

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MINNESOTA

In re:

SCHULTZ, CARL R.
SCHULTZ, PAMELA L.

BKY 03-37947

Chapter 13

Debtor(s).

ANSWER TO CHAPTER 13 TRUSTEE'S MOTION TO DISMISS

TO: Jasmine Keller, Chapter 13 Trustee; U.S. Trustee; and all other entities specified in Local Rule 9013-1.

1. The debtors admit all of the allegations contained in the trustee's motion.
2. The debtors have fallen behind on their Chapter 13 plan payments of \$750.00 per month. The debtors have had in interruption in their regular income recently and now feel that they will have no further problems meeting their monthly plan payments.
3. The debtors propose the following payment arrangement to bring the plan current:

\$1500.00 by Monday, September 27, 2004
September payment and October payment by October 24, 2004

WHEREFORE, debtor(s), submit this answer to the Trustee's Motion to Dismiss and request the Motion be denied.

Dated: September 20, 2004

PRESCOTT & PEARSON, P.A.

/s/ Richard J. Pearson

Jack L. Prescott (#88079)
Richard J. Pearson (#130308)
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New Brighton, MN 55112-0088
Telephone (651) 633-2757

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**UNSWORN DECLARATION
OF SERVICE**

Lindy Voss, an employee at Prescott & Pearson, P.A., a law firm licensed to practice law in this court, with offices at 443 Eighth Avenue Northwest, New Brighton, Minnesota 55112, declares that on September 20, 2004, she served the annexed ANSWER TO CHAPTER 13 TRUSTEE'S MOTION TO DISMISS, upon each of the entities listed below or on the attached sheet by mailing to each of them a copy thereof by enclosing same in an envelope with first class postage prepaid and depositing same in the post office at New Brighton, Minnesota, addressed to each of them as listed.

US TRUSTEE OFFICE
1015 US COURTHOUSE
300 SO FOURTH ST
MINNEAPOLIS MN 55415

CHAPTER 13 TRUSTEE
310 PLYMOUTH BLDG
12 SO SIXTHS T
MINNEAPOLIS MN 55402

CARL AND PAMELA SCHULTZ
15254 FLORIST CIRCLE
APPLE VALLEY MN 55124

COUNTRYWIDE HOME LOANS
c/o MCCALLA RAYMER ET AL
BANKRUPTCY DEPT
1544 OLD ALABAMA ROAD
ROSWELL GA 30076

And he declares under penalty of perjury that the foregoing is true and correct.

Dated: September 20, 2004

/s/ Lindy Voss

Lindy Voss