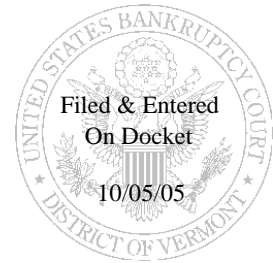


UNITED STATES BANKRUPTCY COURT
DISTRICT OF VERMONT



In re:

DAVID PATRICK ROUNDS,
Debtor.

Chapter 13 Case
05-11419

AMENDED ORDER*

DENYING APPLICATION TO PAY FILING FEE IN INSTALLMENTS AND DISMISSING CASE

WHEREAS, on May 16, 2002, the Debtor filed a voluntary Chapter 7 petition (case # 02-10693), and that case was dismissed based upon the Debtor's failure to file the requisite paperwork, after the Debtor had paid only \$50 of the \$200 filing fee; and

WHEREAS, on July 19, 2002, the Debtor filed a voluntary Chapter 13 petition (case # 02-11001), the case was converted to a case under Chapter 7 thereafter, and the Debtor received a discharge therein on March 11, 2003; and

WHEREAS, on March 14, 2003, the Debtor filed a voluntary Chapter 13 petition (case # 03-10343) which was later dismissed based upon the Debtor's failure to file a plan and appear at a show cause hearing, after the Debtor had paid none of the \$185 filing fee; and

WHEREAS, on August 12, 2005, the Debtor filed a voluntary Chapter 13 petition (case # 05-11167) which was later dismissed based upon the Debtor's failure to file the mailing matrix and appear at a show cause hearing; and

WHEREAS, on September 19, 2005, the Debtor filed the instant Chapter 13 petition accompanied by an Application to Pay Filing Fee in Installments (doc. # 3) but devoid of the required mailing matrix; and

WHEREAS the Court issued an order (doc. # 5) setting a show cause hearing for the Debtor to appear and show why the instant case should not be dismissed based upon the Debtor's failure to file the mailing matrix, and scheduled a hearing on the Application to Pay Filing Fee in Installments for the same time (doc. # 4); and

WHEREAS the Debtor failed to appear at the hearing held on October 4, 2005;

IT IS HEREBY ORDERED that


- (1) the Debtor's Application to Pay Filing Fee in Installments is DENIED and
- (2) the instant chapter 13 case is DISMISSED

* This Amended Order is issued to identify the Debtor's current bankruptcy case as a chapter 13 case; it was inadvertently referred to as a chapter 7 case in the original order.

as a result of the Debtor's failure to appear at the October 4, 2005 show cause hearing, the Debtor's failure to file the mailing matrix, and the Debtor's pattern and practice of filing cases without paying the filing fee or filing the requisite documentation in support of the bankruptcy petition.

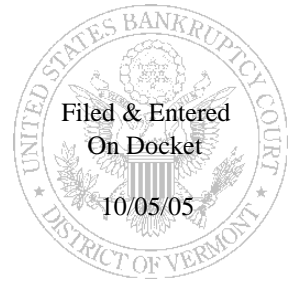
SO ORDERED.

October 5, 2005
Rutland, Vermont



Colleen A. Brown
United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
DISTRICT OF VERMONT



In re:
DAVID PATRICK ROUNDS,
Debtor.

Chapter 7 Case
05-11419

ORDER

DENYING APPLICATION TO PAY FILING FEE IN INSTALLMENTS AND DISMISSING CASE

WHEREAS, on May 16, 2002, the Debtor filed a voluntary Chapter 7 petition (case # 02-10693), and that case was dismissed based upon the Debtor's failure to file the requisite paperwork, after the Debtor had paid only \$50 of the \$200 filing fee; and

WHEREAS, on July 19, 2002, the Debtor filed a voluntary Chapter 13 petition (case # 02-11001), the case was converted to a case under Chapter 7 thereafter, and the Debtor received a discharge therein on March 11, 2003; and

WHEREAS, on March 14, 2003, the Debtor filed a voluntary Chapter 13 petition (case # 03-10343) which was later dismissed based upon the Debtor's failure to file a plan and appear at a show cause hearing, after the Debtor had paid none of the \$185 filing fee; and

WHEREAS, on August 12, 2005, the Debtor filed a voluntary Chapter 13 petition (case # 05-11167) which was later dismissed based upon the Debtor's failure to file the mailing matrix and appear at a show cause hearing; and

WHEREAS, on September 19, 2005, the Debtor filed the instant Chapter 7 petition accompanied by an Application to Pay Filing Fee in Installments (doc. # 3) but devoid of the required mailing matrix; and

WHEREAS the Court issued an order (doc. # 5) setting a show cause hearing for the Debtor to appear and show why the instant case should not be dismissed based upon the Debtor's failure to file the mailing matrix, and scheduled a hearing on the Application to Pay Filing Fee in Installments for the same time (doc. # 4); and

WHEREAS the Debtor failed to appear at the hearing held on October 4, 2005;

IT IS HEREBY ORDERED that

- (1) the Debtor's Application to Pay Filing Fee in Installments is DENIED and
- (2) the instant chapter 7 case is DISMISSED

as a result of the Debtor's failure to appear at the October 4, 2005 show cause hearing, the Debtor's failure to file the mailing matrix, and the Debtor's pattern and practice of filing cases without paying the filing fee or filing the requisite documentation in support of the bankruptcy petition.

SO ORDERED.

October 4, 2005
Rutland, Vermont



Colleen A. Brown
United States Bankruptcy Judge