

The Honorable Karen A. Overstreet
Hearing Date: March 14, 2008
Hearing Time: 9:30 a.m.
Response Date: March 7, 2008
Location: Seattle
Chapter 7

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF WASHINGTON

In re:

ALEN JANISCH,

Debtor.

No. 07-15620

MOTION TO EXTEND DATE TO OBJECT
TO DISCHARGE

COMES NOW Edmund J. Wood, the Chapter 7 Trustee, by and through the undersigned attorney, and moves the Court as follows:

I. RELIEF REQUESTED

1.1 For an order extending the time period to file a complaint objecting to discharge pursuant to 11 U.S.C. § 727.

II. FACTS

2.1 The debtor filed the present Chapter 7 Bankruptcy Petition on November 23, 2007. The first § 341 Meeting of Creditors was scheduled for December 27, 2007. The debtor did not appear at that time. The Trustee continued the Meeting of Creditors to February 14, 2008 at 2:30 p.m. Initially Mr. Janisch declared, in a sworn statement on January 3, 2008, that he would not be able to attend the first Meeting of Creditors but would be available the week of February 11th to “participate in my bankruptcy”. Notwithstanding such representations, the debtor failed to appear at the 341 Meeting of Creditors on February 14th. The Trustee has continued the Meeting of Creditors again to April 3, 2008 at 2:30 p.m.

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1 The balance of the debtor's bankruptcy schedules, including the Statement of Financial
2 Affairs, were required to be filed on or before December 10, 2007. The debtor failed to sign his
3 schedules and cause them to be filed at that time. The balance of the schedules were filed on
4 January 15, 2008 but appear to be grossly inaccurate; the debtor lists no income from
5 employment, operation of business or any source in the last two years, in response to questions
6 numbers 1 and 2 of the Statement of Financial Affairs; the debtor lists no payments to creditors
7 within 90 days or one year prior to filing; the debtor lists no businesses in which he was an
8 officer, director, partner, or managing executor within the preceding six years.

9
10 Moreover, since the debtor's release from Harborview Hospital, he has returned to the
11 premises located at 13011 Meridian Ave E, Seattle, WA 98123, and has caused the premises to
12 be filthy and unsuitable for listing. The current date to object to the debtor's discharge is
13 February 25, 2008. The Trustee requests that this date be extended to at least 60 days from the
14 continued Meeting of Creditors.

15 16 **III. SUMMARY**

17 Based on the above, I request the Court to order to extend the date to file a complaint
18 objecting to discharge pursuant to 11 U.S.C. § 727 to June 2, 2008, *nunc pro tunc*. The proposed
19 order is attached.
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21 DATED this 25th day of February, 2008.

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23 /s/ Kathryn A. Ellis
24 Kathryn A. Ellis, WSBA #14333
25 Attorney for Trustee

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