UNITED STATES BANKRUPTCY COURT
DISTRICT OF MINNESOTA

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| In the Matter of: | ) | Chapter 7 |
| | ) | Case No. 04-43560-NCD |
| Glenn A. Hallowell, | ) | |
| Debtor. | ) | |
| | ) | |

**NOTICE OF HEARING AND VERIFIED MOTION FOR ORDER DISMISSING CASE**

To: The Debtor, creditors of the Debtor, and other parties in interest:

1. John R. Stoebner, interim trustee of the above-captioned bankrupt estate, moves the court for the relief requested below and gives notice of hearing herewith.

2. The court will hold a hearing on this motion on the 22nd day of September, 2004, at 10:30 a.m., in Courtroom No. 7 West, U.S. Courthouse, 300 South Fourth Street, Minneapolis, Minnesota 55415, or as soon thereafter as counsel can be heard.

3. Any response to this motion must be filed and delivered not later than September 17, 2004, which is three days before the time set for the hearing (excluding Saturdays, Sundays, and holidays), or filed and served by mail not later than September 13, 2004, which is seven days before the time set for the hearing (excluding Saturdays, Sundays, and holidays). **If no response is timely served and filed, the Court may grant the relief requested without a hearing.**

4. This court has jurisdiction over this motion pursuant to 28 U.S.C. §§ 157 and 1334, Bankruptcy Rule 5005 and Local Rule 1070-1. This proceeding is a core proceeding. The petition commencing this case was filed on June 24, 2004. The case is now pending in this court.

5. This motion arises under 11 U.S.C.§ 707. This motion is filed under Bankruptcy Rules 1017 and 9014 and Local Rules 9013-1 through 9019-1(d). Movant requests relief with respect to dismissal of Debtor's Chapter 7 case.

6. Debtor has failed to appear at the Sec. 341 meeting and be examined as required by 11 U.S.C. Sec. 343.

7. Debtor's failure to appear constitutes cause for dismissal pursuant to 11 U.S.C. §§ 707 and 521(3).

WHEREFORE, the trustee moves the court for an order dismissing the case and for such other relief as may be just.

Dated: August 5, 2004

/e/ John R. Stoebner
John R. Stoebner, Trustee
One Financial Plaza, Suite 2500
120 South Sixth Street
Minneapolis, MN 55402
(612) 338-5815

**VERIFICATION**

John R. Stoebner, being duly sworn, says that he is the Chapter 7 Trustee in this action, that he has read this Notice of Hearing and Verified Motion for Order Dismissing Case and that it is true of his own knowledge, to the best of his information and belief.

/e/ John R. Stoebner
John R. Stoebner

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