

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

2
JOHN D. MAXEY (SBN: 117617)
DUDUGJIAN & MAXEY
A LAW CORPORATION
13 SIERRAGATE PLAZA BLDG B
ROSEVILLE, CALIFORNIA 95678
Telephone: (916) 786-7272

Attorneys for Debtor

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION**

In re:) Case No. 11-47194
) Chapter 7
GENEVIEVE ANNA MANZO,) Docket Control # JDM-001
)
)
Debtor.) Date: January 24, 2012
) Time: 9:32 a.m.
) Place: Courtroom 32, Dept. B
) 501 I Street, 6th Floor
_____) Sacramento, CA 95814
) Judge: Thomas C. Holman

**DEBTOR'S MOTION FOR ORDER COMPELLING
TRUSTEE TO ABANDON DEBTOR'S BUSINESS
AS ASSET OF ESTATE [11 U.S.C. §§554(b), 721]**

Debtor GENEVIEVE ANNA MANZO, by and through her attorney of record, John D. Maxey of the law firm of Dudugjian & Maxey, will and hereby does bring a Motion to Compel Trustee to Abandon the Estate's Interest in Debtor's sole proprietorship business known as Crossroads Chiropractic ("Business") pursuant to 11 U.S.C. §§554(b) and 721 of the Bankruptcy Code and Federal Rule of Bankruptcy Procedure 6007(b).

1 By this motion Debtor requests that the Court enter an order compelling the Chapter 7
2 Trustee to abandon the bankruptcy estate's interest in Debtor's Business on the following grounds:

- 3
- 4 1. Debtor's Business does not possess or own any non-exempt assets that might be
5 liquidated for value to benefit creditors and is therefore of inconsequential benefit
6 to the estate,
 - 7 2. The primary asset of the business is the goodwill, i.e., skills, knowledge and training
8 of the debtor, Genevieve Manzo, an asset which has no value to the bankruptcy
9 estate, and;
 - 10 3. The retention and operation of the business by the Trustee would be burdensome and
11 costly to the estate and the creditors thereof.
12

13 Said grounds will be supported by the pleadings and papers on file in this bankruptcy case,
14 memorandum of points and authorities herein, declaration in support of this motion and exhibits, if
15 any, filed herewith, and by such oral and documentary evidence as the Court may permit upon the
16 hearing of this motion.
17

18 Dated: December 15, 2011

DUDUGJIAN & MAXEY
A Law Corporation

19
20
21 By: /s/ John D. Maxey
22 JOHN D. MAXEY
23 Attorneys for Debtors
24
25
26
27
28