

*Trustee's Request for  
Re-examination of  
Bankrupts 2/21/79*

IN THE UNITED STATES DISTRICT COURT  
FOR THE  
WESTERN DISTRICT OF WISCONSIN

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In the Matter of

IN BANKRUPTCY

GREGORY LYNN GARNER  
AND  
PATRICIA ANN GARNER

No. 78-00869 Vol.

No. 78-00870 Vol.

Bankrupts.

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ORDER PURSUANT TO  
TRUSTEE'S PETITION FOR DIRECTIONS

The Trustee, Edward F. Zappen, having filed a petition for examination of the bankrupts relative to the question of the value of certain assets described in the schedules, and the same being duly noticed for hearing, and the parties having appeared in person and by counsel, and said examination having been held, and arguments of counsel having been made, and briefs having been duly filed, and the Court being fully advised in the premises, FINDS:

1. That the leasehold interest described in the petition has a value to the estate as claimed by the Trustee herein, the exact amount of the value to be subsequently determined by the Court if the respective parties cannot agree as to the discounted value of same.

2. That the value of the homestead is in excess of that claimed by the bankrupts, and that the Court will appoint a third appraiser to file an appraisal, and if the respective parties cannot agree as to the valuation following the third appraisal, for the purpose of settling said matter, then the Court will determine the same upon hearing.

3. That the bills claimed against said property are not valid claims or liens upon the property as against the Trustee in bankruptcy.

4. That the request made by the bankrupts' attorney following the hearing to examine the appraisers is denied at this time and will await the third appraisal and any further negotiations by the parties.

Dated: February 21, 1979.

BY THE COURT:

s/ William H. Frawley

Bankruptcy Judge