

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

FILED

OCT 27 2009

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

In the Matter of: JOSEPH J. SPERA and
ELIZABETH SPERA,

Debtors,

MIRNA BALL; PHILIP J. BALL,

Appellants,

v.

MICHAEL F. BURKART, Trustee,

Appellee.

No. 08-60019

BAP No. EC-07-1255-MkMoPa

MEMORANDUM*

Appeal from the Ninth Circuit
Bankruptcy Appellate Panel
Pappas, Montali, and Markell, Bankruptcy Judges, Presiding

Argued and Submitted October 7, 2009
San Francisco, California

* This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

Before: THOMPSON and THOMAS, Circuit Judges, and ALDRICH, ** District Judge.

Mirna Ball appeals from the Bankruptcy Appellate Panel's affirmance of the bankruptcy court's judgment after trial in favor of Michael Burkart, trustee in bankruptcy for the estate of Joseph and Elizabeth Spera.

After reviewing the record and the briefs, and considering the oral arguments presented by the parties, we affirm for the reasons given by the Bankruptcy Appellate Panel in its decision.

AFFIRMED.

** The Honorable Ann Aldrich, Senior United States District Judge for the Northern District of Ohio, sitting by designation.