

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI  
KANSAS CITY, MISSOURI**

SAMUEL K. LIPARI	)
(Statutory Trustee of Dissolved	)
Medical Supply Chain, Inc.)	)
<i>Plaintiff,</i>	)
v.	) Case No. 06-0573-CV-W-FJG
NOVATION, LLC	)
GENERAL ELECTRIC COMPANY	)
GENERAL ELECTRIC CAPITAL BUSINESS	)
ASSET FUNDING CORPORATION,	)
GE TRANSPORTATION SYSTEMS GLOBAL	)
SIGNALLING, LLC.	)
CARPETS n, MORE and	)
STEWART FOSTER	)
<i>Defendants.</i>	)

**MOTION TO REMAND THE MATTER TO STATE COURT ON THE GROUND  
THAT THE REMOVAL ITSELF WAS UNTIMELY UNDER SECTION 1447(C)**

Comes now the plaintiff Samuel Lipari appearing pro se and makes this expedited motion for remand of this action to State court where the plaintiff's well pleaded complaint was originally filed. The plaintiff has created this motion for remand on the day notice of removal was received from the defendants so that the Western District of Missouri may meet the thirty day time limit for this court's order of remand under 28 USC Section 1447 and *Korea Exchange Bank, New York Branch v. Trackwise Sales Corp.*, 66 F.3d 46, 50 (3d Cir. 1995).

Respectfully Submitted

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Samuel K. Lipari *Pro se*

**Certificate of Service**

This is to certify that a copy of the foregoing notice was mailed postage pre-paid along with a copy of the Proposed Judgment, this 18<sup>th</sup> day of July, 2004, to the following:

John K. Power, Esq. Husch & Eppenberger, LLC 1700 One  
Kansas City Place 1200 Main Street Kansas City, MO  
64105-2122

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Samuel K. Lipari et, al.