

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF MINNESOTA  
THIRD DIVISION

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In re:

Bky. No. 04-30023-DDO  
Chapter 13 Case

Mary C. Savat,

**PRE-HEARING SUBMISSIONS OF  
DEBTOR**

Debtor.

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To: Essieleanera Roberts and her attorneys, Christopher M. McCullough, GRAY PLANT MOOTY MOOTY & BENNETT, P.A., 500 IDS Center, 80 South Eighth Street, Minneapolis, Minnesota 55402; and David L. Shulman, SHULMAN & DORNBOS, PLLC, 1005 West Franklin Avenue, Suite 3, Minneapolis, Minnesota 55405, The United States Trustee, The Standing Chapter 13 Trustee And All Others Entitled To Notice Pursuant To Local Rule 9013:

INTRODUCTION

Debtor Mary C. Savat is a Bankruptcy Debtor who has submitted a Plan of Reorganization for approval by the Court in good faith. She has moved to have the Court approve her Amended Chapter 13 plan. Creditor Essieleanera Roberts has pursued Ms. Savat relentlessly through the state court system where Ms. Savat agreed to dismiss her defense against Ms. Robert's claims because she had no more money to fight the allegations. Even in connection with the Chapter 13 bankruptcy and the related activities in the state court action after the Chapter 13 was filed, the debtor has incurred \$15,000 in unpaid legal fees. The objecting creditor plans on calling seven witnesses to attempt to show that Ms. Savat, who was the wife of the contractor who worked on Ms. Robert's house, and only tangentially connected to the business, filed her Chapter 13 in bad faith. The evidence will show that the Debtor's Amended Plan was filed in good faith should be confirmed by the Court.

PRE-HEARING BRIEF

The issues in this hearing have been previously briefed by the Debtor, in connection with the Response to Motion to Lift the Automatic Stay and the Response to Objections to Confirmation, both filed by the Debtor on January 30, 2004. The Debtor stands on these previously filed documents.

WITNESS LIST

The Debtor will be the only witness for the Debtor.

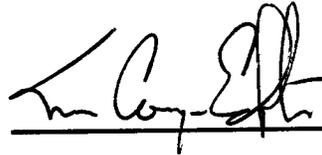
EXHIBIT LIST

The Debtor will rely on her schedules, her plan and any exhibits introduced by the Objecting Creditor.

PROPOSED ORDER

The Debtor will seek to have the Court enter its standard order confirming the plan proposed by the Debtor.

Dated: 9/6/04

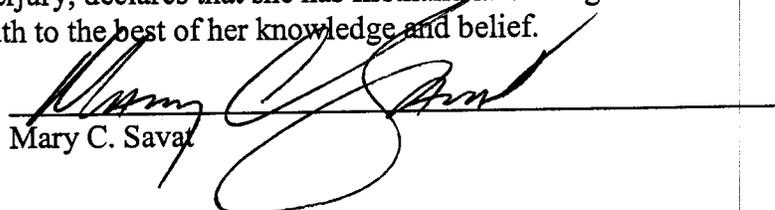


Kenneth Corey-Edstrom (148696)  
Larkin Hoffman Daly & Lindgren Ltd.  
1500 Wells Fargo Plaza  
7900 Xerxes Avenue South  
Minneapolis, Minnesota 55431-1194  
(952) 835-3800  
Attorneys for Debtor

VERIFICATION

The undersigned, under penalty of perjury, declares that she has firsthand knowledge of the facts stated herein and that they are the truth to the best of her knowledge and belief.

Dated:



Mary C. Sava

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF MINNESOTA  
THIRD DIVISION

In re:

Bky. No. 04-30023-DDO  
Chapter 13 Case

Mary C. Savat,

CERTIFICATE OF SERVICE

Debtor.

Under penalty of perjury, I declare that in connection with the above-captioned matter, I transmitted the attached:

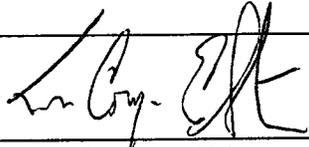
1. Debtor's Pre-Hearing Submissions;
2. Verification of Mary Savat; and
3. Proof of service.

to the following individuals via facsimile transmission on September 6, 2004.

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|--|---|
| Jasmine Keller, Esq.<br>Chapter 13 Trustee<br>12 South 6th Street, #310<br>Minneapolis, MN 55402<br>Via Fax to: 612 338-4829   | US Trustee<br>1015 US Courthouse<br>300 South 4th Street<br>Minneapolis, MN 55415<br>Via Fax to: 612 664-5516 |
| William E. Dornboss<br>Shulman & Dornbos PLLC<br>1005 W Franklin Ave Ste 3<br>Minneapolis MN 55405<br>Via Fax to: 612 870-7462 |   |

Date:

9/6/04

  
Kenneth Corey-Edstrom

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