

UNITED STATES BANKRUPTCY COURT
DISTRICT OF IDAHO

U.S. COURTS

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In Re:)
)
Asa Willet Roark)
2010 N. Linder Rd.)
Meridian, ID 83642)
)
Debtor(s))
_____)

Chapter 13

Case Number 01

REC'D
CAMERON S. BURKE
IDAHO

TRUSTEE'S FINDINGS
AND RECOMMENDATIONS

TRUSTEE: Bernie Rakozy
DEBTOR'S ATTORNEY: J BART GREEN III
DATE OF HEARING: 09-18-01

TRUSTEE'S FINDINGS AND RECOMMENDATIONS

- ____ (1) The Plan complies with requirements of Chapter 13. Title 11 USC.
- ____ (2) Required fees have been paid.
- ____ (3) Plan is proposed in good faith.
- ✓ (4) Value of property to be distributed is \$3780.00. The amount that would be paid to unsecured creditors under Chapter 7 is unknown.
- ____ (5) Section 1325(a)(5) of the Bankruptcy Code is satisfied.
- ____ (6) Debtor will be able to make payments and comply with the Plan.
- ✓ (7) Trustee recommendations as to Confirmation Yes No

MATTERS IN ISSUE:

- Debtor is delinquent \$105.00 for September.
- Debtor is self employed and needs to meet with trustee.
- The plan is currently underfunded due to the tax claim.
- Debtor is surrendering an undeveloped lot in Cascade to the lien holder and the trustee. Trustee is investigating if there is equity in the property for creditors.
- Debtors attorney needs to amend Schedule C to reflect correct exemptions. (The allowed exemption under IC 11-605(10) is \$800.00. Items claimed under this exemption total \$1,571.00)
- Debtors attorney to provide information of the Sears action mentioned in Section 4 of the Statement of Financial Affairs.
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DATED: September 14, 2001


Trustee