

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MINNESOTA

In re:

HENNING, KURT M.
HENNING, GINA M.

BKY 04-30015

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 \$720.00 per month. The debtors have had in interruption in their regular income and now feel that they will have no further problems meeting their monthly plan payments.
3. The debtor proposes the following to bring her plan current;

\$720.00 by October 27, 2004

\$2130.00 by November 30, 2004

November payment by November 30, 2004

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

Dated: October 25, 2004

PRESCOTT & PEARSON, P.A.

/s/ Richard J. Pearson

Jack L. Prescott (#88079)

Richard J. Pearson (#130308)

Attorneys for Debtors

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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 October 25, 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 SIXTH ST
MINNEAPOLIS MN 55402

KURT AND GINA HENNING
257 COUNTY ROAD 42
APPLE VALLEY MN 55124

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

Dated: XX

/s/ Lindy Voss

Lindy Voss