

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF CONNECTICUT**

In re:

SEAN DUNNE

Debtor.

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.....  
Chapter 7

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Bankruptcy Case No.:13-50484 (AHWS)

**MOTION FOR ORDER AUTHORIZING RULE 2004 EXAMINATION**

Richard M. Coan, Trustee of the bankruptcy estate of Sean Dunne, by and through his attorneys, Coan, Lewendon, Gulliver & Miltenberger, LLC, hereby moves for an order authorizing the Rule 2004 Examination of Andy Smyth, and in support thereof states as follows:

1. On March 29, 2012 Sean Dunne filed for relief under chapter 7 of the United States Bankruptcy Code.
2. Richard M. Coan is the Trustee of the bankruptcy estate of Sean Dunne and is currently serving in that capacity.
3. Andy Smyth has information relevant to the assets of the Debtor and/or transfers made by the debtor. Andy Smyth may have other information relevant to the administration of the bankruptcy estate of Sean Dunne.

WHEREFORE, Richard Coan, Trustee seeks an order authorizing the examination of Andy Smyth, said examination to take place at the offices of Coan, Lewendon, Gulliver & Miltenberger, LLC, 495 Orange Street, New Haven, Connecticut, on May 17, 2013 at 10:00 a.m, or at such other or further time as may be agreed upon by the parties or set forth in a duly issued subpoena.

RICHARD M. COAN, TRUSTEE

By /s/ Timothy D. Miltenberger  
Timothy D. Miltenberger (ct08874)  
Coan, Lewendon, Gulliver & Miltenberger, LLC  
495 Orange St.  
New Haven, CT 06511  
(203) 624-4756  
(203) 865-3673 Facsimile  
[Tmiltenberger@coanlewendon.com](mailto:Tmiltenberger@coanlewendon.com)

**CERTIFICATION**

This is to certify that a copy of the foregoing Motion for 2004 Examination and Proposed Order was mailed, first class mail, postage pre-paid on the 30th day of April, 2013, to:

Andy Smyth  
Bruce Shaw, LLC  
275 Madison Avenue  
6th Floor  
New York, NY 10016

/s/ Timothy D. Miltenberger  
Timothy Miltenberger

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In re:

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Bankruptcy Case No.:13-50484 (AHWS)

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**PROPOSED ORDER AUTHORIZING RULE 2004 EXAMINATION**

Upon consideration of Richard M. Coan, Trustee (hereinafter the “Movant”) Motion for Rule 2004 Examination, seeking an order authorizing a Bankruptcy Rule 2004 examination of Andy Smyth, and the Court having determined there is good cause for granting the requested relief as conditioned hereafter:

**IT IS HEREBY ORDERED**, that the Movant may examine Andy Smyth at the offices of Coan Lewendon, Gulliver & Miltenberger, LLC, 495 Orange Street, New Haven, Connecticut, on May 17, 2013, or at a time as may be agreed to by the parties or set forth in a properly issued subpoena pursuant to Fed. R. Bankr. P. 9016.