

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA
FORT WAYNE DIVISION

IN THE MATTER OF:)
)
SHANNON RAY SCHLOSSER) CASE NO. 05-17292
)
)
Debtor)

DECISION AND ORDER

At Fort Wayne, Indiana, on March 28, 2006.

The notice of motion and opportunity to object which Mortgage Electronic Registration Systems, Inc., (hereinafter "Movant") served in connection with its motion to approve stipulation terminating stay and abandonment of property does not comply with the requirements of N.D. Ind. L.B.R. B-2002-2 because:

- a. The notice does not "contain a brief summary of the ground for the motion or have a copy of the motion attached to it." N.D. Ind. L.B.R. B-2002-2(c)(4).
- b. The certificate of service accompanying the notice indicates that additional parties were served by reference to an attached list. No such list was attached.

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. 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.

SO ORDERED.

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

