UNITED STATES BANKRUPTCY COURT
DISTRICT OF MASSACHUSETTS
Proceeding Memorandum/Order

In Re: Roger R. Bouley and Susan L. Bouley

Case Number: 04-46239 (JBR)

Chapter: 13

~~MOVANT/APPLICANT/PARTIES~~

#57 Objection of Ch 13 Trustee to Debtors' Motion to Amend Plan and Exemptions; #78 Chapter 13 Trustee and Debtors Statement of Agreed Facts

COURT ACTION:

Show Cause Order _____Released _____Enforced
_____Granted _____Approved _____Moot
_____Denied _____Denied without Prejudice
_____Withdrawn in Open Court
_____Sustained #57 Overruled
_____Continued to: _____
_____Proposed Order to be Submitted by: _____
_____Stipulation to be Submitted by: _____
_____Taken Under Advisement

DECISION SET OUT MORE FULLY BY COURT AS FOLLOWS:

The Chapter 13 Trustee's objection to Exemption of the Annuity is overruled. The Massachusetts statute appears clear on its face that a exemption is available for "the right or interest of any person".

SO ORDERED:

Joel B. Rosenthal

Joel B. Rosenthal

Dated: 6/2/05