

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

IN RE: Robert Lingg, Jr.

Debtor.

Case No.: 20-32756
Chapter 13

JUDGE HUMPHREY

MOTION TO VACATE ORDER OF DISMISSAL AND REINSTATE CASE

Now comes the Debtor, Robert Lingg, Jr., by and through counsel, and hereby moves this Court to vacate the order of dismissal and reinstate the Chapter 13 plan and permit the Debtor to continue the Chapter 13 plan. The Debtor has submitted a copy of his 2020 federal tax return to the Chapter 13 Trustee which should resolve the issue which caused the dismissal.

WHEREFORE, the Debtor respectfully requests that this Court vacate the order of dismissal and reinstate the case and permit the Debtor to continue with the plan.

Respectfully submitted,

/s/ Russ B. Cope

Russ B. Cope (0083845)

Attorney for Debtor

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Dayton, Ohio 45459

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NOTICE OF MOTION

The Debtor has filed a Motion to Vacate Dismissal and Reinstate this Bankruptcy case.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. If you do not have an attorney, you may wish to consult one.

If you do not want the court to grant the relief sought in the motion, then on or before **twenty- one (21) days from the date set forth in the certificate of service for this motion**, you must file with the court a response explaining your position by mailing your response by regular U.S. Mail to Clerk, U.S. Bankruptcy Court, Southern District of Ohio, Dayton Office, 120 West Third Street, Dayton, Ohio 45402 OR your attorney must file a response using the court's ECF System.

The court must **receive** your response on or before the date above. You must also send a copy of your response either by 1) the court's ECF System or by 2) regular U.S. Mail to:

Russ B Cope, Attorney for Debtor, 6826 Loop Road, Centerville, Ohio 45459

U.S. Trustee, 170 N. High St., Suite 200, Columbus, Ohio 43215

Robert Lingg, Jr., 26 E. Lowery St., Dayton, Ohio 45449

John Jansing, Trustee, 409 E. Monument St., #410, Dayton, Ohio 45402

If you or your attorney do not take these steps, the court may decide that you do not oppose the relief sought in the motion/objection and may enter an order granting that relief.

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Motion to Vacate was served electronically on the date of filing through the court's ECF System on all ECF participants registered in this case at the email address registered with the court and by ordinary U.S. Mail on December 15, 2022 to:

Robert Lingg, Jr., 26 E. Lowery Street, Dayton, Ohio 45449

John Jansing, Chapter 13 Trustee, 409 E. Monument St., Suite 410, Dayton, Ohio 45402

Agriculture Fcu, 1400 Independ Ave Sm Rm., Washington, DC 20250

Amsher Collection Serv., 4524 Southlake Parkway, Hoover, AL 35244

AT&T Corp. c/o AT&T Services, Inc.. Karen A Cavagnaro - Lead Paralegal, One AT&T Way, Room 3A104, Bedminster, NJ 07921

Bank Of America, Po Box 982238, El Paso, TX 79998

Bank of America, N.A., P O Box 982284, El Paso, TX 79998-2238

Bridgecrest, Po Box 29018, Phoenix, AZ 85038

Cap1/cabelas, Po Box 30281, Salt Lake City, UT 84130

Choice Recovery, 1105 Schrock Road, Columbus, OH 43229

Comenitybank/gandrmtmc, Po Box 182789, Columbus, OH 43218

Credit Acceptance Corp., 25505 West Twelve Mile Road, Suite 3000, Southfield, MI 48034

Credit Acceptance Corp., Po Box 5070, Southfield, MI 48086

Deborah and James Reinhardt, 26 E Lowry St., Dayton, OH 45440

Discover Bank, Po Box 30954, Salt Lake City, UT 84130

Discover Fin Svcs Llc, Pob 15316, Wilmington, DE 19850

Elan Financial Service, Cb Disputes, Saint Louis, MO 63166

Enhanced Recovery Co L., Po Box 57547, Jacksonville, FL 32241

First Merit Bank, 106 S. Main St., Akron, OH 44308

Huntington National Bank, Po Box 1558, Columbus, OH 43216

Ih Credit Union, 5000 Urbana Rd., Springfield, OH 45502

Jpmcb Auto, P.o. Box 901003, Fort Worth, TX 76101

Jpmcb Card, Po Box 15369, Wilmington, DE 19850

Kohls/capone, Po Box 3115, Milwaukee, WI 53201

Lending Club Corp., 595 Market St., San Francisco, CA 94105

Old Natl., Box 718, Evansville, IN 47705

Onemain Financial, Po Box 1010, Evansville, IN 47706

Portfolio Recov Assoc., 120 Corporate Blvd Ste 100, Norfolk, VA 23502

Portfolio Recovery Associates, LLC, POB 41067, Norfolk VA 23541

River Valley Credit Union, 505 Earl Blvd., Miamisburg, OH 45342

Santander Consumer Usa, Po Box 961211, Fort Worth, TX 76161

Syncb/amer, Po Box 965005, Orlando, FL 32896

Syncb/car Care Pep Boy, C/o Po Box 965036, Orlando, FL 32896

Syncb/car Care Syn Car., C/o Po Box 965036, Orlando, FL 32896

Syncb/care Credit, C/o Po Box 965036, Orlando, FL 32896

THE HUNTINGTON NATIONAL BANK, PO BOX 89424, CLEVELAND, OH 44101-8539

Webbank/fingerhut, 6250 Ridgewood Road, Saint Cloud, MN 56303

/s/Russ B. Cope