

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

(N)

IN RE:

TOM HODAK,

Debtor(s)

:
: Bankruptcy No. 03-33917
:
: Chapter 13

**ORDER DISMISSING CASE WITHOUT PREJUDICE
BUT WITH CONDITIONS
AND ORDER TERMINATING WAGE ATTACHMENT**

AND NOW, this 16th day of *February, 2005*, it is hereby **ORDERED, ADJUDGED** and **DECREED** that the above-captioned case is **DISMISSED WITHOUT PREJUDICE, TERMINATED AND CLOSED** and that the Debtor(s) remains legally liable for all his/her debts as if the bankruptcy petition had not been filed. Creditor collection remedies are reinstated pursuant to 11 U.S.C. Section 349, and creditors are directed to title 11 U.S.C. §108(c) for time limits on filing a lawsuit to collect; generally, a creditor's lawsuit must be filed by a later of (1) the time deadline prescribed by state law, or (30) thirty days after date of this notice.

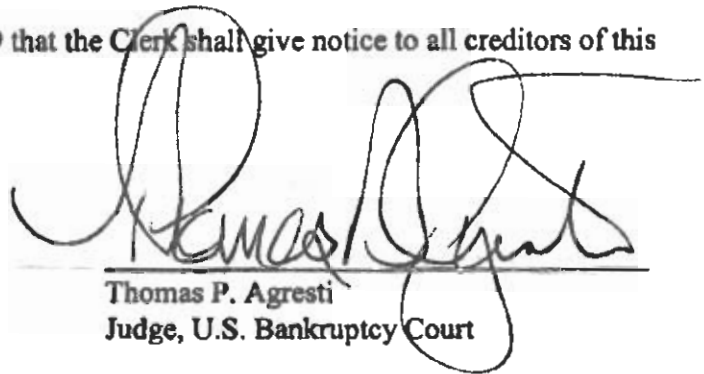
It is **FURTHER ORDERED** that in the event the Debtor refiles under Chapter 13 of the Bankruptcy Code within 180 days from the date this case is dismissed, in addition to a Petition with fully completed Schedules, the Petition must be accompanied by: (1) a completed Business Questionnaire; (2) copies of tax returns for two (2) years preceding the filing; (3) copies of wage receipts and/or income itemization for the six (6) month period prior to the filing; (4) a feasible plan of reorganization; and, (5) a motion for wage attachment, if applicable. The Debtor must also attend

the first scheduled §341 Meeting of Creditors following the filing of the Petition. Failure to comply with any of the foregoing requirements will result in dismissal of the subsequent bankruptcy, with prejudice, upon the filing of a Certificate of Default by the Ch. 13 Trustee.

It is **FURTHER ORDERED** that each income attachment previously issued in this case is now terminated. So that each employer and entity subject to an income attachment order knows to stop the attachment, the Debtor shall immediately serve a copy of this order on each such employer and entity

It is **FURTHER ORDERED** that this case is administratively closed; however, the court retains jurisdiction over the Trustee's final report and account and the Trustee's certificate of distributed funds. Following submission of a final accounting and certification of distributed funds, the Trustee shall be deemed discharged from her duties in this case and this case shall be deemed closed without further order of court.

It is **FURTHER ORDERED** that the Clerk shall give notice to all creditors of this dismissal



Thomas P. Agresti
Judge, U.S. Bankruptcy Court

cm: All Creditors and All Parties in Interest

FILED
FEB 18 2005
CLERK, U.S. BANKRUPTCY COURT
WEST. DIST. OF PENNSYLVANIA