Opinion Title: 12/12/2006 UNPUBLISHED In re Potter, 06-23025, Judge Thurman.
Body: The Court was called upon to determine whether the Debtors' motor vehicle was subject to a purchase money security interest where they inherited the vehicle and assumed the decedent's debt on the vehicle. The court held that the debt created a security interest, but not a purchase money security interest. Because the security interest at issue was not purchase money, the Court held that the Debtors could cram down the creditor's claim under section 1325(a) even though the debt was incurred within 910 days of filing.
File: 504.pdf [1]
Judge: Judge William T. Thurman [2]
Date: Tuesday, December 12, 2006

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