

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA
FORT WAYNE DIVISION

IN RE: CASE NO. 03-15247)	
)	
DAVID BURR FINK)	
)	
Debtor)	
)	
)	
GARY D. BOYN)	
)	
Plaintiff)	
)	
vs.)	PROC. NO. 05-1242
)	
JAMIE FINK)	
)	
Defendant)	

**DECISION AND ORDER DENYING MOTION FOR
EXTENSION OF TIME**

At Fort Wayne, Indiana on August 16, 2007.

On June 21, 2007, the court issued a scheduling order with regard to this adversary proceeding. In order to give the parties the opportunity to better explore the settlement of this matter, most of the deadlines contained in the scheduling order do not begin to run until August 15, 2007. The parties have recently filed a joint motion for an extension of time, asking that all of the litigation deadlines be extended by sixty (60) days, in other words, that they not begin to run until October 15, 2007. In support of this request, they represent that the defendant has been engaged in negotiations with her former counsel that could result in a global settlement negating the need for further litigation. Despite this expression of optimism, there is nothing about the status of this litigation that appears to be meaningfully different from the way things stood in June, when the court issued the most recent scheduling order which incorporated a sixty (60) day stasis of sorts in an effort to

accommodate the parties' attempts at settlement. Furthermore, there is nothing about the existing litigation schedule that the court can see which would preclude or frustrate settlement negotiations. Indeed, rather than impeding the progress of settlement, pending deadlines often have a way of focusing attention upon the matter at hand and thus actually facilitate settlement discussions.

The parties' joint motion for an extension of time is DENIED.

SO ORDERED.

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