

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION

IN RE:)
)
JENNIFER RENEE WILLIAMS,) CASE NO. 08-20577 JPK
) Chapter 13
Debtor.)

ORDER REGARDING OBJECTION TO PLAN [“OBJECTION”]

The Objection was filed on behalf of Credit Acceptance Corporation on June 10, 2008. On April 10, 2008, the Court entered its Order and Notice Scheduling Hearing on Confirmation of Chapter 13 Plan and Fixing Time to Object Thereto. Docket record entry #38 establishes that this order was mailed to Credit Acceptance Corporation at two addresses, one of which is the address designated by that creditor for notice in its proof of claim filed as claim #25-1. The order of April 10, 2008 states that the deadline for objections to confirmation of the plan was May 15, 2008. That order also provides that in the event of an untimely objection, “the objectant will be expected to attend the confirmation hearing to bring to the Court’s attention matters addressed in the objection required to be considered by the Court in determining whether an order confirming the plan should be entered”. The hearing on confirmation of the debtor’s plan was held on May 22, 2008 – nearly three weeks prior to the filing of the objection to confirmation. No representative of Credit Acceptance Corporation appeared at the confirmation hearing.

The hearing on confirmation of the plan held on May 22, 2008 established the matters which required further determination with respect to confirmation of the debtor’s Chapter 13 plan. Because no objection to confirmation had been timely filed by Credit Acceptance Corporation, and because no representative of that creditor appeared at the confirmation hearing, any objections are now foreclosed.

IT IS ORDERED that the Objection to Plan filed on behalf of Credit Acceptance Corporation on June 10, 2008 is denied.

Dated at Hammond, Indiana on June 25, 2008.

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

Distribution:
Debtor, Attorney for Debtor, Trustee, US Trustee, Attorney for Creditor