

**UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA  
WESTERN DIVISION**

**IN RE:**  
**JAMES W BONNER**

**CASE NO: 15-71931-JHH-13  
CHAPTER 13**

**DEBTOR.**

**TRUSTEE'S MOTION TO DISMISS AND NOTICE OF HEARING**

Comes now C. David Cottingham, Standing Trustee, in the above styled case and moves to dismiss this case and in support thereof represents to the Court as follows:

- X     The Debtor's payments are not current, resulting in a material default in plan payments pursuant to 11 U.S.C. 1307 (c)(6).
- The Debtor's Plan is no longer feasible.
- The Debtor's payments are insufficient to pay case within the time allowed by law.
- The Trustee has received notice that the Debtor is deceased.

WHEREFORE, the Trustee moves that this case be **DISMISSED**.

This the 6th day of April, 2017.

       /s/ C. David Cottingham  
C. David Cottingham, Standing Trustee

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**NOTICE OF HEARING**

Notice is hereby given that a hearing on the above styled motion will be held on Thursday the 18th day of May, 2017, at 1:30 p.m. in the UNITED STATES BANKRUPTCY COURT, FEDERAL COURT HOUSE, 2005 UNIVERSITY BLVD, ROOM 2600, TUSCALOOSA, AL 35401.

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Certificate of Service

This is to certify that I have this day served a copy of the above Motion upon the following parties listed below by mailing a copy of the same with adequate postage thereon or by electronic means when available.

JAMES W BONNER, 289 HWY 123, PHIL CAMPBELL, AL 35581  
B. GRANT MCNUTT, BOND, BOTES, SYKSTUS, TANNER, MCNUTT, 102 S. COURT, SUITE 314, FLORENCE, AL 35630

This the 6th day of April, 2017.

       /s/ C. David Cottingham  
C. David Cottingham, Standing Trustee