

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION

IN RE:)
)
LEONARD ARTHUR DOOLEY, SR., and) CASE NO. 12-21140 jpk
CYNTHIA MARIE DOOLEY,) Chapter 13
Debtors.)

ORDER DENYING MOTION TO RECONSIDER
ORDER DENYING MOTION TO LIFT STAY ["MOTION"]

The Motion was filed as Record No. 137 by Praetorian Insurance Company on December 11, 2013. The Motion is, in a word, "incredible", and not in any positive sense. How the movant could assert that anything filed in this case in relation to a request for relief from the automatic stay has complied with N.D.Ind.L.B.R. B-4001-1(c) is, again, "incredible".

The original motion filed by this creditor was filed on August 16, 2013, as Record No. 117. That motion was comprised of three pages, including a one-page Exhibit "A". That motion failed to comply with N.D.Ind.L.B.R. B-4001-1(c)(1), (c)(3), and has no information required by subparagraph (c)(6). The court provided the creditor with an opportunity to file an amended motion, so that the creditor would not incur another filing fee. As an apparent response, Praetorian filed its Record No. 131 motion for stay relief, which was not labeled as an amended filing. Perhaps Praetorian's counsel believes that something was filed which was not. Review of Record Entry No. 131 shows that it is comprised of six pages: The first two are a motion with references to attached exhibits A and B; the next page is blank; the fourth and fifth pages are identical to the first two; the sixth page is blank. There are no exhibits whatsoever attached to this motion, and again the motion fails to comply at minimum with N.D.Ind.L.B.R. B-4001-1(c)(1), (c)(3), (c)(4), and (c)(6) [the plan has been confirmed which causes the proper ground to be material default with respect to a confirmed plan – not a lack of adequate protection].

The Record No. 137 motion comes perilously close, if not in fact constitutes, a violation of Fed.R.Bankr.P. 9011. The entirety of proceedings beginning with the Record No. 117 motion

has been a waste of the court's time. A word of advice to counsel for Praetorian Insurance Company: Make certain that everything you file in this court strictly complies with applicable rules, including the rules of the United States Bankruptcy Court for the Northern District of Indiana, and when you assert that an order of the court should be set aside because you so complied, make sure you did.

IT IS ORDERED that the Record No. 137 Motion is denied.

Dated at Hammond, Indiana on December 30, 2013.

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

Distribution:

Debtor, Attorney for Debtor
Trustee, US Trustee

Attorney Tanisha D. Willoughby, Blatt, Hasenmiller, Leibsker & Moore, LLC 950 N. Meridian,
Suite 950, Indianapolis, IN 46204