

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MINNESOTA

In Re:
Jacqueline C. Sullivan,

Bankruptcy Case Number: 03-51455
Chapter 13 Case

Debtor(s).

**RESPONSE TO THE MOTION
FOR DISMISSAL**

TO: Movant and other entities specified in Local Rule 1204(b).

Jacqueline C. Sullivan, debtor, by her attorneys, Hoglund, Chwialkowski, Greeman & Bergmanis, P.L.L.C., through Robert Hoglund, respond to the Motion to Dismiss by the Trustee, which is scheduled to be heard on September 27, 2004, and allege as follows:

1. The debtor has reviewed her pre- and post-petition outstanding indebtedness and has stated to the attorney that she is unable to provide the payments as scheduled in the Chapter 13 Plan. The debtor requires additional time to consult with the attorney in order to modify the plan or convert this case to a Chapter 7, in accordance with U.S.C. § 1223 and § 1329 of the United States Bankruptcy Code.

2. The debtor respectfully requests a thirty (30) day continuance in order to modify the payment plan under the Chapter 13 Bankruptcy or to convert this case to a Chapter 7 proceeding.

WHEREFORE, debtor requests this motion for dismissal to be continued for thirty (30) days so she may have an opportunity to cure the arrears in the Chapter 13 Plan or convert this case to a Chapter 7.

Dated: September 22, 2004

HOGLUND, CHWIALKOWSKI, GREEMAN & BERGMANIS, P.L.L.C.

Signed: /e/ Robert J. Hoglund

Robert J. Hoglund #210997

Keith Chwialkowski #210134

Marie F. Martin #287040

Jeffrey J. Bursell #293362

Attorney for Debtor

1611 West County Road B, Suite 106

P.O. Box 130938

Roseville, Minnesota 55113

Telephone Number: (651) 628-9929

VERIFICATION

I, Robert J. Hoglund, the undersigned, attorney for the Debtors, under penalty of perjury, do hereby swear that I have read the foregoing and it is true and correct to the best of my knowledge, information, and belief.

Dated: September 22, 2004

HOGLUND, CHWIALKOWSKI, GREEMAN & BERGMANIS, P.L.L.C.

Signed: /e/ Robert J. Hoglund

Robert J. Hoglund #210997

Attorney for Debtor

UNITED STATES BANKRUPTCY COURT
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**UNSWORN CERTIFICATE
OF SERVICE**

Debtor(s).

I, Robin Nori, employed by Hoglund, Chwialkowski, Greeman & Bergmanis, P.L.L.C., attorneys licensed to practice law in this Court, with office address of 1611 West County Road B, Suite 106, Roseville, Minnesota 55113, declare that on September 22, 2004, I served the Response to the Motion for Dismissal to each of the entities named below, by mailing to each of them a copy thereof by enclosing the same in an envelope with first class mail postage prepaid, and depositing the same in the post office in Roseville, Minnesota, addressed to each of the entities as follows:

Mr. Michael J. Farrell
Trustee in Bankruptcy
P.O. Box 519
Barnesville, Minnesota 56514

United States Trustee
1015 United States Courthouse
300 South Fourth Street
Minneapolis, Minnesota 55415

Jacqueline C. Sullivan
27406 Greenwood Isle Circle
Deerwood, Minnesota 56444

And I declare, under penalty of perjury, that the foregoing is true and correct.

Dated: September 22, 2004

Signed: /e/ Robin Nori
Paralegal