

JUL 29 1999

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UNITED STATES BANKRUPTCY COURT  
DISTRICT OF IDAHO

In Re:

COMMUNITY HOME HEALTH, INC.,

Debtors.

Case No. 98-02141

**ORDER SUSTAINING  
TRUSTEE'S OBJECTIONS TO  
PROOFS OF CLAIM**

The Trustee's Objections to Proofs of Claims were heard by this court on June 20, 1999. Only Creditor, Mary Alzaa appeared and indicated agreement with the Trustee's objection as it relates to her. The court also received a pleading titled Objections to Proof of Claim from Janice Hickey which indicates agreement with the Trustee's objection as it relates to her. No other appearances occurred written or oral.

Pursuant to Bankruptcy Code § 507, Bankruptcy Rule 3007, and for good cause appearing, the Trustee's objections are sustained. The certain proofs of claim set out below shall be allowed or disallowed only as follows:

Claim No.	Date Filed	Claimant's Name	Claimed Priority	Amount
17	7/8/98	Suzanne Pember	507(a)(3)	\$3,100.00

The claim under priority 507(a)(3) is allowed in the amount of \$2,483. The remaining amount claimed is disallowed.

*HR*

19	7/9/98	Dean A. Johnson	507(a)(3)	\$5,835.00
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The claim under priority 507(a)(3) is allowed in the maximum amount of \$4,300 and \$66.20 allowed as general unsecured, for a total claim of \$4,366.20. The remaining amount is disallowed.

25	7/10/98	John S. Schloss	507(a)(3)	None
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The claim under priority 507(a)(3) is allowed in the amount of \$1,615.67.

31	7/10/98	Estelle J. Pate	507(a)(3)	\$1,130.80
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This claim is disallowed and replaced by Claim No. 184 which is allowed in the 507(a)(3) priority amount of \$338.90.

35	7/13/98	Linda Herrera	507(a)(3),(4)	None
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The claim under priority 507(a)(3) is allowed in the amount of \$1,695.55.

45	7/15/98	Micha C. Ellsworth	507(a)(3),(4)	\$607.40
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The claim under priority 503(a)(3) is allowed in the amount of \$644.37.

55	7/21/98	Vicki Goettsche	507(a)(3)	\$14,492.05
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The claim is disallowed in full as being based upon a 401(k) retirement account which was not property of the estate and has been paid by the Plan Administrator, Lincoln National.

62	7/20/98	Brenda L. Lake	507(a)(3),(4)	\$2,200.00
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The claim is allowed as a 507(a)(3) priority.

64	7/23/94	Connie Overfield	507(a)(3), (4)	\$6,538.13
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The claim under priority 507(a)(3) is allowed in the amount of \$1,084. The balance is disallowed as being based upon a 401(k) retirement account which was not property of the estate and has been paid by the Plan Administrator, Lincoln National.

79	7/28/98	Ashley M. Fry	507(a)(3)	\$1,680.00
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The claim under priority 507(a)(3) is allowed in the amount of \$1,088.40. The balance of the claim is disallowed.

88	8/3/98	Brenda Jean Mechling	507(a)(3),(4)	\$558.57
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The claim under priority 507(a)(3) is allowed in the amount of \$374.39. The balance of the claim is disallowed.

92	8/4/98	Joan J. Buckmaster	507(a)(3)	None
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The claim under priority 507(a)(3) is allowed in the amount of \$362.71.

94	8/4/98	Ted A. Sleight	507(a)(3)	\$6,892.02
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The claim under priority 507(a)(3) is allowed in the maximum amount of \$4,300. The balance of the claim is allowed as a general unsecured.

97	8/4/98	Rebecca M. Thacker	507(a)(3)	\$5,472.63
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The claim under priority 507(a)(3) is allowed in the maximum amount of \$4,300. The balance of the claim is allowed as a general unsecured.

103	8/6/98	Alaina D. Robertson	507(a)(3),(4)	\$314.77
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The claim is allowed as a 507(a)(3) priority in the claimed amount.

108	8/7/98	Irene Baalson	507(a)(3)	\$4,362.44
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The claim under priority 507(a)(3) is allowed in the maximum amount of \$4,300. The balance of the claim is allowed as a general unsecured.

113	8/10/98	Mary Alzaa	507(a)(3)	\$4,811.13
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The claim under priority 507(a)(3) is allowed in the maximum amount of \$4,300. The balance of \$150.39 is allowed as general unsecured for a total claim of \$4,450.39. The remaining amount claimed is disallowed.

118	8/10/98	Mary E. Gauger	507(a)(3),(4)	\$1,986.88
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The claim is allowed as a 507(a)(3) priority in the claimed amount.

119	8/10/98	Margaret R. Gartner	507(a)(3),(4)	\$3,216.99
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The claim is allowed as a 507(a)(3) priority in the claimed amount.

135	8/12/98	Verlene Kaiser	507(a)(3)	\$9,758.40
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The claim under priority 507(a)(3) is allowed in the maximum amount of \$4,300. The balance of the claim is allowed as a general unsecured.

150	8/19/98	Tonette Parsons	507(a)(3)	\$4,564.50
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The claim under priority 507(a)(3) is allowed in the maximum amount of \$4,300. The balance of the claim is allowed as a general unsecured.

154	8/20/98	Mary Pyle	507(a)(3)	\$198.59
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The claim does not qualify as a priority under 507(a)(3), (4), but is allowed as a general unsecured claim.

163	8/28/98	Carla R. Jensen	507(a)(3),(4)	\$3,178.37
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The claim is allowed as a 507(a)(3) priority in the claimed amount.

171	8/25/98	Janice R. Hickey	507(a)(3),(4)	\$3,858.74
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The claim is allowed as a 507(a)(3) priority in the claimed amount.

190	9/21/98	Gary S. Kaiser	507(a)(3)	\$8,630.75
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The claim under priority 507(a)(3) is allowed in the maximum amount of \$4,300. The balance of the claim should be allowed as a general unsecured.

191	9/21/98	Patricia I. Chambers	507(a)(3)	\$2,570.74
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The claim under priority 507(a)(3) is allowed in the amount of \$1,203.51. The remaining amount of the claim should be disallowed.

192	9/22/98	Kathryn M. King	507(a)(3),(4)	\$1,887.39
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The claim under priority 507(a)(3) is allowed in the amount of \$1,746.39. The remaining amount of the claim is disallowed.

199	9/30/98	Dixie Skinner	507(a)(3),(4)	\$1,518.98
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The claim is allowed as a 507(a)(3) priority in the claimed amount.

200	9/30/98	Kathryne Luff	507(a)(3)	\$100
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The claim under priority 507(a)(3) is allowed in the amount of \$146.70.

202	10/1/98	Pearlie L. Wegener	507(a)(3),(4)	\$2,452.73
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The claim under priority 507(a)(3) is allowed in the amount of \$1,883.70. The remaining amount of the claim should be disallowed.

211	10/19/98	Edward Lane	507(a)(3)	\$4,645.58
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The claim under priority 507(a)(3) is allowed in the maximum amount of \$4,300. The balance of the claim should be allowed as a general unsecured.

212	10/9/98	Rebecca Gillet	507(a)(3)	\$5,168.00
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The claim under priority 507(a)(3) is allowed in the maximum amount of \$4,300. The balance of the claim is be allowed as a general unsecured.

228

10/30/98

Antony McLean

507(a)(3)

\$3,351.48

The claim was filed late and is disallowed in total.

Dated this 29<sup>th</sup> day of July, 1999.

  
UNITED STATES BANKRUPTCY JUDGE

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 30 day of July, 1999, a true and correct copy of the foregoing document was served by first-class mail, postage prepaid, and addressed to; by fax transmission to; by overnight delivery to; or by personally delivering to or leaving with a person in charge of the office as indicated below:

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