

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA

In re:	)	
	)	Case No. 04-60106
Daniel Miller d/b/a Danielson Grain,	)	
d/b/a Danielson Trucking,	)	
_____	)	
John Spina,	)	Adversary Case No. 04-6034
	)	
Plaintiff,	)	
	)	
vs.	)	<b>NOTICE OF CONTINUED</b>
	)	<b>HEARING ON MOTION FOR</b>
Daniel Miller,	)	<b>EXTENSION OF DISCOVERY</b>
	)	<b>DEADLINES</b>
Defendant.	)	
_____	)	

The Plaintiff, Gary Hoper, has filed a motion with this Court for extension of discovery deadlines and deadlines for filing for nondispositive and dispositive motion in the above-entitled matter. The hearing was originally set for September 28, 2004. You are hereby notified the hearing has been continued to **October 27, 2004, at 11:00 a.m.**, at U.S. Bankruptcy Court, 204 U.S. Courthouse, 118 South Mill Street, Fergus Falls, MN 56537.

Dated this 13<sup>th</sup> day of October, 2004.

VOGEL LAW FIRM

By: 

Jon R. Brakke MN ID #10765

218 NP Avenue  
P. O. Box 1389  
Fargo, ND 58107-1389  
(701) 237-6983  
ATTORNEYS FOR JOHN SPINA

RE: John Spina v. Daniel Miller, d/b/a Danielson Grain and d/b/a Danielson Trucking  
Adversary Action No. 4-6034

STATE OF NORTH DAKOTA )  
 ) ss  
COUNTY OF CASS )

AFFIDAVIT OF SERVICE  
BY MAIL

Holly A. Kittelson, being first duly sworn on oath, does depose and say: She is a resident of County of Cass, City of Fargo, State of North Dakota, is of legal age and not a party to or interested in the above entitled matter.

On October 14, 2004, your affiant served the within:

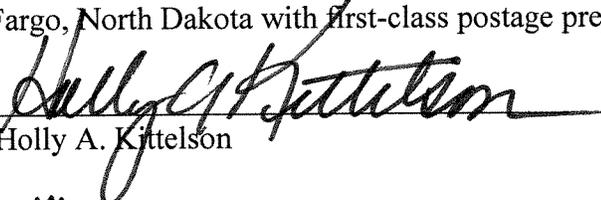
**NOTICE OF CONTINUED HEARING ON MOTION FOR EXTENSION  
OF DISCOVERY DEADLINE AND DEADLINES FOR FILING FOR NON-  
DISPOSITIVE AND DISPOSITIVE MOTIONS,  
AND PROPOSED ORDER**

by placing true and correct copies in envelopes addressed as follows:

David C. McLaughlin  
Attorney at Law  
212 2<sup>nd</sup> St. NW  
Ortonville, MN 56278

US Trustee  
U.S. Courthouse  
300 South 4<sup>th</sup> St., Suite 1015  
Minneapolis, MN 55415

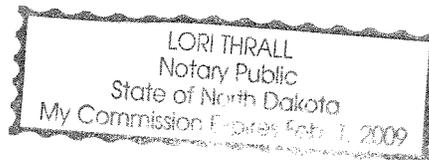
and causing them to be placed in the mail at Fargo, North Dakota with first-class postage prepaid.

  
Holly A. Kittelson

Subscribed and sworn to before me this 14 day of October, 2004.

(SEAL)

  
Notary Public



UNITED STATES BANKRUPTCY COURT  
DISTRICT OF MINNESOTA

In re: )  
) Case No. 04-60106  
Daniel Miller d/b/a Danielson Grain, )  
d/b/a Danielson Trucking, )  
)  
\_\_\_\_\_) )  
)  
John Spina, ) Adversary Case No. 04-6034  
)  
Plaintiff, )  
)  
vs. ) **ORDER**  
)  
Daniel Miller, )  
)  
Defendant. )  
\_\_\_\_\_)

In the above-entitled adversary action, the Plaintiff has filed a Motion for Extension of Discovery Deadline and Deadlines for Filing of Non-dispositive and Dispositive motions. Based on all the files and pleadings herein, this Court believes good cause exists to grant the requested relief.

THEREFORE, it is the order of this Court that the discovery deadline in the above-entitled adversary proceeding is December 15, 2004. The deadlines for the filing of non-dispositive and dispositive motions shall be extended to December 15, 2004 and January 15, 2005, respectively.

Dated this \_\_\_\_\_ day of October, 2004.

\_\_\_\_\_  
Honorable Dennis D. O'Brien