

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF INDIANA  
FORT WAYNE DIVISION

IN THE MATTER OF: )  
 )  
DAVID REX TURNER ) CASE NO. 04-10231  
 )  
 )  
Debtor )

DECISION AND ORDER

At Fort Wayne, Indiana, on June 17, 2005

The notice of motion and opportunity to object which the trustee (hereinafter “Movant”) served in connection with its motions for authority to sell real estate do not comply with the requirements of N.D. Ind. L.B.R. B-2002-2 because:

- a. The notices do not state the date upon which the motions were filed.  
N.D. Ind. L.B.R. B-2002-2(c)(2).

Since creditors and parties in interest have not been given appropriate notice of the motions and the opportunity to object thereto, the court cannot grant them at this time. Movant shall prepare and serve an Amended Notices of Motion and Opportunity to Object which complies with N.D. Ind. L.B.R. B-2002-2 and file 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 motions being denied without prejudice and without further notice.

SO ORDERED.

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