

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA
HAMMOND DIVISION AT LAFAYETTE

IN THE MATTER OF:)
)
KARIN J. MILLION) CASE NO. 05-42392
)
)
Debtor)

DECISION AND ORDER

At Fort Wayne, Indiana, on January 17, 2006.

The notice of motion and opportunity to object which debtor (hereinafter “Movant”) served in connection with its motion to accept jurisdiction and/or transfer case does not comply with the requirements of N.D. Ind. L.B.R. B-2002-2 because:

- a. The notice does not correctly state the date upon which the motion was filed. N.D. Ind. L.B.R. B-2002-2(c)(2). The motion was filed on December 21, 2005, while the notice refers to a motion filed on December 19, 2005.
- b. The stated deadline for filing objections, January 5, 2006, is only fourteen (14) days after the date of the notice and creditors are entitled to at least twenty (20) days notice of the opportunity to file objections. N.D. Ind. L.B.R. B-2002-2(b)(1).

Since creditors and parties in interest have not been given appropriate notice of the motion and the opportunity to object thereto, the court cannot grant it at this time.¹ Movant shall prepare and serve an Amended Notice 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 motion being denied without prejudice and without further notice.

¹The court also notes that the certificate of service for the notice does not contain all the information required by Local Bankruptcy Rule B-9013-2 because, inter alia, fails to indicate “the address to which service was directed” and is therefore inadequate.

SO ORDERED.

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