs-law.com

Jesse Cook-Dublin – jcookdublin@vorys.com

Kirk Crutcher – kcrutcher@mcs-law.com

Dustin R. DeNeal – dustin.deneal@bakerd.com

Laura Day DelCotto – ldelcotto@dlgfirm.com

David Alan Domina – dad@dominalaw.com

Daniel J. Donnellon – ddonnellon@ficlaw.com

Sarah Stites Fanzini – sfanzini@hooperblackwell.com

Robert H. Foree – robertforee@bellsouth.net

Sandra D. Freeburger – sfreeburger@dsf-atty.com

Terry E. Hall – terry.hall@bakerd.com

John David Hoover – jdhoover@hooverhull.com

John Huffaker – john.huffaker@sprouselaw.com

James Bryan Johnston – bjtexas59@hotmail.com

Todd J. Johnston – tjohnston@mcjllp.com

Edward M. King – tking@fbtlaw.com

James A. Knauer – jak@kgrlaw.com

Theodore A. Konstantinopoulos – ndohbky@bandr.com

Randall D. LaTour – rldatour@vorys.com

David L. LeBas – dlebas@namanhowell.com

Elliott D. Levin – robin@rubin-levin.net

Elliott D. Levin – edl@rubin-levin.net

Kim Martin Lewis – kim.lewis@dinslaw.com

Karen L. Lobring – lobring@msn.com

John Hunt Lovell – john@lovell-law.net

John Frederick Massouh – john.massouh@sprouselaw.com

Michael W. McClain – mike@kentuckytrail.com

Kelly Greene McConnell – lisahughes@givenspursley.com

William Robert Meyer, II – rmeyer@stites.com

Allen Morris – amorris@stites.com

Judy Hamilton Morse – judy.morse@crowedunlevy.com

Walter Scott Newbern, III – wsnewbern@msn.com

Matthew J. Ochs – matt.ochs#moyewwhite.com

Cathy S. Pike – cpike@weberandrose.com

Ross A. Plourde – ross.plourde@mcafeeoft.com

Wendy W. Ponader – wendy.ponader@bakerd.com

Timothy D. Pridmore – tpridmore@mcjllp.com

Jeffrey E. Ramsey – jramsey@hooperblackwell.com

Mark A. Robinson – mrobinson@vhrlaw.com

Jeremy S. Rogers – Jeremy.Rogers@dinslaw.com

John M. Rogers – johnr@rubin-levin.net

Ashley S. Rusher – asr@blancolaw.com

Ivana B. Shallcross – ibs@gdm.com

Robert K. Stanley – robert.stanley@bakerd.com

Meredith R. Thomas – mthomas@daleeke.com

John M. Thompson – john.thompson@crowedunlevy.com

Stephen A. Weigand – sweigand@ficlaw.com

Sean T. White – swhite@hooverhull.com

Jessica E. Yates – jyates@swlaw.com

James T. Young – james@rubin-levin.net

U.S. Trustee – ustpreion10.in.ecf@usdoj.gov

/s/ William E. Smith, III
William E. Smith, III

KIGHTLINGER & GRAY, LLP
Bonterra Building, Suite 200
3620 Blackiston Boulevard
New Albany, IN 47150
PHONE: (812) 949-2300
FAX: (812) 949-8556
E-MAIL: wsmith@k-glaw.com

Case 10-93904-BHL-11 Claim 129-2 Filed 04/14/11 Pg 2 of 3

Case 10-93904-BHL-11 Claim 129 Filed 03/22/11 Pg 2 of 3

COFFEYVILLE LIVESTOCK MARKING, L.L.C.

BRIAN LITTLE
Mobile: 918-331-7705

P. O. Box 1074 • 822 W. 14th Street
Coffeyville, KS 67337
Office: 620-251-5460 • Fax: 620-251-4021

JIMMY KING
Mobile: 620-515-5464

TD 17X

10/28/2010 18:27:38
DENWALT AND SONS
1004 W OKC RENO ST
EL RENO, OK 73036-

BOUGHT BY EASTERN LIVESTOCK CO LLC
ADDRESS 135 WEST MARKET
NEW ALBANY, IN 47150-

HEAD	TAG #	DESCRIPTION	COMMENTS	PEN #	AVG	WGT	PRICE	AMOUNT
8	*18	MIXED HFR Reference #10077		306VET	753	6025	100.25	6,040.06
17	*19	MIXED HFR Reference #10088		80 VET	801	13625	100.75	13,727.19
25 Total Purchases						19650		19,767.25
Commission: Paid to Agent				By Weight	0	19650	0.50	98.25
Vet:								24.00

Thank You!

Total=> 19,889.50

CLM

Avg. Price/Pound 101.22
Avg. Price/Head 795.58
Avg. Wgt 786

I ATTEST THAT ALL LIVESTOCK REFERENCED BY THIS DOCUMENT AND TRANSFERRED ARE OF USA ORIGIN

I ATTEST THAT ALL LIVESTOCK REFERENCED BY THIS DOCUMENT AND TRANSFERRED ARE OF USA ORIGIN.
THIS CONTRACT CONSTITUTES A BILL OF SALE TO THE ABOVE DESCRIBED LIVESTOCK. PAYMENT FOR WHICH IS HEREBY ACKNOWLEDGED. WE RETAIN TITLE TO ALL LIVESTOCK UNTIL ACCOUNT IS PAID IN FULL. WE DO NOT GUARANTEE STOCK AGAINST SICKNESS OR DEATH. WE ACT AS AGENTS ONLY. ALL GUARANTEES BETWEEN BUYER AND SELLER.

"A"

COMMUNITY NATIONAL BANK & TRUST
14 N. LINCOLN
CHANUTE KANSAS 66720

11-08-10

The following described unpaid item is returned herewith. The amount and processing fee, if shown, have been charged to your account shown above.

COFFEYVILLE LIVESTOCK MARKET, L.L.
CUSTODIAL ACCOUT FOR SHIPPERS PROC
PO BOX 1074
COFFEYVILLE KS 67337

DRAWN BY/DRAWN ON

EASTERN LIVESTOCK CO
FIFTH THIRD BANK

REASON

REFER TO MAKER

AMOUNT \$19,889.50
FEE \$2.00

*** IMPORTANT NOTICE ***


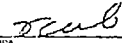
11/08/2010

This is a LEGAL COPY of your check. You can use it the same way you would use the original check.

RETURN REASON (S)
REFER TO MAKER

Community
National Bank

REFER TO MAKER

 EASTERN LIVESTOCK CO., LLC <small>135 West Market New Albany, IN 47150 012-919-0035</small>	No 124877		<small>1352 421</small>
	<small>DATE</small> 10/10/2010	<small>CHECK No.</small> 124877	<small>AMOUNT</small> 19,889.50
<small>PAY TO THE ORDER OF</small> COFFEYVILLE LIVESTOCK MKT, LLC P.O. BOX 1074 COFFEYVILLE, KS 67337			
			<small>SIGNATURE</small> 

" B "