

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF INDIANA  
HAMMOND DIVISION

IN RE: )  
)  
BRIAN M JEFFERY and ) CASE NO. 08-23634 JPK  
JULIE C FLEMING, ) Chapter 7  
)  
Debtors. )

ORDER REGARDING MOTION/NOTICE OF INTENT TO  
ASSUME LEASE AGREEMENT WITH TOYOTA FINANCIAL  
SERVICES ["NOTICE"]

IT IS ORDERED that the court has no function with respect to the Notice filed by the debtors on December 24, 2008: pursuant to 11 U.S.C. § 365(p)(2)(A), whether or not the lease is allowed to be assumed by Toyota Financial Services is strictly at the option of the creditor, and there is no provision known to the court in applicable bankruptcy law which allows the court to intercede in matters subject to § 365(p)(2)(A).

Dated at Hammond, Indiana on January 8, 2009.

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

Distribution:  
Debtors, Attorney for Debtors  
Trustee, US Trustee  
Toyota Financial Services