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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,

Debtor.

CHAPTER 11

NO. 02-20218

NOTICE OF MOTIONS FOR RELIEF FROM STAY
PURSUANT TO TITLE 11 USC § 362(d)(1),(2); BR
4001(a); REQUEST FOR ADEQUATE PROTECTION
PURSUANT TO §§ 363(e); 361(1); AND WAIVER
UNDER FRBP 4001

HEARING DATE: JULY 9, 2002

HEARING TIME: 10:00 A.M. MST BOISE
9:00 A.M. PST COEUR D'ALENE

PLACE: BOISE / COEUR D'ALENE

BY VIDEO CONFERENCE

TO: DEBTORS; YOUR ATTORNEYS; ALL PARTIES IN INTEREST:

PLEASE TAKE NOTICE THAT FORD MOTOR CREDIT COMPANY ("FMCC") has moved the Court for an order allowing relief of the automatic stay, pursuant to Title 11 USC § 362(d)(1),(2). The moving party will also request that it have adequate protection, pursuant to §§ 363(3) and 361(1), in the form either of a cash bond in the amount of the approximate fair market value of its collateral or that it have an immediate cash payment equivalent to all arrearages due should an order allowing relief of stay not be granted.

The grounds for the motion are Title 11 USC §§ 362(d)(1) and (2); Title 11 USC §§ 363(e), 361(1); and LR 4001; pursuant to FRBP 4001, FMCC specifically alleges that:

(1) It holds a perfected secured interest in a 2000 FORD F250, VIN #1FTNX21F1YEB97856;

(2) There are no prior claims or encumbrances against the vehicle except for the secured interest held by FMCC;

(3) The debtor shows no indication of paying the debt;

(4) The moving party is entitled to relief for cause for lack of payment; the collateral of the moving party is not necessary to an effective reorganization; the debtor is \$2,658.31 delinquent at state law.

NOTICE OF MOTIONS - 1

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A Professional Service Corporation

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(5) The value of this collateral varies, but the relevant trade book shows a value of \$23,450.00. The debtors owe \$23,717.14.

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

PLEASE TAKE FURTHER NOTICE THAT should the above motion for relief of stay be granted, the moving party has requested that the court order the debtor to disclose the whereabouts of the collateral in question to permit repossession.

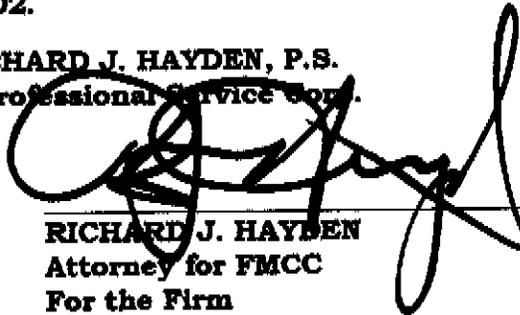
PLEASE TAKE FURTHER NOTICE that pursuant to 11 U.S.C. § 362(e), the stay will be automatically lifted as to the debtor and estate in the absence of an order maintaining such stay and continuing it in effect within thirty-three (33) days from the request for relief.

SHOULD YOU OBJECT TO THIS MOTION 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 the video conference hearing — if appearing in the *Boise area*, at the U.S. Bankruptcy Courtroom, Federal Building, 5th Floor, 550 W. Fort Street, Boise, ID; if appearing in the *Coeur d'Alene area*, at the Federal Building, 205 N. 4th Street, Room 216, Coeur d'Alene, ID — and object by filing an objection, in writing, and request for hearing with the Clerk of the Court, Federal Building, 5th Floor, 550 W. Fort Street, Boise, ID 83724; and serve a copy on the undersigned; and appear at one of the courts above-listed, at the date and time indicated for the video conference hearing, 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 19th day of June, 2002.

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

By: 

RICHARD J. HAYDEN
Attorney for FMCC
For the Firm

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CERTIFICATE OF MAILING

I HEREBY CERTIFY under penalty of perjury that on the 20th day of June, 2002, I served a true and correct copy of the ***NOTICE OF 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; and LEWIS M. WILSON, 1519 W. BROADWAY, SPOKANE, WA 99201; the U. S. TRUSTEE, P.O. BOX 110, BOISE, ID 83701; and to MICHAEL J. PAUKERT, 717 W. SPRAGUE AVE., SUITE 1200, SPOKANE, WA 99201, who requested Special Notice, pursuant to BR 2002, by depositing the same in the United States mail, postage prepaid, addressed to the above-referenced parties.**


SHAILA R. DUFRESNE

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