

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA
FORT WAYNE DIVISION

IN THE MATTER OF:)

LAQUESHA R. LINK)

CASE NO. 16-10104)

Debtor)

NOT FOR PUBLICATION

DECISION AND ORDER DENYING MOTION TO RECONSIDER

On March 30, 2016.

The court's order of March 14, 2016 dismissed this case because the debtor failed to pay the filing fee installment which was due (by the debtor's own proposed schedule) on February 28, 2016. The debtor has now filed a letter asking the court to reconsider its decision.¹ The sum and substance of the letter is that the debtor has been experiencing financial difficulties and, once the court rules on her motion, she will pay the fee. She does not really explain why she did not make the installment payment when it was due or, more importantly, why, when it became apparent she could not make that payment she did not seek additional time to do so. Furthermore, the debtor still has not corrected the underlying problem that led to the order of dismissal: no payments toward the filing fee have been made. See, Tolliver v. Northrup Corp., 786 F.2d 316, 319 (7th Cir. 1986) ("It would take an extraordinary set of facts – one we cannot now imagine – to make a case of 'abuse of discretion' in failing to restore to the docket a case in which the defaulting party is still in default at the time the [] judge rules on the motion to vacate.").

Debtor's motion to reconsider is DENIED.

¹Given the substantial difference between the debtor's signature on the present motion and her signature on the application, petition, schedules, etc., the court wonders whether the debtor, herself, actually signed all these documents. We assume so, but reserve the right to be skeptical.

SO ORDERED.

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