

UNITED STATES BANKRUPTCY COURT
DISTRICT OF VERMONT



In re:

CHRISTINE AGNES JONES,
Debtor,

Case #01-10679
Chapter 13

ORDER

WHEREAS Coastal Capital Corporation (Movant) filed a Motion for Allowance of Late Filing of Proof of Claim (doc. #35); and

WHEREAS the Debtor filed an objection to said Motion (see doc. #37), but subsequently withdrew her objection (see doc. #48); and

WHEREAS, on December 19, 2002, the Court held a hearing on Movant's Motion at which Movant did not appear;

UPON CONSIDERATION of:


- 1.) Movant's Motion;
- 2.) Fed. R. Bankr. P. Rule 3002;
- 3.) In re Roberts, 98 B.R. 664, 665-66 (Bankr. D. Vt. 1989) (instructing that time limit set forth in Rule 3002(c) for filing proofs of claim is the equivalent of a statute of limitations); and, *generally*,
- 4.) In re Gray, No.:99-10618, slip op. (Bankr. D. Vt. Dec. 5, 2000), *available at* <http://www.vtb.uscourts.gov/opinions/published/9910618_73.pdf>,

THE COURT FINDS Movant's proof of claim (for \$1,198.04) untimely; therefore,

IT IS HEREBY ORDERED Movant's Motion for Allowance of Late Filing of Proof of Claim is DENIED.

SO ORDERED.

January 5, 2003
Rutland, Vermont



Colleen A. Brown
United States Bankruptcy Judge