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UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

**Lloyd Douglas Meusel
Kimberly Carol Pearson-
Meusel,**

Debtors.

**Lloyd Douglas Meusel
Kimberly Carol Pearson-
Meusel,**

Plaintiffs,

v.

**Credit International
Corporation,**

Defendant.

Case No. 16-61612-tmr7

Adv. Proc. No.

COMPLAINT

11 U.S.C. § 547

1.

JURISDICTION

This Court has jurisdiction of this action under 28 U.S.C. § 1334 because plaintiffs' claim arises under Title 11.

2.

Plaintiffs Lloyd Douglas Meusel and Kimberly Carol Pearson-Meusel filed Chapter 7 bankruptcy in case no. 16-61612-tmr7 in the District of Oregon on May 25, 2016.

3.

Defendant Credit International Corporation is a Washington corporation.

4.

Venue is proper because defendant garnished plaintiffs' wages in Oregon.

5.

NATURE OF CLAIMS

Plaintiffs' preference recovery claim is a core proceeding under 28 U.S.C. § 157(b)(2) and plaintiffs consent to entry of final orders and judgments by the bankruptcy judge in this adversary proceeding.

6.

This complaint's allegations are based on personal knowledge as to plaintiffs' conduct and made on information and belief as to the acts of others.

7.

FACTUAL ALLEGATIONS

In the 90 days prior to the commencement of plaintiffs' bankruptcy case, for the benefit of defendant, while defendant was a creditor of plaintiffs, on account of debt allegedly owed by plaintiffs, while plaintiffs were insolvent, defendant garnished, seized, and received approximately \$2,350.10 in pre-petition wages from plaintiffs, that enabled defendant to receive more than defendant would have received if plaintiffs' bankruptcy was a case under Chapter 7 and the garnishment and seizure had not occurred.

8.

CAUSE OF ACTION

(11 U.S.C. § 547)

Plaintiffs incorporate the allegations above by reference.

9.

Under 11 U.S.C. § 547(b), plaintiffs are entitled to recover the pre-petition wages defendant garnished in the 90 days prior to the commencement of their bankruptcy case.

10.

PRAYER FOR RELIEF

Plaintiffs seek relief as follows:

A. Money Judgment in favor of plaintiffs against defendant for \$2,350.10, and costs.

Plaintiffs also seek any equitable relief this Court may determine is just and proper.

August 22, 2016

RESPECTFULLY FILED,

s/ Michael Fuller

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