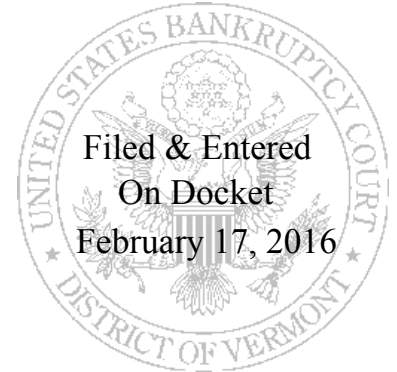


UNITED STATES BANKRUPTCY COURT  
DISTRICT OF VERMONT



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**In re:**

**Victorious, LLC,  
Debtor.**

**Chapter 12  
Case # 15-10386**

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*Appearances: Rebecca Rice, Esq.  
Cohen & Rice  
Rutland, Vermont  
Attorney for the Debtor*

*Jennifer Emens-Butler, Esq.  
Obuchowski & Emens-Butler, P.C.  
Bethel, Vermont  
Attorney for the Moving Creditor*


**ORDER**  
**GRANTING MOTION TO DISMISS**  
**BASED UPON LACK OF ELIGIBILITY FOR CHAPTER 12 RELIEF, AND FOR CAUSE**

For the reasons set forth in the memorandum of decision of even date, THE COURT FINDS the Debtor is ineligible for Chapter 12 relief under 11 U.S.C. § 109(f), because it is not a family fisherman with regular annual income as those terms are defined under § 101(19A) and (19B). THE COURT FURTHER FINDS cause exists for dismissal of the Debtor's case under § 1208(c)(1) and (9) of the Bankruptcy Code.

Therefore, IT IS HEREBY ORDERED that the motion to dismiss (doc. # 8) filed by Aleutian Leader Fisheries is granted on both eligibility and substantive grounds, and this Chapter 12 case is dismissed.

SO ORDERED.

Burlington, Vermont  
February 17, 2016

  
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Colleen A. Brown  
United States Bankruptcy Judge