

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

IN RE:

Case No. 12-43881

HENRY WALLACE PARKER,

Chapter 7

Debtor.

Judge Thomas J. Tucker

_____ /

**ORDER DENYING “REQUEST FOR 341 HEARING”
FILED BY CREDITOR AgCAROLINA FARM CREDIT, ACA**

In this Chapter 7 case, the Court entered an Order on October 3, 2013 (Docket # 273) which, among other things, set a deadline of December 6, 2013 for the filing of any complaint objecting to the Debtor’s discharge or to determine dischargability of a debt under 11 U.S.C. § 523(c)(1). The Order also stated, for the reasons stated in the Order, that “any creditor who wishes to request that another meeting of creditors be held must file such request in this case no later than **December 6, 2013**” (emphasis in original).

No complaint objecting to discharge or to determine the dischargability of a debt was filed by the December 6, 2013 deadline. On December 5, 2013, one creditor, AgCarolina Farm Credit, ACA (“AgCarolina”), filed a request for a § 341 meeting of creditors (Docket # 274).

The Court will deny AgCarolina’s request that another § 341 meeting of creditors be held in this Chapter 7 case, because such a meeting would serve no legitimate bankruptcy-related purpose. This is so because: (1) the June 14, 2013 docket entry in this case shows that after this case had been converted to Chapter 7 on May 20, 2013, the Chapter 7 Trustee held and concluded a § 341 meeting of creditors on June 13, 2013; (2) the only creditor now requesting a further § 341 meeting of creditors, AgCarolina, was served with ample advance notice, and

therefore had ample advance knowledge, of the June 13, 2013 § 341 meeting;¹ (3) the Chapter 7 Trustee filed a Report of No Distribution on September 6, 2013; (4) there are no other pending motions or adversary proceedings in this case; (5) the case is ready for a discharge review and closing.

Thus, while it might be appropriate to require the Trustee to convene another § 341 meeting, if requested by a creditor who had not been given notice of the June 13, 2013 § 341 meeting, no such request has been made. Here, the only party requesting another § 341 meeting is a creditor who received ample advance notice of the June 13, 2013 § 341 meeting. In addition, there is nothing else left to be done in this bankruptcy case before closing it, other than either granting the Debtor a discharge or closing the case without a discharge.

For these reasons,

IT IS ORDERED that the request filed by AgCarolina for a § 341 meeting (Docket # 274) is denied.

Signed on December 9, 2013

/s/ Thomas J. Tucker
Thomas J. Tucker
United States Bankruptcy Judge

¹ The notice informing creditors of the conversion of this case and the case of Woodward-Parker Corporation of Bloomfield, Case No. 12-42728, each from Chapter 11 to Chapter 7, and that the § 341 meeting would be held in each case on June 13, 2013 at 2:00 p.m., was filed in Case No. 12-42728 on May 21, 2013. Counsel of record for AgCarolina, J. Joseph Purtell, was served electronically by e-mail with that Notice, by the Court's ECF system, on May 21, 2013. See the Notice and the Court's ECF service receipt, copies attached to this Order.

**UNITED STATES BANKRUPTCY COURT
Eastern District of Michigan**

**Notice of
Chapter 7 Bankruptcy Case, Meeting of Creditors, & Deadlines**

A bankruptcy case concerning the debtor(s) listed below was originally filed under chapter 11 on 2/8/12 and was converted to a case under chapter 7 on 5/20/13.

You may be a creditor of the debtor. **This notice lists important deadlines.** You may want to consult an attorney to protect your rights. All documents filed in the case may be inspected at the bankruptcy clerk's office at the address listed below. NOTE: The staff of the bankruptcy clerk's office cannot give legal advice.

**Creditors — Do not file this notice in connection with any proof of claim you submit to the court.
See Reverse Side For Important Explanations**

Debtor(s) (name(s) used by the debtor(s) in the last 8 years, including married, maiden, trade, and address):

Woodward-Parker Corporation of Bloomfield
44060 Woodward Avenue
Suite 200
Bloomfield Hills, MI 48302

Henry Wallace Parker
44060 Woodward Avenue
Suite 200
Bloomfield Hills, MI 48302

Case Number:
12-42728-swr

Social Security / Individual Taxpayer ID / Employer Tax ID / Other nos:
xxx-xx-0974

Attorney for Debtor(s) (name and address):

H. Wallace Parker
44060 Woodward Ave.
#200
Bloomfield Hills, MI 48302
Telephone number: 248-332-0222

Bankruptcy Trustee (name and address):

Charles L. Wells III
903 N. Opdyke Rd.
#A2
Auburn Hills, MI 48326
Telephone number: (248) 276-0285

Meeting of Creditors

Date: **June 13, 2013**

Time: **02:00 PM**

Location: **211 West Fort St., Room 315, Detroit, MI 48226**

Creditors May Not Take Certain Actions:

In most instances, the filing of the bankruptcy case automatically stays certain collection and other actions against the debtor and the debtor's property. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although the debtor can request the court to extend or impose a stay. If you attempt to collect a debt or take other action in violation of the Bankruptcy Code, you may be penalized. Consult a lawyer to determine your rights in this case.

Please Do Not File a Proof of Claim Unless You Receive a Notice To Do So.

Creditor with a Foreign Address:

A creditor to whom this notice is sent at a foreign address should read the information under "Do Not File a Proof of Claim at This Time" on the reverse side.

Address of the Bankruptcy Clerk's Office:

211 West Fort Street
Detroit, MI 48226
Telephone number: 313-234-0065

For the Court:

Clerk of the Bankruptcy Court:
Katherine B. Gullo

Hours Open: Monday – Friday 08:30 AM – 4:00 PM

Date: 5/21/13

EXPLANATIONS

B9B (Official Form 9B) (12/12)

Filing of Chapter 7 Bankruptcy Case	A bankruptcy case under Chapter 7 of the Bankruptcy Code (title 11, United States Code) has been filed in this court by or against the debtor(s) listed on the front side, and an order for relief has been entered.
Legal Advice	The staff of the bankruptcy clerk's office cannot give legal advice. Consult a lawyer to determine your rights in this case.
Creditors Generally May Not Take Certain Actions	Prohibited collection actions are listed in Bankruptcy Code §362. Common examples of prohibited actions include contacting the debtor by telephone, mail or otherwise to demand repayment, taking actions to collect money or obtain property from the debtor; repossessing the debtor's property; and starting or continuing lawsuits or foreclosures. Under certain circumstances, the stay may be limited to 30 days or not exist at all, although the debtor can request the court to extend or impose a stay.
Meeting of Creditors	A meeting of creditors is scheduled for the date, time and location listed on the front side. The <i>debtor's representative must be present at the meeting to be questioned under oath by the trustee and by creditors</i> . Creditors are welcome to attend, but are not required to do so. The meeting may be continued and concluded at a later date specified in a notice filed with the court.
Do Not File a Proof of Claim at This Time	There does not appear to be any property available to the trustee to pay creditors. <i>You therefore should not file a proof of claim at this time</i> . If it later appears that assets are available to pay creditors, you will be sent another notice telling you that you may file a proof of claim, and telling you the deadline for filing your proof of claim. If this notice is mailed to a creditor at a foreign address, the creditor may file a motion requesting the court to extend the deadline. <i>Do not include this notice with any filing you make with the court.</i>
Bankruptcy Clerk's Office	Any paper that you file in this bankruptcy case should be filed at the bankruptcy clerk's office at the address listed on the front side. You may inspect all papers filed, including the list of the debtor's property and debts and the list of the property claimed as exempt, at the bankruptcy clerk's office.
Creditor with a Foreign Address	Consult a lawyer familiar with United States bankruptcy law if you have any questions regarding your rights in this case.
Refer to Other Side for Important Deadlines and Notices	
The Court will dismiss this case without a hearing if the debtor(s) do not timely file all required documents and if no request for a hearing on dismissal is filed within 21 days after the petition is filed. The Clerk will give notice of the hearing on dismissal only to the party requesting the hearing, the debtor and the trustee.	

MIME-Version:1.0
From:mieb_ecfadmin@mieb.uscourts.gov
To:mieb_ecfadmin@localhost.localdomain
Bcc: USTPRRegion09.DE.ECF@usdoj.gov, 7trusteewells@CharlesLWellsIII.com, ANHSOA@earthlink.net, Thinker0008@aol.com, acasab@dmms.com, bankrupt

Message-Id:<37491689@mieb.uscourts.gov>
Subject:12-42728-swr

"Meeting of Creditors Chapter 7 No Asset Business" Ch 7 Content-Type: text/html

*****NOTE TO PUBLIC ACCESS USERS*** Judicial Conference of the United States policy permits attorneys of record and parties in a case (including pro se litigants) to receive one free electronic copy of all documents filed electronically, if receipt is required by law or directed by the filer. PACER access fees apply to all other users. To avoid later charges, download a copy of each document during this first viewing. However, if the referenced document is a transcript, the free copy and 30-page limit do not apply.**

U.S. Bankruptcy Court
Eastern District of Michigan

Notice of Electronic Filing

The following transaction was received from kt entered on 5/21/2013 at 4:31 PM EDT and filed on 5/21/2013

Case Name: Woodward-Parker Corporation of Bloomfield, and Henry Wallace Parker

Case Number: [12-42728-swr](#)

Document Number: [223](#)

Docket Text:

Meeting of Creditors 341(a) meeting to be held on 6/13/2013 at 02:00 PM at Room 315, 211 W. Fort St. Bldg., Detroit 341. (kt)

The following document(s) are associated with this transaction:

12-42728-swr Notice will be electronically mailed to:

Jessica B. Allmand on behalf of Interested Party M. Shapiro Real Estate Group
jallmand@dawdamann.com, lmorgan@dawdamann.com;lgm@dmms.com

Brett A. Border on behalf of Creditor GMAC Mortgage, LLC
bborder@ssplegal.com, joumedian@ssplegal.com

Eric D. Carlson on behalf of Creditor Comerica Bank
carlson@millercanfield.com

Julia A. Caroff on behalf of Creditor USDA Farm Service Agency
julia.caroff@usdoj.gov, patti.turczynski@usdoj.gov;michele.gangler@usdoj.gov

Julia A. Caroff on behalf of Creditor United States of America (FSA)
julia.caroff@usdoj.gov, patti.turczynski@usdoj.gov;michele.gangler@usdoj.gov

Alfredo Casab on behalf of Interested Party M. Shapiro Real Estate Group
acasab@dmms.com

Heather M. Dickow on behalf of Creditor GMAC Mortgage, LLC
bankruptcy@orlans.com, ANHSOA@earthlink.net

Heather M. Dickow on behalf of Creditor Ocwen Loan Servicing, LLC
bankruptcy@orlans.com, ANHSOA@earthlink.net

David E. McGruder on behalf of Debtor In Possession Woodward-Parker Corporation of Bloomfield,
parkermcgruderlaw@gmail.com, mcgruderlaw@gmail.com

H. Wallace Parker on behalf of Debtor Henry Wallace Parker
parkermcgruderlaw@gmail.com, Thinker0008@aol.com

H. Wallace Parker on behalf of Debtor In Possession Woodward-Parker Corporation of Bloomfield,
parkermcgruderlaw@gmail.com, Thinker0008@aol.com

J. Joseph Purtell on behalf of Creditor AgCarolina Financial, ACA
jjpurtell@lpsmlaw.com, starpeas99@gmail.com

J. Joseph Purtell on behalf of Creditor GreenStone Farm Credit Services, ACA
jjpurtell@lpsmlaw.com, starpeas99@gmail.com

Marc N. Swanson on behalf of Creditor Comerica Bank
swansonm@millercanfield.com

Kurt Thornbladh on behalf of Debtor Henry Wallace Parker
kthornbladh@gmail.com, thornbladh.kurt3@gmail.com

Kurt Thornbladh on behalf of Debtor In Possession Woodward-Parker Corporation of Bloomfield,
kthornbladh@gmail.com, thornbladh.kurt3@gmail.com

Charles L. Wells, III

7trusteewells@CharlesLWellsIII.com, clw@trustesolutions.net;trustesolutions.clw@gmail.com

12-42728-swr Notice will not be electronically mailed to: