

1 KEITH C. PEPPER, Director  
2 CSB #146565  
3 MARIN COUNTY DEPARTMENT OF  
4 CHILD SUPPORT SERVICES  
5 7655 Redwood Blvd.  
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9 Attorney pursuant to  
10 Family Code §17400 *et seq.*

11 UNITED STATES BANKRUPTCY COURT  
12 NORTHERN DISTRICT OF CALIFORNIA

13 **In re: FUAD SALAMEH**

14 **SSN: XXX-XX-7701**

15 **Debtor.**

16 **Case No.: 03-12055**

17 **Chapter 13**

18 **OBJECTION TO CONFIRMATION OF**  
19 **CHAPTER 13 PLAN**

20 **Date: November 17, 2003**

21 **Time: 1:30 p.m.**

22 **Place: U.S. Courthouse, 1<sup>st</sup>**

23 **Floor Room 116**

24 **777 Sonoma Ave.**

25 **Santa Rosa, Ca. 95404**

26 TO: FUAD SALAMEH, DEBTOR, AND TO MICHAEL H. MEYER, CHAPTER 13  
27 TRUSTEE.

28 Comes now creditor, COUNTY OF MARIN DEPARTMENT OF CHILD SUPPORT  
SERVICES, pursuant to § 17400 of the California Family Code, by and  
through its attorneys, KEITH C. PEPPER, Director and TEX RITTER,  
Supervising Child Support Attorney, and hereby objects to  
confirmation of debtor's Chapter 13 Plan.

The creditor objects to confirmation of debtor's proposed plan  
in that it is not proposed in good faith as required by 11 U.S.C §  
1325 (a)(3) and because the debtor will not be able to make all

1 payments under the plan and comply with the plan as required by 11  
2 U.S.C. § 1325(a)(6). Creditor objects that no provision has been  
3 made under the plan to pay for child support that accrued pre-  
4 petition and is no in arrears, or for on-going, post-petition  
5 child support which accrues each month in the amount of \$975.00 per  
6 month.

7 Creditor also objects to debtor's proposed plan to the extent  
8 debtor seek relief in paragraph 5 thereof which is not authorized  
9 by law. That paragraph provides that the petition date shall be  
10 "the date when interest ceases accruing on unsecured claims."

11 Creditor maintains that its claim, while unsecured, is  
12 nondischargeable, and therefore interest continues to be an ongoing  
13 liability of the debtor until the principal balance of the  
14 arrearage debt is paid.

15 THEREFORE, creditor requests that this court decline to  
16 confirm debtor's plan unless debtor pays all post petition support  
17 and his plan provides for the timely and continuing payment of such  
18 support and, further, that paragraph 5 of the plan is amended to  
19 allow interest to accrue on his nondischargeable support debt.

20 Date: November 5, 2003

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22 Department of Child Support Services

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TEX RITTER  
Supervising Child Support Attorney