

ORIGINAL

U.S. COURTS

03/NOV-7 PM 1:05

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CLERK OF COURT  
COURT HOUSE  
POCATELLO, IDAHO  
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Attorneys For: Western Farm Service, Inc.

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF IDAHO

In the Matter of	)	Bankruptcy No. 03-41318
	)	
LYNN KETTERLING AND JEANNE	)	OBJECTION OF WESTERN FARM
KETTERLING, d/b/a Ketterling	)	SERVICE, INC. TO CONFIRMATION
Farms,	)	OF DEBTOR'S CHAPTER 12 PLAN
	)	
Debtors.	)	
	)	

COMES NOW Western Farm Service, Inc., a party in interest of Debtors, and pursuant to 11 U.S.C. 1225 objects to confirmation of the Debtors' Chapter 12 Plan dated September 30, 2003, with Errata Sheet dated and filed October 1, 2003, on the grounds and for the reasons that:

1. Western Farm Service, Inc. has not accepted the Debtors' Chapter 12 Plan.
2. Western Farm Service, Inc. is a fully secured creditor.
3. Western Farm Service, Inc. filed its Proof of Claim on July 22, 2003, in the amount of \$102,517.67.
4. Debtors' proposed Chapter 12 Plan fails to provide for payment in full of the indebtedness due and owing to Western Farm

Service, Inc. and fails to provide for payment of interest, costs and attorney fees.

5. Debtors' Chapter 12 Plan fails to provide Western Farm Service, Inc. for repayment of cash collateral previously authorized to be used.

6. The proposed Chapter 12 Plan fails to provide for specific dates when property is to be liquidated and payments made to secured creditors.

7. The proposed Chapter 12 Plan is a liquidating plan and, consequently, the Chapter 12 proceeding should be converted to a Chapter 7 proceeding.

8. The Chapter 12 Plan fails to allow any secured creditor to enter a credit bid at the public auction sale when its collateral is to be liquidated and sold.

9. The Chapter 12 Plan fails to disclose or provide for the role of the Chapter 12 Trustee in the liquidation and sale of estate property.

WHEREFORE, Western Farm Service, Inc. requests the Court to deny confirmation of the Debtors Chapter 12 Plan dated September 30, 2003.

DATED This 7th day of November, 2003.

CRAIG W. CHRISTENSEN, CHARTERED

By Craig W. Christensen  
Attorneys for Western Farm Service,  
Inc.

CERTIFICATE OF MAILING

I hereby certify that on this 7<sup>th</sup> day of November, 2003, a true and correct copy of the foregoing Objection of Western Farm Service, Inc. to Confirmation to Debtors' Chapter 12 Plan was mailed, postage prepaid thereon, to the following:

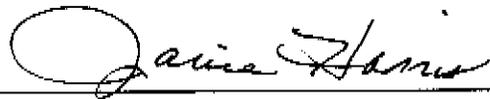
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