

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION

IN RE:)
)
HENRY DAVIS and)
EARLINE DAVIS,) CASE NO. 10-21544
) Chapter 11
Debtors.)

ORDER REGARDING FILED DOCUMENT

On June 28, 2010, the Clerk docketed as record entry No. 55 (on the court's internal docket) a 3-page document filed by Fulton Purnell. This document appears to assert an objection to the court's approval of an Agreed Order of Adequate Protection between Peoples Bank and the debtors filed on June 16, 2010, with respect to which notice was provided to creditors and parties-in-interest in the case. The record establishes that Mr. Purnell has been listed as an unsecured creditor in Schedule F filed by the debtors in this case. The information stated in Mr. Purnell's filing indicates that he advanced monies to the debtor Henry Davis, with an expectation that the monies would be repaid. However, there is nothing in the documentation filed by Mr. Purnell which indicates that he has any interest in the real estate which is the subject of the agreement between Peoples Bank and the debtors which would provide him with a direct interest in the property. Understandably, Mr. Purnell is not an attorney and thus it could not be reasonably expected that his filing would state grounds sufficient to schedule a hearing with respect to the Agreed Order. However, although understandable, the filing simply states no legally cognizable bases for either scheduling a hearing or for denying approval of the Agreed Order. The court fully appreciates that Mr. Purnell may well be upset about the circumstances of this bankruptcy, but no bases has been presented to the court for any action on the June 30, 2010 filing in relation to the proposed Agreed Order between Peoples Bank and the debtors.

IT IS ORDERED that the court will take no action with respect to record entry No. 55, filed by Fulton Purnell on June 30, 2010.

Dated at Hammond, Indiana on July 14, 2010.

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

Distribution:
Debtor, Attorney for Debtor
US Trustee
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