IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF OKLAHOMA

IN RE:	)	
FRANK JOSEPH WARD,	)	**Case No. 10-17301-WV**
ALICE SUE WARD,	)	
	)	
Debtors.	)	**Chapter 7**

MOTION TO AVOID JUDICIAL LIEN

The Debtors hereby move the Court pursuant to 11 U.S.C.§ 522(f)(1)(A), to avoid the judicial liens of Oklahoma Department of Securites, ex rel., Irving L. Faught, Administrator on the following described property:

"841 Golden Pond Drive, Yukon, OK 73099 aka Lot Eleven (11), Block Seven (7), CHISHOLM EAST SECTION II, an Addition to the City of Oklahoma City, Canadian County, Oklahoma, according to the recorded plat thereof. "

In support of this Motion, the Debtors submit the following information:

1. The above-mentioned lien is a judicial lien and/or a lis pendens which is recorded in the District Court of Canadian County, Case No. CJ-2004-256 styled *Oklahoma Department of Securites, ex rel., Irving L. Faught, Administrator v. Marsha Schubert, an individual and d/b/a Schubert and Associates, et al* filed in the District Court of Logan County, Oklahoma entered on December 6, 2004 in Book 3004 at Page 320.

2. The above-mention lien is a judicial lien or notice whether recorded or not from a case filed in the District Court of Oklahoma County, Case No. CJ-2005-3796 styled *Oklahoma Department of Securites, ex rel., Irving L. Faught, Administrator v. Bob Matthews, et al.* wherein an Agreed Judgment was entered on December 16, 2006 against the Debtors in the amount of $226,555.00, with post-judgment interest accruing thereon at the statutory rate from the date of this judgement and order of disgorgement is entered until paid in full, plus the amount of $75.00 as costs of this action.

3. The amount of all other liens on the property is $ 0

4. Amount of impaired exemption is $250,000.00.

5. Value of the collateral is $250,000.00.

The Debtors' interest in the property referred to in the preceding paragraph and encumbered by the lien has been claimed as exempt in this bankruptcy case. The existence of the lien impairs

the exemptions to which the Debtors are entitled under 11 U.S.C. § 522(b).

WHEREFORE, the Debtors move the Court to enter an order avoiding the lien and granting such other relief as may be just and equitable.

Respectfully submitted,

BY: *s/ Lyle R. Nelson*

Lyle R. Nelson, OBA#10914
Elias, Books, Brown & Nelson, P.C.
Two Leadership Square, Ste. 1300
211 North Robinson
Oklahoma City, OK 73102
(405) 232-3722/ (405) 232-3746 fax
ATTORNEY FOR DEBTORS

CERTIFICATE OF SERVICE

I hereby certify that on this 19th day of January, 2011, a true and correct copy of the Motion to Avoid Judicial Lien was electronically served upon the following using the Court's CM/ECF system:

U.S. Trustee
Douglas N. Gould, Chapter 7 Trustee

Further, I certify that on the 19th day of January, 2011, a true and correct copy of the Motion to Avoid Judicial Lien was forwarded via U.S. Mail, first class postage prepaid and properly addressed to the following at the addresses shown below:

Oklahoma Department of Securites, ex rel.,
Irving L. Faught, Administrator
c/o Amanda M. Cornmesser
120 N. Robinson, Ste. 860
Oklahoma City, OK 73102

Douglas L. Jackson, Receiver
c/o Bradley E. Davenport
Gungoll, Jackson, Collins, Box & Devoll, P.C.
P.O. Box 1549
Enid, OK 73702-1549

BY: *s/ Lyle R. Nelson*
Lyle R. Nelson

File a Motion:

10-17301 Frank Joseph Ward and Alice Sue Ward

Type: bk	Chapter: 7 v	Office: 5 (Oklahoma City)
Assets: n	Judge: TMW	Case Flag: MEANSNO

U.S. Bankruptcy Court

Western District of Oklahoma

Notice of Electronic Filing

The following transaction was received from Lyle R. Nelson entered on 1/19/2011 at 2:06 PM CST and filed on 1/19/2011

Case Name: Frank Joseph Ward and Alice Sue Ward
Case Number: 10-17301
Document Number: 14

Docket Text:
Motion to Avoid Lien with Oklahoma Department of Securities, ex rel., Irving L. Faught, Administrator on Homestead with Certificate of Service Filed by Lyle R. Nelson on behalf of Alice Sue Ward, Frank Joseph Ward (Nelson, Lyle)

The following document(s) are associated with this transaction:

Document description: Main Document
Original filename:H:\My Documents\Rob\BK Cases\bankruptcy filed as attorney\ward\ward.bk.mo to avoid judicial lien.1.19.11.pdf
Electronic document Stamp:
[STAMP bkecfStamp_ID=1107360813 [Date=1/19/2011] [FileNumber=7124637-0] [2cf0bcb965a99a6a199f78b9edc0b98dc614e884caaaa41947e7326b83c1f01d242 b7dbc45d061477e52f9789bd98f76541798c2e173c266847e3981a27942cd]]

10-17301 Notice will be electronically mailed to:

Douglas N. Gould
dgould@ecf.epiqsystems.com;julie@dgouldlaw.com

Lyle R. Nelson on behalf of Debtor Frank Ward
lyle@lylenelsonlaw.com

U.S. Trustee
Ustpregion20.oc.ecf@usdoj.gov

10-17301 Notice will not be electronically mailed to: