

Instruction: This is a model letter. Adapt to fit your facts and circumstances.

<date>

<Name>
<Address>
<Address>
<Address>

Re: _____

Dear _____ :

I have reviewed the fax of the Motion to Dismiss which was filed in the above referenced bankruptcy. Apparently, _____ originally filed as a Chapter 11 which allowed them to continue to do business, but the court forced a conversion of the bankruptcy to a Chapter 7 liquidation, a proceeding which the debtor obviously did not want to be involved in.

This motion is an attempt by the debtor to have the Chapter 7 bankruptcy dismissed so that he can refile a Chapter 11 proceeding. It is my guess that the Bankruptcy Court will not dismiss the case and will proceed with a Chapter 7 liquidation. However, if the case is dismissed, there will be a short period of time between the dismissal and the filing of a new Chapter 11 when no stay would be in effect. However, I doubt that we could successfully accomplish any collection efforts before a new bankruptcy was filed.

If you have any questions or if I can be of assistance in any way, please do not hesitate to call.

Sincerely,

By:

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