



*George R. Hodges*

George R. Hodges  
United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

In re:	)	
	)	Case No. 06-30689
	)	Chapter 13
<b>EDWIN D. KASPER</b>	)	
<b>MARY S. KASPER,</b>	)	
	)	
Debtor(s) .	)	
_____	)	

**ORDER**

This matter came before the court for hearing on May 23, 2006, upon the court's show cause order due to the debtors previous filing in Case No. 03-31870. The debtors filed a Chapter 13 petition with the court in Case No. 03-31870 on May 16, 2003. The case was subsequently converted to a Chapter 7, and the debtors received their discharge in the Chapter 7 on January 17, 2006.

Despite the previous filing, it appears the debtors may be eligible for a discharge in the present case under the provisions of 11 U.S.C. § 1328(f). A plain reading of the statute does not seem to contemplate ineligibility for a

discharge when a debtor files a Chapter 13 which was subsequently converted to a Chapter 7 in which the debtor received a discharge. Accordingly, the court will treat its show cause order as **SATISFIED**.

**This Order has been signed electronically.  
The Judge's signature and Court's seal  
appear at the top of the Order.**

**United States Bankruptcy Court**