

IN THE UNITED STATES BANKRUPTCY COURT

FOR THE DISTRICT OF COLORADO

HONORABLE A. BRUCE CAMPBELL

In re:)
)
)
 Debtor(s).)

**ORDER DISMISSING CHAPTER 13 CASE
PRIOR TO CONFIRMATION OF PLAN**

THIS MATTER comes before the Court on the Debtor(s') Motion to Dismiss. The case has not been previously converted under section 706, 1112 or 1208 and the Debtor(s) may dismiss their case at any time. Accordingly, the Court

FINDS that:

1. Dismissal is appropriate pursuant to 11 U.S.C. § 1307(b).
2. No plan has been confirmed.
3. No request for delayed revestment of property of the estate has been made.

IT IS THEREFORE ORDERED that:

1. **THIS CASE IS DISMISSED.** The Clerk of the Court shall serve this Order on all creditors and parties in interest within **ten days**.
2. In accordance with 11 U.S.C. §§ 349(b)(1) and (2), any transfer avoided under section 522, 544, 545, 547, 548, 549 or 724(a) of Title 11, or preserved under section 510(c)(2), 522(i)(2) or 551 of Title 11 is reinstated; any lien voided under section 506(d) of Title 11 is reinstated; and any order, judgment or transfer ordered under section 522(i)(1), 542, 550 or 553 of Title 11 is vacated.
3. All property of the estate, except payments made by the Debtor(s) to the Trustee, shall revert in the Debtor(s) as of the date of this Order pursuant to 11 U.S.C. § 349.
4. Payments made by the Debtor(s) shall be retained by the Trustee pending payment of claims allowed under section 503(b) pursuant to 11 U.S.C. § 1326(a)(2).
 - a. Any request for allowance of a section 503(b) claim shall conform with 11 U.S.C. § 503 and Fed.R.Bankr.P. Rules 9013, 9014 and 2002, and be filed

after 10 days but within 15 days of the date of this order.

- b. **Within 30 days after determination** of the last request, if any, for allowance of section 503(b) claims, the Trustee shall pay all fees imposed by statute and all allowed section 503(b) claims from the Debtor(s') payments and return any surplus to the Debtor(s).

DATED:

BY THE COURT:

A. Bruce Campbell, Judge