

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA
FORT WAYNE DIVISION

IN THE MATTER OF:

MATTHEW A. HARROLD

Debtor

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CASE NO. 06-10478

DECISION AND ORDER DENYING MOTION TO REOPEN

At Fort Wayne, Indiana, on October 30, 2006.

The debtor received a discharge and this case was subsequently closed on August 11, 2006. Now, debtor has asked the court to reopen the case to permit the filing of a reaffirmation agreement.

Reaffirmation agreements which come after the debtor has received a discharge are unenforceable and of no legal significance. In re Whitmer, 142 B.R. 811, 814 (Bankr. S.D. Ohio 1992); In re Brinkman, 123 B.R. 611, 612 (Bankr. N.D. Ind. 1991). In this case, the time to enter into a valid agreement to pay a pre-petition debt has passed, see, 11 U.S.C. §524(c)(1), and the court lacks the authority to approve a belated ones. Whitmer, 142 B.R. at 814. Consequently, it would seem that no purpose could be served by reopening this case. See, In re Thibodeau, 136 B.R. 7 (Bankr. D. Mass. 1992) (case should not be reopened when it would be meaningless). The motion to do so is, therefore, DENIED.

SO ORDERED.

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