

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MINNESOTA

In re:

Case No. 04-44134-RJK
Chapter 7

Kevin J. Helgeson,

Debtor(s).

**AMENDED NOTICE OF HEARING AND
MOTION FOR RELIEF FROM STAY**

TO: Debtor(s) and Attorney for Debtor(s); Chapter 7 Trustee; U.S. Trustee; and other parties in interest.

1. The Motion for Relief from Stay of Wells Fargo Financial Acceptance served and filed on September 20, 2004 that is scheduled for hearing at 2:00 pm on Thursday, October 14, 2004, before the Honorable Robert J. Kressel, in Courtroom No. 8 West, US Courthouse 300 South Fourth Street, Minneapolis, Minnesota 55415 contains incorrect response dates in light of the Federal holiday on October 11, 2004.

2. Any response to this motion must be filed and delivered not later than Friday, October 8, 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 Monday, October 4, 2004, which is seven days before the time set for the hearing (excluding Saturdays, Sundays, and holidays). UNLESS A WRITTEN RESPONSE IS TIMELY FILED, THE COURT MAY GRANT THE MOTION WITHOUT A HEARING

3. THIS IS AN ATTEMPT TO COLLECT A DEBT AND ANY INFORMATION WILL BE USED FOR THAT PURPOSE.

Dated: October 5, 2004

STEWART, ZLIMEN & JUNGERS

By /e/ Bradley J. Halberstadt
Bradley J. Halberstadt (#215296)
Attorneys for Movant
430 Oak Grove Street, Ste. 200
Minneapolis, Minnesota 55403
(612) 870-4100

U.S. BANKRUPTCY COURT
DISTRICT OF MINNESOTA

In re:

Kevin J. Helgeson

Debtor(s).

UNSWORN DECLARATION

FOR PROOF OF SERVICE

Bky. No. 04-44134-RJK

Bradley J. Halberstadt, an agent of Stewart, Zlimen & Jungers, attorney(s) licensed to practice law in this court, with office address of 430 Oak Grove Street, Ste. 200, Minneapolis, Minnesota 55403, I served the annexed **Amended Notice Hearing and Motion For Relief From Stay** upon each of the entities named below by mailing to each of them a copy thereof by enclosing same in an envelope with first class mail postage prepaid and depositing same in the post office at Minneapolis, Minnesota addressed to each of them as follows:

United States Trustee
Suite 1015
300 South 4th Street
Minneapolis, MN 55415

(Attorney for Debtor(s))
April M. Little
Prescott & Pearson
PO Box 120088
New Brighton, MN 55112

(Trustee)
Terri A. Georgen
PO Box 16355
St Paul, MN 55116

(Debtor(s))
Kevin J. Helgeson
9697 Decker Ave
Northfield, MN 55057

And I declare, under penalty of perjury, that the foregoing is true and correct.

Dated: October 5, 2004

Signed: /e/ Bradley J. Halberstadt

UNITED STATES BANKRUPTCY COURT
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***ORDER GRANTING
MOTION FOR RELIEF FROM STAY***

The above-entitled matter came before the Court for hearing at 2:00 pm on Thursday, October 14, 2004 at the motion of Wells Fargo Financial Acceptance seeking relief from the automatic stay of 362 of the Bankruptcy Code. Appearances were noted in the Court's record. Based upon the proceedings had on said date, the statements of counsel, and all of the files and records herein, the Court now finds that cause exists entitling Wells Fargo Financial Acceptance to the relief requested.

NOW, THEREFORE, IT IS HEREBY ORDERED that the automatic stay of 362 of the Bankruptcy Code is immediately terminated and Wells Fargo Financial Acceptance , and Wells Fargo Financial Acceptance is authorized to take possession of and foreclose its interest in the subject 2000 Chevrolet S-10 Pickup and 1997 Ford Escort, vehicle identification number 1GCCS19WOYK150095 and 1FALP13P4VW241917.

Dated: _____

Robert J. Kressel
United States Bankruptcy Judge