

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION

IN RE:)
)
THOMAS JOSEPH CAHILLANE,) CASE NO. 04-65210 JPK
) Chapter 7
) Debtor.)
*****)
GORDON E. GOUVEIA, TRUSTEE,)
) Plaintiff,)
) v.) ADVERSARY NO. 06-6088
CHP INVESTMENTS, LLC,) (Consolidated with Adversary Proceeding
DOUGLAS J. PIERCE and) Proceeding No. 06-6243)
TERRY A. HOVANEK,)
) Defendants.)
*****)
DOUGLAS J. PIERCE,)
) Third-Party Plaintiff,)
) v.)
JPMORGAN CHASE BANK, N.A.,)
) Third-Party Defendant,)
*****)
GORDON E. GOUVEIA, TRUSTEE,)
) Plaintiff,)
) v.)
PEDRO A. AZEVEDO,)
) Defendant.)

ORDER CONCERNING ANSWER OF DEFENDANT, CHP
INVESTMENTS, LLC, TO TRUSTEE'S MOTION TO COMPEL
AND MOTION FOR LEAVE TO WITHDRAW ["ANSWER/MOTION"]

The Answer/Motion was filed on April 23, 2008 by Attorney Stephen Bower.

The document appears to be both a response to a motion filed on March 27, 2008, and a request to withdraw as counsel for the defendant CHP Investments, LLC. Viewed in this light, the document is incongruous, stating as it does a response by the attorney of record for CHP Investments, LLC while at the same time requesting leave to withdraw as counsel for that party.

Because Attorney Stephen Bower remains counsel for CHP Investments, LLC on the Court's record, the document states whatever it states with respect to a response to the motion filed on March 27, 2008. With respect to the document's request to authorize withdrawal of

Stephen Bower as counsel of record for CHP Investments, LLC, the document fails to comply with the requirements of N.D.Ind.L.B.R. B-9012-2(e).

IT IS ORDERED that the foregoing Answer/Motion is deemed to be the response of CHP Investments, LLC to the motion filed on March 27, 2008.

IT IS FURTHER ORDERED that any request stated in the Answer/Motion with respect to withdrawal of Stephen Bower as counsel for CHP Investments, LLC is denied, without prejudice to a motion filed separately in conformity with N.D.Ind.L.B.R. B-9010-2(a).

Dated at Hammond, Indiana on April 29, 2008.

/s/ J. Philip Klingeberger
J. Philip Klingeberger, Judge
United States Bankruptcy Court

Distribution:
Attorneys of Record