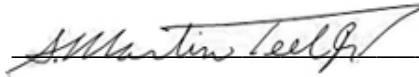


The document below is hereby signed.

Signed: March 09, 2010.



  
S. Martin Teel, Jr.  
United States Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF COLUMBIA

In re )  
 )  
SHERLEY T. JOYNER, ) Case No. 07-00510  
 ) (Chapter 13)  
Debtor. ) **Not for Publication in**  
 ) **West's Bankruptcy Reporter**

MEMORANDUM DECISION AND ORDER STRIKING PRAECIPE

The debtor failed to attend the hearing on the trustee's motion to dismiss and thus presented no evidence of an ability to cure the plan arrears within a reasonable time. Although she filed a praecipe on the day of the hearing stating that she would like to set up a payment plan, and asking that her case not be dismissed, that praecipe was not a motion in proper form, and can be viewed as only supplementing her earlier opposition to the motion.

Even if the motion had asked that the court's oral decision at the hearing be set aside, which it did not, the praecipe failed to set forth an adequate basis for setting aside the court's decision. The praecipe did not allege that the debtor has made a payment towards curing the plan arrears, did not

