

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF COLORADO**

In re:)	
)	
ADAM AIRCRAFT INDUSTRIES, INC.)	Case No. 08-11751 MER
EIN: 161643299,)	Chapter 7
)	
Debtor.)	

**TRUSTEE’S RESPONSE TO
MOTION TO RESCHEDULE FIRST MEETING OF CREDITORS**

Jeffrey A. Weinman, as Chapter 7 Trustee for the Adam Aircraft Industries, Inc. bankruptcy estate (the “Trustee”), for his Response to Motion By Michael T. Lewis, *pro se*, To Reschedule First Meeting of Creditors, states:

1. On February 15, 2008 (the “Petition Date”), Adam Aircraft Industries, Inc. (the “Debtor”), filed its voluntary petition for relief under Chapter 7 of Title 11, U.S.C. (the “Bankruptcy Code”). The Trustee is the duly appointed Chapter 7 Trustee in the Debtor’s bankruptcy case.

2. On February 20, 2008, the Notice of Chapter 7 Bankruptcy Case, Meeting of Creditors, & Deadlines, was issued by the Clerk, providing notice of March 12, 2008, as the date for the first meeting of creditors pursuant to § 341 of the Bankruptcy Code.

3. On March 3, 2008, a creditor who had made a deposit to purchase an airplane before the Petition Date filed his Motion By Michael T. Lewis, *pro se*, To Reschedule First Meeting of Creditors (the “Reschedule Motion”). The creditor requests in the Reschedule Motion that the Court enter an order resetting the date for the § 341 meeting in light of a conflict with his personal pilot training schedule. Although that conflict is regrettable, the Trustee objects to the Reschedule Motion.

4. Under § 341 of the Bankruptcy Code, “the United States trustee shall convene and preside over at a meeting of creditors.” 11 U.S.C. § 341(a). “The court may not preside at, and may not attend” the creditors meeting. 11 U.S.C. § 341(b).

5. “There is no question that the scheduling of creditor’s meetings in ordinarily the task of the U.S. Trustee,” and thus not within the Court’s purview. *United States Trustee v. Vance*, 189 B.R. 386, 389 (W.D. Va. 1995) (recognizing that allocating “purely administrative duties” such as setting creditors’ meetings to the U.S. Trustee “was in part to relieve the workload of bankruptcy judges”). Simply put, “[w]ith the volume of cases being processed by the Bankruptcy Court, it is just not possible to grant motions excusing or rescheduling first meetings of creditors, except in the most extreme and unusual circumstances.” *In re Leies*, 81 B.R. 723, 724 (Bankr. S.D. Fla. 1988).

6. The Trustee submits that, individual creditors’ personal calendar conflicts notwithstanding, no extreme or unusual circumstances exist in the Debtor’s Chapter 7 case warranting a rescheduling of the March 12, 2008, meeting of creditors. In fact, the Trustee believes that prompt, timely administration of the Debtor’s case will better serve the interests of all creditors.¹

WHEREFORE, the Trustee respectfully requests entry of an order denying the Reschedule Motion and entering such other relief as deemed appropriate.

Dated this 4th day of March, 2008.

¹ The Trustee is mindful of individual out-of-state creditors and their interests and will make arrangements, as requested and as feasible, to allow participation at the March 12, 2008, creditors’ meeting telephonically.

LINDQUIST & VENNUM P.L.L.P.

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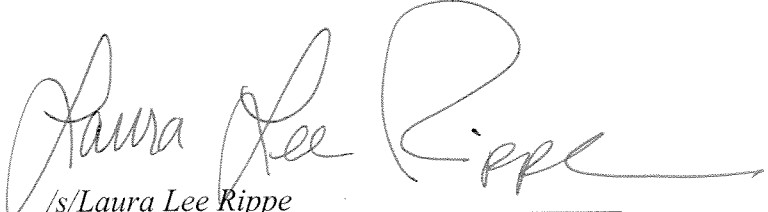
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Counsel for Jeffrey A. Weinman, Chapter 7 Trustee

CERTIFICATE OF SERVICE

The undersigned does hereby certify that on the 4th day of March, 2008, a true and correct copy of the foregoing **TRUSTEE'S RESPONSE TO MOTION TO RESCHEDULE FIRST MEETING OF CREDITORS** was deposited in the United States mail, proper postage prepaid, addressed to the party listed below and to those on the attached list.

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/s/Laura Lee Rippe

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