

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

APR 2 - 2008

IN RE: ) CHAPTER 11  
)  
CENTER OF LIFE APOSTOLIC ) CASE NO. 08-62137-MHM  
MINISTRIES, INC., )  
)  
Debtor. )  
)

**ORDER DISMISSING CASE WITH BAR TO REFILING**

This case came before the Court March 18, 2008, for hearing on the United States Trustee's Motion to Dismiss with Prejudice [Doc. No. 18] and on Debtor's Voluntary Motion to Dismiss Case [Doc. No. 12]. Debtor's motion, filed February 20, 2008, requested dismissal without prejudice on the stated grounds that it had "not complied with the deadline requirements found in the 'Notice of Deficient Filing'" filed by the Clerk of Court on February 5, 2008, had "not fulfilled the requirements to adequately secure legal counsel," had "not fully complied with the Chapter 11 filing requirements," and had "failed to list an interested party as an 'unsecured creditor'."

The United States Trustee's motion requested that Debtor's case be dismissed with prejudice due to Debtor's failure discharge its statutory duties as a debtor and debtor in possession. As stated in the United States Trustee's motion, Debtor failed to comply with its obligations under 11 U.S.C. § 521(a)(1)(B) and Bankruptcy Rule 1007(b)(1)(D) to file a statement of financial affairs; to appear at the section 341 meeting of creditors; to attend the Initial Debtor Interview scheduled by the United States Trustee; and to provide the

United States Trustee with requested documentation showing that Debtor maintains appropriate casualty and liability insurance coverage on its property.

Present at the hearing were David S. Weidenbaum, counsel for the United States Trustee, and Michael C. Jones, counsel for Debtor. Debtor's conduct shows this case was filed in bad faith with no legitimate intention to reorganize; therefore, Debtor should be barred from refiling for an appropriate period of time. Accordingly, it is hereby

**ORDERED** that this case is dismissed and, pursuant to 11 U.S.C. § 349 and § 105, Debtor is barred from filing any case under Title 11 of the U.S. Code for a period of 270 days from the entry of this order.

**The Clerk, U.S. Bankruptcy Court, is directed to serve a copy of this order** upon Debtor, Debtor's attorney, the U.S. Trustee, and all creditors and parties in interest.

**IT IS SO ORDERED**, this the 31<sup>st</sup> day of March, 2008.

  
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**MARGARET H. MURPHY**  
**UNITED STATES BANKRUPTCY JUDGE**

Draft Prepared and submitted by:

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