

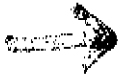
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FILED
UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF ILLINOIS
MAY 19 2003
BY KENNETH S. GARDNER, CLERK
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CLERK: PLEASE DOCKET

Bankruptcy Case No. 99 B 53779
Adversary Case No. 00 A 7037



The Honorable Judge Manuel Barbosa
United States Bankruptcy Court
211 South Court Street
Rockford, IL 61101

May 14, 2003

RE: INJUSTICE OF BEING REPRESENTED BY ATTORNEY THAT HAS NOT RESPONDED
TO THE TRUSTEE'S MOTION

I am represented by attorney Brad Waller. I have communicated with him, advised him of my circumstances, and submitted documents evidencing those circumstances.

When I filed bankruptcy, I was misled by my then attorney, William Hoptopp. As though in conspiracy with the Trustee, Daniel Donahue, the instructions that I received from William Hoptopp were used against me and the Trustee alleged fraud. William Hoptopp referred me to Brad Waller on the basis that since he is also a bankruptcy Trustee, that he would have knowledge of bankruptcy law and defend my interests.

Simply put, I was self-employed. I was advised to lay aside a portion of money for my earnings and business expenses. This is the money that the Trustee alleges I hid from my creditors. I have since learned that the Trustee could have motioned the court for approval to operate my business.

According to Brad Waller's advice, I was coerced into paying a "fine" to avoid the Trustee's allegations. This "fine" contained arrangements for installment payments totaling \$50,000.00.

Since entering the coerced "fine" arrangement, my life and finances have significantly changed. Subsequent to the "fine" arrangement, I went through a divorce. I have had open-heart surgery. I moved out of state to a retirement community. Most recently, I had a stroke. My attorney, Brad Waller, has received documents concerning my income, and evidencing that I am unable to afford \$17,000.00 to give to the Trustee.

The Trustee, Daniel Donahue, has already received approximately \$33,000.00 in payments on the "fine." This amount pays creditors' claims at almost 98%. The Trustee, Daniel Donahue, wants to deny my discharge because I am unable to completely pay an additional \$17,000. Of course, any additional monies will increase the Trustee's compensation, but not necessarily provide a higher distribution of assets to creditors.

Due to my illness and physical limitations, I simply cannot appear at court hearings. If I resided in Illinois, I would still be unable to appear in court. Having an attorney is suppose to be a

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benefit, as that attorney will appear in court on my behalf. Brad Waller is also a Trustee. He has good reason to know the consequences of not appearing in court to represent debtors.

The idea that the Trustee would request a default order on a compromise, when I am represented by legal counsel that should bring the facts of my circumstances before the court, is an injustice. Through what appears to be conspiracy from the onset of my case between my two attorneys and the Trustee, Daniel Donahue, I have been denied due process and justice.

Under the circumstances, the only reason that the Trustee wants to deny my discharge is in retribution for his loss of personal enrichment. He is looking at converting approximately \$5,750.00 of the total assets to his compensation, not counting attorney fees for his law firm. From the assets he has already obtained, he compensation is approximately \$4,050.00. Seeing that this matter is a "compromise," effected by the misleading of my attorney, and coercion of my replacement attorney, I admit no guilt of the Trustee's allegations and take no responsibility for his legal fees.

I request and expect this Court to require Brad Waller to answer as to why he has not documented any defense in the case. I also request and expect for this Court to require the Trustee, Daniel Donahue, to answer to the Court for his basis for requesting a default order, when I am represented by legal counsel.

Respectfully,

A handwritten signature in cursive script that reads "Carl K. Leonard". The signature is written in black ink and is positioned above the printed name.

Carl K. Leonard

Cc: Brad Waller
Daniel Donahue