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 Idaho State Insurance Fund
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U.S. COURTS
 2000 MAY 10 AM 9:13

REC'D _____ FILED _____
 CAMERON S. BURKE,
 CLERK, IDAHO

Attorney for Idaho State Insurance Fund

**IN THE UNITED STATES BANKRUPTCY COURT
 FOR THE DISTRICT OF IDAHO**

In re:)	
)	
Kim M. Andreasen dba Maxi's,)	Case No. 99-40408
Valorie Kae Andreasen dba Maxi's,)	
)	
Debtor(s).)	MOTION FOR OFFSET
_____)	

COMES NOW the Idaho State Insurance Fund (hereinafter "SIF"), by and through George M. Parham, Special Deputy Attorney General, and hereby moves this Court to effectuate a setoff for a pre-petition mutual obligation pursuant to 11 U.S.C. § 553. In support of this motion, SIF hereinafter states:

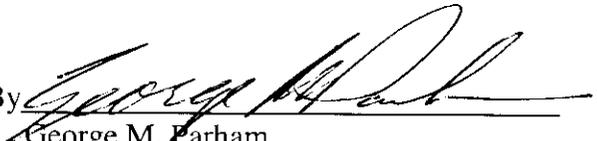
The Debtors, Kim M. Andreasen dba Maxi's and Valorie Kae Andreasen dba Maxi's, were policyholders and received workers' compensation insurance through SIF. Prior to the filing of the petition in this matter, the Debtors were indebted to SIF in the amount of \$355.00 for unpaid workers' compensation insurance premiums. In January of 2000, the Debtors became entitled to a return of prepaid premium in the form of a dividend in the amount of \$526.81 from SIF. The dividend/refund is based on an overpayment of premiums made by the Debtors pre-petition, and as such, the debt and dividend are mutual obligations. SIF hereby requests to offset the \$526.81 refund against the \$355.00 debt owed to the SIF. SIF is entitled to these setoffs pursuant to the contract of insurance between the Debtors and SIF and pursuant to state law. [The balance of \$171.81, after the offset, will be turned over to the trustee.]

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Any party objecting to this motion must file a written objection within 20 days from the date of this notice or the order granting the relief requested may be granted by the Court without further notice or hearing.

DATED this 8th day of May, 2000.

Idaho State Insurance Fund

By 
George M. Farham
Special Deputy Attorney General

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 8th day of May, 2000, I caused to be served a true and correct copy of the foregoing by placing a copy thereof in the United States Mail, postage prepaid, addressed to:

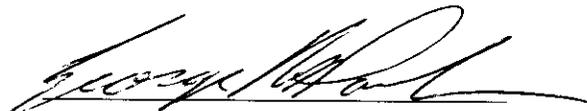
Kim M. Andreasen dba Maxi's
Valorie Kae Andreasen dba Maxi's
14729 N. Hwy #34
Thatcher, ID 83283

Thomas W. Clark
P.O. Box 991
Pocatello, ID 83204

L.D. Fitzgerald, Trustee
P.O. Box 6199
Pocatello, ID 83205

Daniel C. Green
P.O. Box 1391
Pocatello, ID 83204

U.S. Trustee
P.O. Box 110
Boise, ID 83701



George M. Parham
Special Deputy Attorney General