

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION

IN RE:)
)
JOHN HENRY LESLIE and) CASE NO. 02-64948 JPK
ALICE MARIE LESLIE,) Chapter 13
)
Debtors.)

ORDER DENYING OBJECTION TO CLAIM

On July 6, 2005, the debtors, by counsel, filed an Objection to Claim #17 of Federal Credit Union. The stated ground for the objection is that the debtors' indebtedness to Federal Credit Union was listed in their previous Chapter 7 bankruptcy case filed on June 14, 2000, in which case they received a discharge on September 13, 2000. However, claim #17 states that the indebtedness to which it refers was incurred on September 26, 2001: as a result, a Chapter 7 case filed in 2000 would not have effected a discharge of this indebtedness. Based upon the record before it, the Court finds that the debtors have not established a *prima facie* case with respect to their objection sufficient to overcome the presumption of validity of the claim established by 11 U.S.C. § 502(a) and Fed.R.Bankr.P. 3001(f).

IT IS ORDERED that the debtors' Objection to Claim #17 is denied, without prejudice.

Dated at Hammond, Indiana on August 25, 2005.

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

Distribution:
Debtors, Attorney for Debtors
Trustee, US Trustee