

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF INDIANA  
FORT WAYNE DIVISION

IN THE MATTER OF: )  
 )  
BILLY J. HUTSLAR, JR. ) CASE NO. 05-18412  
 )  
 )  
Debtor )

**DECISION AND ORDER**

At Fort Wayne, Indiana, on January 25, 2007.

The deadline for filing proofs of claim in this chapter 7 case was originally established as September 20, 2006. On that day debtor's counsel filed a motion to extend the deadline by thirty (30) days. Although the movant is responsible for serving notice of such a motion, giving creditors notice of the opportunity to object thereto, see, N.D. Ind.L.B.R. B-2002-2(a)(8), debtor's counsel never did so. As a result, not only has counsel failed to prosecute his motion in accordance with the court's expectations, see, N.D.Ind.L.B.R. B-7041-1, but in the course of counsel's delay the motion has become moot. To now give a thirty (30) day extension of a claims deadline which expired on September 20, 2006 would accomplish nothing. This is especially so since a review of the claims docket in this case indicates no creditor filed a claim in the thirty (30) days following September 20, 2006. Debtor's motion to extend the claims bar date is therefore denied.

SO ORDERED.

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