



1 UNITED STATES BANKRUPTCY COURT  
2 DISTRICT OF NEW JERSEY

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14 Attorneys for the Debtor(s)

9 In Re:

10 IRFAN SHAH, DEBTOR(S)

Case No.: 06-20937 MBK

Adv. No.:

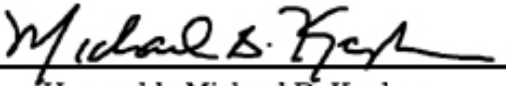
Hearing Date: 5/20/14 @ 10:00 A.M.

Judge: MICHAEL B. KAPLAN

14 ORDER REOPENING CASE

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16 The relief set forth on the following pages two (2) through three (3), is  
17 hereby **ORDERED**.

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22 **DATED: 5/27/2014**

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Honorable Michael B. Kaplan  
United States Bankruptcy Judge

1 Page 2  
Debtor: Irfan Shah, Debtor(s)  
2 Case no.: 06-20937 MBK  
Caption of order: Order Reopening Case  
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4 That this matter was brought before the Court upon the  
5 Debtor's Motion to Reopen this Case to administer the personal  
6 injury action currently pending in the state court before the  
7 Middlesex County Superior Court. That the Debtor through his  
8 bankruptcy counsel, Herbert B. Raymond, Esq., Kevin DeLyon, Esq.,  
9 appearing, and Inserra Supermarkets, through counsel, Gold,  
10 Albanese & Barletti, LLC., David Pelesko, Esq., appearing, and the  
11 Court having been presented with arguments from counsel regarding  
12 the reopening of this Chapter 13 bankruptcy case and whether the  
13 Debtor is judicially estopped from proceeding with this action, it  
14 is Ordered, as follows:

15 1. That the Debtor's motion be and is hereby granted and this  
16 bankruptcy case be and is hereby reopened for the purpose of  
17 administering the personal injury action pending in the Middlesex  
18 County Superior Court captioned Shah v. Inserra Supermarkets docket  
19 number Mid-L-9005-11.

20 2. That the Debtor is not judicially estopped from pursuing  
21 this action in the Superior Court.

22 3. That the Court has determined that there has not been any  
23 evidence of bad faith or intentional wrongdoing on the Debtor's  
24 part and that there has been no motive to deceive or affirmatively  
25 misrepresent anything as it pertains to the lawsuit referenced in  
26 paragraph number one above.

27 4. That the Debtor shall provide the Chapter 13 Trustee with  
28 a copy of the complaint and an letter regarding the nature of

1 Page 3

2 Debtor: Irfan Shah, Debtor(s)

3 Case no.: 06-20937 MBK

4 Caption of order: Order Reopening Case

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6 potential recovery regarding the cause of action within a period of  
7 thirty days of entry of this order.

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