

Filer's Name, Address, Phone, Fax, Email:

Howard M.S. Hu, Chapter 13 Trustee
1132 Bishop Street, Suite 301
Honolulu, HI 96813
Phone: (808) 526-3083 Fax: (808) 531-8844



UNITED STATES BANKRUPTCY COURT
DISTRICT OF HAWAII
1132 Bishop Street, Suite 250
Honolulu, Hawaii 96813

hib_2083-1e1 (12/09)

Debtor:

Case No.:

Joint Debtor:
(if any)

Chapter 13

**TRUSTEE'S MOTION TO DISMISS FOR LACK OF FEASIBILITY;
NOTICE OF DEADLINE**

Deadline to Respond:

MOTION

The Trustee hereby moves for an order under 11 U.S.C. § 1307(c)(8) dismissing this case for lack of feasibility. Based on the proofs of claim filed in this case, the Trustee has determined that the Debtor's confirmed plan is not feasible because there will be insufficient funds to pay in full all administrative expenses, secured claims, priority unsecured claims, and any claims placed in a special class for full payment.

NOTICE

Your rights may be affected. You should read the motion and any accompanying papers carefully and discuss them with your attorney if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not want the court to dismiss this case, then you or your attorney must file and schedule for hearing an objection to claim which, if sustained, will ensure feasibility of the confirmed plan, or a motion to modify the confirmed plan, no later than 28 days after the date of filing of this notice. The objection to claim or motion to modify must be filed with the court at United States Bankruptcy Court, District of Hawaii, Suite 250, Honolulu, HI 96813.

If you mail your objection or motion to the court for filing, you must mail it early enough so the court will receive it on or before the date noted above. **If you or your attorney do not take these steps, the court may decide that you do not oppose the relief sought in the motion and may enter an order dismissing the case.**

Dated: _____ /s/ _____
Trustee

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of this motion was served by first class mail on the following parties on the date indicated below.

Debtor/Joint Debtor:

Attorney for Debtor(s):

Dated: _____ /s/ _____