

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION

IN RE:)
)
WINDMILL ENVIRONMENTAL SERVICES, LLC) CASE NO. 06-60075 JPK
) Chapter 11
Debtor.)

ORDER REGARDING RELIEF FROM AUTOMATIC STAY

On August 17, 2006, NMHG Financial Service, by counsel, filed a motion for relief from automatic stay.

The certificate of service attached to the motion fails to establish that service of it was made upon the debtor, and required by Fed.R.Bankr.P. 9014(b)/Fed.R.Bankr.P. 7004(b)(9). This rule requires service of this motion to be made upon the debtor in addition to service upon the debtor's counsel.

The motion was accompanied by the filing of a Notice of Motion and Opportunity to Object. Counsel for the creditor is advised that rules of the United States Bankruptcy Court for the Northern District of Indiana do not provide for a "drop dead" procedure with respect to stay relief motions in a Chapter 11 case, and that the motion will be set for hearing upon evidence of proper service of it being made upon the debtor.

IT IS ORDERED that the Court will take no action with respect to the foregoing motion until the movant establishes by means of a certificate of service complying with applicable rules, that service of the motion has been made upon the debtor.

Dated at Hammond, Indiana on August 31, 2006.

/s/ J. Philip Klingeberger
J. Philip Klingeberger, Judge
United States Bankruptcy Court

Distribution:
Debtor, Attorney for Debtor
US Trustee
Attorney for Creditor