

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

In re the Bankruptcy of

LINDA MUELLER,

Debtor.

LINDA MUELLER,

Appellant,

v.

BANK ONE, N.A. and
WILLIAM A. CHATTERTON,
CHAPTER 13 TRUSTEE,

Appellees.

ORDER

09-cv-137-bbc

In an October 23, 2009 order, I dismissed debtor/appellant Linda Mueller’s appeal in bankruptcy case number 03-17144-rdm-13 because she failed to file her brief in support of her appeal by the October 21, 2009 deadline set by the court. In that order I stated that appellant “failed to file an initial brief in support of her appeal . . . [a]t this point, I consider

that she has abandoned the appeal and will dismiss it.” However, appellant has filed a brief, postmarked October 21, 2009, that clearly indicates that she does not wish to abandon her appeal. Therefore, I will reopen the case and set a new briefing schedule on the appeal. Appellees will have until November 9, 2009 to file their brief in opposition, and appellant will have until November 16, 2009 to file her brief in reply.

ORDER

IT IS ORDERED that this case is REOPENED. Appellees will have until November 9, 2009 to file their brief in opposition, and appellant will have until November 16, 2009 to file her brief in reply.

Entered this 26th day of October, 2009.

BY THE COURT:

/s/

BARBARA B. CRABB
District Judge