

serve as trustee. The trustee, however, is vested with the general powers of section 704 only when elected or appointed under section 702. The Court believes, therefore, that the two-year limitations period provided in sections 108 and 546 should begin to run only when the trustee is vested with the general powers of section 704.

IT IS THEREFORE ORDERED that:

1. The trustee is granted the full powers of the office of trustee when elected by the creditors at the section 341 meeting of creditors or when appointed by the Court pursuant to section 702;

2. If a trustee is not elected by creditors at the section 341 meeting of creditors in a Chapter 7 case, the interim trustee serving in the case is hereby appointed trustee pursuant to the provisions of section 702, and the trustee's appointment is effective upon the conclusion of the section 341 meeting of creditors;

3. The two-year limitations period provided in sections 108 and 546 shall begin to run on the date of the trustee's appointment or election under section 702; and

4. All computations of time in regard to actions pursued by the trustee shall be made from the date of the trustee's

appointment or election under section 702.

This the 7th day of June, 1991.



Marvin R. Wooten
United States Bankruptcy Judge



George R. Hodges
United States Bankruptcy Judge