

**IN THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

In re:)	Chapter 11
)	
LEVEL PROPANE GASES, INC., et al.)	Case No. 02-161-72
)	Jointly Administered
Debtors.)	
)	
)	Honorable Randolph Baxter
)	
_____)	Adversary Proceeding No. 09-01118
MAXUS CAPITAL GROUP, LLC,)	
)	
Plaintiff,)	
)	
v.)	
)	
MARK UHRICH, PLAN)	
ADMINISTRATOR)	
)	
Defendant.)	

**OBJECTION TO DEFENDANT’S MOTION TO DISMISS COMPLAINT OF
PLAINTIFF MAXUS CAPITAL GROUP, LLC**

Plaintiff Maxus Capital Group, LLC objects to Defendant’s Motion to Dismiss Plaintiff’s Complaint, and respectfully requests that the Court deny said motion.

A Memorandum in Support of Plaintiff's Objection is attached hereto.

Respectfully submitted,

/s/ Ryan P. Nowlin

Kenneth J. Laino (0009102)

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CERTIFICATE OF SERVICE

I hereby certify that on May 13, 2009, a copy of the foregoing Objection to Defendant's Motion to Dismiss Complaint of Plaintiff Maxus Capital Group, LLC was filed electronically. Notice of this filing will be sent to all parties by operation of the Court's electronic filing system. Parties can access the document through the Court's system.

/s/ Ryan P. Nowlin

Ryan P. Nowlin (0079769)