

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION AT LAFAYETTE

IN THE MATTER OF:)
)
MORGAN, INC.) CASE NO. 06-40241
)
Debtor)

DECISION AND ORDER CONCERNING SCHEDULING OF HEARING

At Fort Wayne, Indiana, on November 1, 2006.

On October 26, 2006, Cliff Hall and Cliff Hall, Inc. filed a motion to convert this chapter 11 case to chapter 7. Such motions are required to be heard on at least twenty (20) days notice to all creditors and parties in interest, see, Fed. R. Bankr. P. Rule 2002, the hearing must commence within thirty (30) days after the motion is filed, and the court must decide the matter within fifteen (15) days thereafter unless compelling circumstances prevent it from meeting these time limits. 11 U.S.C. § 1112(b)(3). Due to the court's schedule for traveling to Lafayette and the upcoming Thanksgiving holiday, it is not able to schedule a hearing on the motion within the time required by the statute and also provide the requisite 20-day notice to creditors. Accordingly, the court finds that compelling circumstances prevent it from meeting the time limits contained within § 1112(b)(3) and the matter will be scheduled for a hearing in Lafayette sometime during the trip scheduled for December 5 and December 6, 2006.

SO ORDERED.

/s/ Robert E. Grant
Judge, United States Bankruptcy Court