

**In re FINANCIAL FEDERATED TITLE & TRUST, INC.
a/k/a Asset Security Corp. , a/k/a Viatical Asset Recovery Corp.,
a/k/a Quad-B-Ltd., a/k/a American Benefits Services, Inc., Debtor.**

John W. Kozyak, Trustee Plaintiff,

v.

**Asset Base Resources, International, Ltd., and
Thomas D. Sclafani, Individually, Defendants., Defendants**

Case No. 99-26616-BKC-RBR

No. 00-2270-BKC-RBR-A

(Cite as:252 B.R. 840)

**MEMORANDUM ORDER DENYING DEFENDANT THOMAS D.
SCLAFANI'S MOTION TO DISMISS ADVERSARY COMPLAINT**

The trustee filed an adversary complaint to avoid fraudulent transfers. The defendant filed a motion to dismiss for failure to join an indispensable party, the alleged conduit of the alleged fraudulent transfers. The Court found that the alleged conduit was neither a “necessary party” nor an “indispensable party”, therefore, motion to dismiss denied.