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

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| IN THE MATTER OF: | ) | |
| | ) | |
| CONSOLIDATED INDUSTRIES CORP. | ) | CASE NO. 98-40533 |
| | ) | |
| Debtor | ) | |

**DECISION AND ORDER DENYING OBJECTION TO CLAIM**

At Fort Wayne, Indiana, on August 28, 2007.

The trustee has objected to a claim filed on behalf of Glasrite Incorporated designated by the clerk as claim number 20. There has been no response to this objection within the time required by the local rules of this court, N.D. Ind. L.B.R. B-3007-1(b), and the matter is now before the court.

The trustee asks that claim number 20 be denied because it has been "duplicated and/or superseded" by claim number 182. Unfortunately, he does not specify which shortcoming he is complaining about, and it matters. If claim number 20 has been duplicated by claim number 182 - so that the creditor has literally filed the same claim twice - the objection is well taken. The creditor is entitled to only one claim against the estate. If, however, claim number 20 has been superseded by claim number 182, the trustee does not even need to address it. It is no longer pending before the court and of no further force or effect. Cf. 188 LLC v. Trinity Industries, Inc., 300 F. 3d 730,736 (7th Cir. 2002) ("An amended pleading ordinarily supersedes the prior pleading. The prior pleading is in effect withdrawn . . . and becomes functus officio."); Kelley v. Crosfield Catalysts, 135 F. 3d 1202,1204-1205 (7th Cir. 1998) (same).

IT IS THEREFORE ORDERED that the trustee's objection to the claim filed on behalf of Glasrite Incorporated is overruled, without prejudice.

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