

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA
FORT WAYNE DIVISION

IN THE MATTER OF:)
)
JOHN A. MARTIN) CASE NO. 03-15518
MELISSA S. MARTIN)
)
Debtors)

DECISION AND ORDER

At Fort Wayne, Indiana, on April 26, 2005.

The notice of motion and opportunity to object which counsel for the debtors (hereinafter “Movant”) served in connection with his application for compensation does not comply with the requirements of N.D. Ind. L.B.R. B-2002-2 because:

- a. The notice does not correctly state the date upon which the application was filed. N.D. Ind. L.B.R. B-2002-2(c)(2). The application was filed on January 17, 2005, while the notice refers to an application filed on January 18, 2005.

Since creditors and parties in interest have not been given appropriate notice of the application and the opportunity to object thereto, the court cannot grant it at this time. Movant shall prepare and serve an Amended Notice of Motion and Opportunity to Object which complies with N.D. Ind. L.B.R. B-2002-2 and file a proof thereto within fourteen (14) days of this date. See, N.D. Ind. L.B.R. B-9013-4(a). The failure to do so will result in the application being denied without prejudice and without further notice.

SO ORDERED.

/s/ Robert E. Grant
Judge, United States Bankruptcy Court