

Bruce K. Medeiros
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SERVED ON OFFICE OF
U.S. Trustee *August 30, 2004*
DAVIDSON ♦ MEDEIROS

1 Attorney for Global Credit Union

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5 UNITED STATES BANKRUPTCY COURT
6 DISTRICT OF IDAHO
7

U.S. DISTRICT COURT
2004 AUG 31 PM 12:22
REC'D
CAMERON S. BURKE
CLERK

8
9 In re . . .

Case No. **04-21097**
Chapter **7**

10 **MICHAEL R. DENNEY and TRACY**
11 **ANN DENNEY,**

CERTIFICATE OF MAILING

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14 Debtors.

15
16
17 I, Nancy Perez, a receptionist with the law firm of Davidson ♦ Medeiros,
18 hereby certify under penalty of perjury under the laws of the State of Washington
19 that I mailed true and correct copies of the following documents:

- 20
21
22 1. Motion for (1) Relief From Automatic Stay And Abandonment (2)
23 Adjudicating Order Effective Upon Entry; and
24
25 2. Notice Of Motion For Relief From The Automatic Stay And
26 Abandonment, And Requesting The Order Be Effective Upon Entry
27 Pursuant to BR 4001;

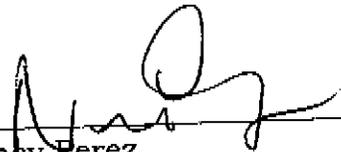
28 filed herewith, postage pre-paid, regular first class mail on the *30th day of August*
29 *2004*, to all the parties listed on the attached court maintained Master Mailing
30 List.
31
32

ORIGINAL

DAVIDSON ♦ MEDEIROS
ATTORNEYS AT LAW
A PROFESSIONAL SERVICE CORPORATION

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DATED this 30th day of August 2004.



Nancy Perez

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A Way Through Counseling
1110 Polston Ave, Ste 4
Post Falls, ID 83854

ACS of Idaho
2005 Ironwood Parkway, #220
Coeur d Alene, ID 83814

Aetna Adjustment Co.
1424 Argonne Road
Spokane, WA 99212

Alliance One
6565 Kimball Dive
Gig Harbor, WA 98335

Anesthesia Associates
1105 Government Way
Coeur d Alene, ID 83814

Animal Medical Center
Stephen Lindsay
1402 Sherman Avenue
Coeur d Alene, ID 83814

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Niles, IL 60714-4610

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Valley Empire Collection
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Spokane, WA 99206

Automated Accounts
PO Box 18190
Spokane, WA 99228

Bank of America
Cardmember services
PO Box 5270
Carol Stream, IL 60197-5270

Capital One
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Richmond, VA 23285-5015

Chadwicks
PO Box 4400
Taunton, MA 02780

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Terre Haute, IN 47811

Credit Bureau Services
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Credit Management Serv.
PO Box 5430
Englewood, CO 80155

Discover/Prime Option
PO Box 15316
Wilmington, DE 19850

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Temecula, CA 92590

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Household Bank
Bankcard Services
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Salinas, CA 93912-0084

Idaho State Tax Commission
POB 36
Boise, ID 83722

Incyte Pathology
PO Box 3405
Spokane, WA 99220

Insurance Recovery Services
PO Box 30
East Northport, NY 11731-0030

Internal Revenue Service
650 W. Fort, MSC 041
Boise, ID 83724-0041

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Sandpoint, ID 83864

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El Paso, TX 79998

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Post Falls, ID 83854

Kootenai Electric
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Hayden, ID 83835

Kootenai Medical Center
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Philadelphia PA 19101-1457

National Credit Services
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North Idaho Immediate Care
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Coeur d Alene, ID 83814

North Idaho MRI
825 Ironwood Drive
Coeur d Alene, ID 83814

Pathology Ass. Med Lab
PO Box 2687
Spokane, WA 99220-2687

Paula Harrison
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Penn Credit Assoc
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Polaris Retail Services
PO Box 703
Wood Dale, IL 60191-0703

Prometheus Labs, Inc
c/o Allied Interstate
PO Box 361533
Columbus, OH 43236-1533

Providian National Bank
4940 Johnson Drive
Pleasanton, CA 94588

Providian Processing Service
PO Box 9553
Manchester, NH 03108-9553

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Roger Roth DMD
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Umpqua Bank
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Wells Fargo Card Services
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Des Moines, IA 50302-9907

Western Medical
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SERVED ON OFFICE OF

U.S. Trustee August 30, 2004
DAVIDSON & MEDEIROS

Attorney for Global Credit Union

UNITED STATES BANKRUPTCY COURT
DISTRICT OF IDAHO

In re
MICHAEL R. DENNEY and TRACY
ANN DENNEY,

Case No. 04-21097
Chapter 7
**NOTICE OF MOTION FOR RELIEF
FROM THE AUTOMATIC STAY AND
ABANDONMENT, AND REQUESTING
THE ORDER BE EFFECTIVE UPON
ENTRY PURSUANT TO BR 4001**

Debtors.

Notice is hereby given that Global Credit Union ("Global"), a secured creditor herein, has filed a Motion for Relief from the Automatic Stay and Abandonment. Global is also requesting that the Order granting the relief requested be effective upon entry of the Order pursuant to BR 4001, with respect to a 1998 Dodge Durango, VIN 1B4HS28Y7WFP128855

NOTICE

Any party in interest opposing the Motion must file and serve an objection

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Page 1
Notice Of Motion For Relief From The Automatic Stay
And Requesting The Order Be Effective Upon Entry Pursuant To BR 4001
Global Credit Union President@stbk.com

thereto not later than twenty (20) days after the date of mailing of this Motion. The objection shall specify identify those matters contained in the Motion that are at issue and any other basis for opposition to the Motion. Absent the filing of a timely objection, the Court may grant the relief being sought without a hearing. If an objection is filed, the objection shall be served upon the moving party and upon all parties receiving service of the Motion.

Any party opposing this Motion shall contact the Court's calendar clerk to schedule a preliminary hearing. At the time of filing the Objections to the Motion, the objecting party shall file and serve a notice of such hearing.

You are further notified, notwithstanding the above, that stay of actions against the above-referenced property will terminate by operation of law thirty-three (33) days after the date of mailing of this Motion pursuant to 11 U.S.C. §362 and BR 9006(f). In such case, the stay can only be extended if the Court, after notice and hearing, which may have to be requested by you, is held before the expiration of said thirty-three (33) days and the stay is ordered extended by the Court.

You are further notified in the event no hearing is held within the thirty-three (33) days after the date of mailing of this Motion, the moving party may additionally request an Order from the Court declaring the stay actions against the above-referenced property as having been terminated or annulled.

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Page 2
Notice Of Motion For Relief From The Automatic Stay
And Requesting The Order Be Effective Upon Entry Pursuant To BR 4001
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DATED this 21 day of August 2004.

DAVIDSON & MEDEIROS

Bruce K. Medeiros, WSBA No. 16380
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Notice Of Motion For Relief From The Automatic Stay
And Requesting The Order Be Effective Upon Entry Pursuant To BR 4001
Global Credit Union Reading, WA, LLC

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Attorney for Global Credit Union

SERVED ON OFFICE OF
U.S. Trustee August 30, 2004
DAVIDSON ♦ MEDEIROS

UNITED STATES BANKRUPTCY COURT
DISTRICT OF IDAHO

In re . . .
Case No. 04-21097
Chapter 7

- 1. RELIEF FROM AUTOMATIC STAY
- AND ABANDONMENT
- 2. ADJUDICATING ORDER
- EFFECTIVE UPON ENTRY

Debtors.

MOTION

Global Credit Union ("Global"), a secured creditor herein, by and through its undersigned attorney, Bruce K. Medeiros, Davidson ♦ Medeiros, moves that the Court enter an Order (1) terminating the automatic stay imposed by 11 U.S.C. §362 as to a 1998 Dodge Durango (VIN 1B4HS28Y7WF128855) of the Debtors' estate, to allow Global to realize on the security interest it holds in said vehicle, to otherwise proceed with all other remedies available to it under applicable law, and abandoning said vehicle from the estate; and (2) specifying that the Order shall be

effective upon entry pursuant to BR 4001 (3)(1) for the purpose of allowing the moving party to take such actions as are necessary to acquire possession of the vehicle, foreclose its security interest in said vehicle and liquidate its collateral.

In support of its Motion, Global alleges that there is presently due and outstanding on account number 0000324757 LN 70 an unpaid principal balance of \$15,510.68, not including accrued interest and late charges. True and correct copies of the Conditional Sale Contract (Simple Finance), and Security Agreement (the "Agreement"), the Certificate of Title, and the payoff statement are attached hereto as Exhibits "A," "B" and "C." The value of said motor vehicle is believed to be between \$8,250.00 and \$10,350.00. The Debtors are (3) three payments behind on their obligation to Global. As indicated by the Chapter 7 Individual Debtor's Statement of Intention filed herein, the Debtors intend to voluntarily surrender the vehicle to Global. The Debtors have no equity in the subject vehicle and it is of no benefit to the Debtors or to the estate.

The subject vehicle is a depreciating asset, and in the absence of the requested relief, Global will suffer continuing additional losses through diminution of value thereof. Global seeks relief from stay and abandonment in order to exercise all remedies allowed by its agreements with the Debtors and by law, including, but not limited to the sale of its collateral.

This Motion is based upon the Declaration of Gloria Thomsen filed herewith

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