

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION

IN RE:)
)
MANFRED HUDI and) CASE NO. 05-67740 JPK
KRISTY MARIE HUDI,) Chapter 7
Debtors.)

ORDER SCHEDULING HEARING

This Chapter 7 bankruptcy case was filed on October 14, 2005, and the debtors' discharge was granted on March 6, 2006. On January 9, 2006, the Chapter 7 Trustee filed a no asset report, and as a result the case was closed on March 9, 2006. By operation of 11 U.S.C. § 554(c), property scheduled under § 521(1) of Title 11 which was not otherwise administered at the time of the closing of the case was abandoned to the debtors and was deemed administered pursuant to 11 U.S.C. § 350. That would be all she wrote if the property interests apparently held by the debtor Kristy Marie Hudi had been disclosed in schedules filed prior to the closing of the case.

On October 16, 2008, the debtors, by counsel, filed a motion to reopen their Chapter 7 case, which was granted by order entered on November 5, 2008. This was followed by a motion for sale of property, and by a motion to hire a realtor. Apparently, the debtor Kristy Hudi had an interest in property of which she was not aware prior to the closing of the case, and which was not disclosed in schedules filed in this case and was thus not administered by the Chapter 7 Trustee in this case.

The case has now been reopened. The property interests of Kristy Hudi are therefore subject to potential administration by the Chapter 7 Trustee. As such, the debtor independently has no standing whatsoever to seek to administer that property – only the Trustee may do that.

IT IS ORDERED that a hearing will be held on **February 13, 2009 at 9:00 A.M.** with respect to the foregoing matters.

Dated at Hammond, Indiana on January 8, 2009.

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

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