

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION

IN RE:)
)
ELIJAH JUDKINS,) CASE NO. 08-22883 JPK
) Chapter 13
Debtor.)

ORDER SCHEDULING HEARING ON DEBTOR'S
OBJECTION TO CLAIM ("OBJECTION")

The Objection, filed on December 8, 2008, impermissibly seeks to object to claims of two separate creditors, claim #4 filed by National Capital Management LLC and claim #5 filed by Asset Acceptance LLC/Assignee/SBC Indiana. Each claim objection initiates a separate contested matter, and unless an objection is directed to multiple claims filed by the same creditor, claims of separate creditors must be objected to by separate objections. The court will let this one slide, however, in that it is going to schedule a hearing on the Objection anyway.

The basis of the Objection with respect to both claims is the debtor's contention that the debtor "has never utilized the services of or had any account with" either of the claimants. The documentation attached to each claim in support thereof is not the sort of documentation customarily employed by creditors in support of claims of this nature, and in fact, the declaration stated at the bottom of the second page of the claim of National Capital Management, LLC raises issues as to whether or not that documentation actually exists.

The court deems it necessary to conduct a hearing on each of the objections.

IT IS ORDERED that a preliminary pre-trial conference will be held on **March 2, 2009, at 1:00 P.M.** with respect to the debtor's objection to claim #4 of National Capital Management, LLC.

IT IS FURTHER ORDERED that a preliminary pre-trial conference will be held on **March 2, 2009, at 1:00 P.M.** with respect to the debtor's objection to claim #5 of Asset Acceptance LLC/Assignee/SBC Indiana/SBC.

IT IS FURTHER ORDERED that the debtor shall personally attend the hearing in order to provide the court with evidence concerning his contentions that he has not had any involvement with respect to any matter addressed by either one of the foregoing claims.

Dated at Hammond, Indiana on January 30, 2009.

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

Distribution:

Debtor, Attorney for Debtor

Trustee, US Trustee

National Capital Management, LLC, 8245 Tournament Drive, Suite 230, Memphis, TN 38125

Asset Acceptance LLC / Assignee / SBC Indiana /SBC, PO Box 2036, Warren MI 48090-2036