

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA

FILED

JUN 22 2001

U.S. BANKRUPTCY COURT  
MONTGOMERY, ALABAMA

IN RE:

CHAPTER 13 CASE  
NO. 00-06256-WRS

MICHAEL ROY SMITH,

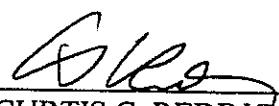
Debtor.

TRUSTEE'S MOTION FOR TURNOVER

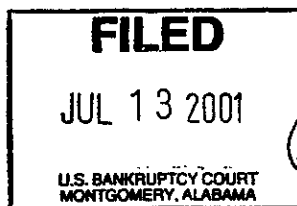
COMES NOW, the Trustee, and moves this Honorable Court for an order requiring the Clerk of Court to turnover \$113.00 paid to the Clerk for filing fee in error. Wages withheld by another debtor's employer were posted to this case in error. The money has now been removed from the above-referenced debtor's case which created the remaining negative balance. The Clerk of Court was paid \$113.00, which should not have been paid.

WHEREFORE, the above premises considered, the Trustee moves this Honorable Court to issue an order requiring the Clerk of Court to turnover \$113.00 to the Trustee paid to the Clerk in error.

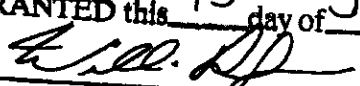
Respectfully submitted this 21<sup>st</sup> day of June 2001.

  
CURTIS C. REDING, JR.  
Standing Chapter 13 Trustee

Office of the  
Chapter 13 Trustee  
166 Commerce St., Ste. 202  
P. O. Box 173  
Montgomery, AL 36101-0173  
Phone: 334-262-8371  
Fax: 334-262-8599




GRANTED this 13 day of July, 2001.

  
William R. Sawyer, Bankruptcy Judge

CERTIFICATE OF SERVICE

I, Curtis C. Reding, certify that I have served a copy of the foregoing TRUSTEE'S MOTION FOR TURNOVER on the parties listed below by placing same in the United States Mail, postage prepaid and properly addressed, this 21<sup>ST</sup> day of June 2001.

  
\_\_\_\_\_  
Curtis C. Reding

Michael Roy Smith  
P O Box 287  
Clopton AL 36317

C.H. Espy, Jr.  
P O Drawer 6504  
Dothan AL 36302

Clerk of Court  
U.S. Bankruptcy Court  
One Court Square  
Montgomery AL 36104