

RICHARD J. HAYDEN  
RICHARD J. HAYDEN, P.S.  
1427 W. Sixth Avenue  
Spokane, WA 99204  
(509) 624-1111  
ISBA # 3481

U.S. COURTS  
HONORABLE TERRY L. MYERS

02 OCT 10 AM 8:56  
EX PARTE

REC'D \_\_\_\_\_ FILED \_\_\_\_\_  
CAMERON S. BOYKE  
CLERK IDAHO

Of Attorneys for FORD MOTOR CREDIT COMPANY

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF IDAHO, AT COEUR D'ALENE

In Re:

Chapter 11

NO. 02-20218

FRANK L. CHAPIN, PA, and  
SYDNEY L. GUTIERREZ-CHAPIN,  
aka SYDNEY L. GUTIERREZ,

SUPPLEMENTAL NOTICE OF STIPULATED  
ORDER GRANTING RELIEF FROM STAY UPON  
DEFAULT PURSUANT TO TITLE 11 U.S.C.  
§ 362(d)(1)(2); FRBP 4001; LBR 4001;  
ADEQUATE PROTECTION PURSUANT TO  
§§ 363(e), 361(1); ABANDONMENT UNDER  
§ 554; AND WAIVER UNDER FRBP 4001

Debtor.

Hearing Date: November 6, 2002

Hearing Time: 10:00 MST  
9:00 PST

Response Due Date: October 31, 2002

**BY VIDEO CONFERENCE**

TO: DEBTOR; BRUCE A. ANDERSON, YOUR ATTORNEY; ALL PARTIES IN INTEREST:

PLEASE TAKE NOTICE that FORD MOTOR CREDIT COMPANY ("FMCC"), by and through its counsel, RICHARD J. HAYDEN and RICHARD J. HAYDEN, P.S., and DEBTOR, by and through DEBTOR'S attorney, BRUCE A. ANDERSON, have stipulated to relief of the stay and for adequate protection:

1. FMCC holds a perfected security interest in a 2000 FORD F250, VIN # 1FTNX21F1YEB97856;
2. The parties have stipulated to relief as attached.

PLEASE TAKE FURTHER NOTICE that the moving party will also ask the court to provide otherwise and make its order effective upon filing pursuant to FRBP 4001 to allow immediate enforcement. The ten-day stay of 4001 shall be deemed waived.

SUPPLEMENTAL NOTICE OF STIPULATED ORDER  
GRANTING RELIEF FROM STAY ... -1

RICHARD J. HAYDEN, P.S.

1427 West Sixth Avenue  
Spokane, WA 99204-3303  
(509) 624-1111

Facsimile (509) 456-8654

A Professional Service Corporation

**ORIGINAL**

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SHOULD YOU OBJECT to this Stipulation for relief or any other relief sought, you must comply with FRBP 4001 and be prepared to make the appropriate representation to the Bankruptcy Court at hearing, and object by filing an objection, in writing, and request for hearing, within 23 days from the date of this Notice, with the Clerk of the above-entitled Court, at the U.S. COURTROOM, UNITED STATES BANKRUPTCY COURT, FEDERAL BLDG., 205 N. 4TH STREET, RM 216, COEUR D'ALENE, ID 83814, and serve a copy on the undersigned, and appear at the above-entitled court for the *video conference hearing* on NOVEMBER 6, 2002 at 9:00 AM, PST, and argue the merits of your objection.

SHOULD YOU FAIL TO OBJECT within the time set forth above, your objection will be deemed waived and the above, relief requested may be granted without further notice to you.

DATED this 8<sup>TH</sup> day of October, 2002

RICHARD J. HAYDEN, P.S.  
A Professional Service Corp.

By:   
RICHARD J. HAYDEN  
Attorneys for FMCC  
For the Firm

CERTIFICATE OF MAILING

I HEREBY CERTIFY under penalty of perjury that on the 8<sup>th</sup> day of October, 2002, I served a true and correct copy of the *SUPPLEMENTAL NOTICE OF STIPULATED ORDER GRANTING RELIEF FROM STAY* upon FRANK L. CHAPIN, PA, P.O. BOX 781, SANDPOINT, ID 83864; SYDNEY L. GUTIERREZ-CHAPIN, P.O. BOX 2028, SANDPOINT, ID 83864; BRUCE A. ANDERSON, P.O. BOX 1049, SANDPOINT, ID 83864; LEWIS M. WILSON, 1519 W. BROADWAY, SPOKANE, WA 99201; U. S. TRUSTEE, P.O. BOX 110, BOISE, ID 83701; and to all listed on the MASTER MAILING LIST, by depositing the same in the United States mail, postage prepaid, addressed to the above-referenced parties.

  
\_\_\_\_\_

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(509) 624-1111  
ISBA # 3481**

**Of Attorneys for FORD MOTOR CREDIT COMPANY**

**UNITED STATES BANKRUPTCY COURT  
DISTRICT OF IDAHO, AT COEUR D'ALENE**

**In Re:**

**FRANK L., CHAPIN, PA, and  
SYDNEY L. GUTIERREZ-CHAPIN,  
aka SYDNEY L. GUTIERREZ,  
Debtors.**

**Chapter 11**

**NO. 02-20218**

**STIPULATED ORDER GRANTING CURE  
AND RELIEF FROM STAY UPON DEFAULT;  
REQUEST FOR ADEQUATE PROTECTION**

**IT IS HEREBY ORDERED** that the Debtors, FRANK L. CHAPIN, PA, and SYDNEY L. GUTIERREZ-CHAPIN, shall cure all current arrearage due and owing to FORD MOTOR CREDIT COMPANY on its collateral, specifically a 2000 FORD F250, VIN # 1FTNX21F1YEB97856, on or before August 7, 2002, in the amount of \$3,255.06;

**IT IS FURTHER ORDERED** that if the Debtors do not fully cure their debt to FMCC by August 7, 2002, then relief is granted and FMCC may pursue any and all remedies available to it under the "applicable law" not otherwise prohibited by the provisions of Title 11 U.S.C.

**IT IS FURTHER ORDERED** that the above relief requested be effective upon entry against the Debtors and estate.

**IT IS FURTHER ORDERED** that after initial cure by August 7, 2002, should the Debtors become in default under this Stipulation with FMCC, the contract, note, or the security agreement, that the Debtors and their lawyer shall each receive thirty (30) days' written notice and demand for cure by Certified Mail, Return Receipt Requested. The date of the Notice shall run from receipt by the Debtors or their attorney, whichever shall be earliest, per FRBP 9006. If any default remains uncured by the thirty-first (31<sup>st</sup>) day after receipt of the Notice, then, pursuant to this Order, without further recourse to the Court, the stay shall be annulled.

AI&I  
Customer Care  
P.O. Box 3611  
Bothell, WA 98041

American Red Cross  
Alan Rubens  
720 W Boone #200  
Spokane WA 99201

Bonner General Hospital  
520 N Thrid Ave.  
Sandpoint, ID 83864

Bruce A Anderson  
1400 Northwood Ctr Ct #C  
Coeur d'Alene, ID 83814

Check Rite  
P.O. Box 661158  
Chicago, IL 60666

Discover Card  
P.O. Box 30395  
Salt Lake City, UT 84130

Douglas Cipriano, MD  
1327 Superior  
Sandpoint, ID 83864

Finney & Finney  
120 Lake St Ste 317  
Sandpoint, ID 83864

Ford Motor Credit Co  
POB 537950  
Livonia MI 48153-7901

Frank L Chapin  
POB 781  
Sandpoint, ID 83864

Advanced Physical Therapy  
1905 Pine Street  
Sandpoint, ID 83864

Bonner County Tax Collector  
215 South First Ave.  
Sandpoint, ID 83864

Bonner General Hospital  
POB 1448  
Sandpoint ID 83864

Capital One  
P.O. Box 85015  
Richmond, VA 23285-5015

Daniel Wagner  
Paine Hamblen Coffin Brooke Miller  
717 W Sprague Ave #1200  
Spokane, WA 99201

Discover Financial Svcs  
POB 8003  
Hilliard OH 43026

Estate of Christina Leaf  
Delay Curran Thompson Pontarolo  
601 W Main # 1212  
Spokane, WA 99201

First National Bank of Montana, Inc  
P.O. Box 1588  
Libby, MT 59923

Ford Motor Credit Co  
c/o Richard J Hayden  
1427 W Sixth Ave  
Spokane, WA 99204-3303

Frederick A Leaf  
Winston & Cashatt PS  
601 W Riverside Ave #1900  
Spokane WA 99201

American Lutheran Church c/o William  
c/o William Schroeder  
Paine Hamblen Coffin Brooke Miller  
717 W Sprague Ave #1200  
Spokane WA 99201

Bonner County Treasurer  
215 S. First Ave.  
Sandpoint, ID 83864

Bonner Physical Therapy  
1327 Superior Street  
Sandpoint, ID 83864

Capital One  
P.O. Box 85015  
Richmond, VA 23285

Deaconess Medical Center  
c/o Allen Ruben  
720 W Boone # 200  
Spokane WA 99201

Donald Wagner c/o William Schroeder  
Paine Hamblen Coffin Brooke Miller  
717 W Sprague Ave #1200  
Spokane, WA 99201

Estate of Wilber Leaf  
Delay Curran Thompson & Pontarolo  
601 W Main # 1212  
Spokane, WA 99201

Ford Motor Credit  
c/o Payoff Correspondence  
POB 543099  
Omaha NE 68154

Ford Motor credit Company  
POB 537901  
Livonia MI 48153-7901

Frederick A Leaf  
c/o Brian McGinn & Tamara Murock  
250 NW Blvd Ste 107A  
Coeur d'Alene, ID 83814

Idaho State Tax Commission  
PO Box 36  
Boise, ID 83722

Internal Medicine  
207 Church Street  
Sandpoint, ID 83864

Internal Revenue Service  
Attn Robert Scarborough  
Office of Chief Counsel  
915 2nd Ave RM 2710 MS W670  
Seattle WA 98174

Internal Revenue Service  
Chief, Special Procedures  
550 W. Fort St. MSC 041  
Boise, ID 83724

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Spokane, WA 99201

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3405 S Altamont ST  
Spokane WA 99223

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c/o William Schroeder  
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Spokane, WA 99201

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1519 W Broadway  
Spokane, WA 99201

Lincaire, Inc.  
P.O. Box 3387  
Spokane, WA 99220

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Spokane, WA 99201

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c/o William Schroeder  
Paine Hamblen Coffin Brooke Miller  
717 W Sprague Ave #1200  
Spokane, WA 99201

Maris Baltins  
601 W Riverside Ave Ste 1900  
Spokane, WA 99201

Michael J Paukert  
717 W Sprague Ave. #1200  
Spokane, WA 99204-0464

Providian Financial  
P.O. Box 9539  
Manchester, NH 03108

Providian National Bank  
4900 Johnson Dr  
Pleasanton CA 94588

Richard J Hayden  
POB 1240  
Coeur d'Alene, ID 83814

Robert Kovacevich PLLC  
Lane Powell Spears Lubersky  
1420 Fifth Ave #4100  
Seattle WA 98101

Robert Kovacevich, PLLC  
818 W Riverside Ave #715  
Spokane, WA 99201

Scott R Smith  
Stamper Rubens Stocker & Smith  
720 W Boone #200  
Spokane WA 99201

Sears Roebuck  
P.O. Box 182149  
Columbus, OH 43218

Sears Roebuck & Co  
POB 3671  
Des Moines IA 50322

Selkirk Medical  
c/o I.C. Systems, Inc.  
444 Hwy 96 E.  
St. Paul, MN 55164

Sunrise Credit Services, Inc.  
2174 Jackson Ave  
Seaford, NY 11783

Sydney L Gutierrez-Chapin  
POB 2028  
Sandpoint, ID 83864

The Estate of Christina Leaf  
c/o Michael J Paukert  
717 W Sprague Ste 1200  
Spokane WA 99201

Toro Vicjo II, Inc.  
9510 Government Way  
Hayden ID 83835

United States Trustee  
POB 110  
Boise, ID 83701

William J Schroeder  
717 W Sprague Ave, #1200  
Spokane, WA 99204-0464