

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MINNESOTA

In re:

JOHN WAYNE ZINK and
CARRIE LYNN ZINK,

Debtors.

SCHEDULING ORDER RE: MOTION
OF UNITED STATES TRUSTEE
FOR DISMISSAL PURSUANT TO
11 U.S.C. § 707(b)

BKY 04-31521

At St. Paul, Minnesota, this 29th day of September, 2004.

This Chapter 7 case came on before the Court on September 20, 2004, for an initial hearing on the motion of the United States Trustee for dismissal pursuant to 11 U.S.C. § 707(b). The United States Trustee appeared by Sarah J. Wencil. The Debtors appeared by their attorney, David G. Keller. Upon the proceedings at the hearing,

IT IS HEREBY ORDERED:

1. *Discovery.* No later than *October 19, 2004*, the United States Trustee and the Debtors shall complete all discovery proceedings made applicable to the motion by operation of Fed. R. Bankr. P. 9014.

2. *Briefing.* The United States Trustee and the Debtors shall serve and file all remaining briefs as follows:

United States Trustee: by *October 26, 2004*
Debtors: by *October 26, 2004*

3. *Evidentiary Hearing.* On *November 2, 2004, at 9:30 a.m.*, the motion for dismissal will come on before the Court for an evidentiary hearing. The Court has allotted one-half day for the hearing, and the parties shall be prepared to complete their evidentiary presentations within the time allotted. Counsel for both parties shall pre-mark all exhibits, the United States Trustee by number and the Debtors by letter.

BY THE COURT: *1E1 Gregory F. Kisheul*

GREGORY F. KISHEL
CHIEF UNITED STATES BANKRUPTCY JUDGE

NOTICE OF ELECTRONIC ENTRY AND
FILING ORDER OR JUDGMENT
Filed and Docket Entry made on 09/29/04
Lori Vosejpka, Acting Clerk, By jrb

U.S. BANKRUPTCY COURT
DISTRICT OF MINNESOTA

I, Judy Brooks, hereby certify that I am judicial assistant to Gregory F. Kishel, Chief Bankruptcy Judge for the District of Minnesota; that on September 29, 2004, true and correct copies of the annexed:

ORDER

were placed by me in individual official envelopes, with postage paid; that said envelopes were addressed individually to each of the persons, corporations, and firms at their last known addresses appearing hereinafter; that said envelopes were sealed and on the day aforesaid were placed in the United States mails at St. Paul, Minnesota, to:

OFFICE OF THE U.S. TRUSTEE
1015 U.S. COURTHOUSE
300 SOUTH FOURTH STREET
MINNEAPOLIS MN 55415

MANTY, NAUNI
RIDER BENNETT LLP
333 S 7TH STREET, SUITE 2000
MINNEAPOLIS MN 55402

ZINK, JOHN and CARRIE
6411 BECKMAN COURT
INVER GROVE HEIGHTS MN 55077

KELLER, DAVID G
GRANNIS & HAUGE PA
1260 YANKEE DOODLE RD STE 200
EAGAN MN 55121

and this certificate of service was made by me.

/s/ Judy Brooks
Judy Brooks

Filed on September 29, 2004 Lori Vosejпка, Acting Clerk BY jrb, Deputy Clerk
--