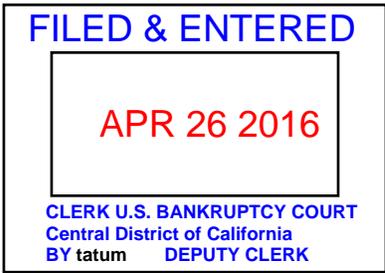


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NOT FOR PUBLICATION

**UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA
LOS ANGELES DIVISION**

In re: CONNIE CHUNG, aka KYUNG HUI CHUNG, Debtor.	Case No. 2:14-bk-15912-RK Chapter 7 ORDER DENYING DEBTOR'S MOTION TO REOPEN CHAPTER 7 BANKRUPTCY CASE
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Pending before the court is the motion of Debtor Connie Chung (“Debtor”) to reopen the above-captioned Chapter 7 bankruptcy case to add certain creditors to her bankruptcy schedules (“Motion”) pursuant to 11 U.S.C. § 350(b) and Local Bankruptcy Rule 5010-1. ECF 13.

This is a Chapter 7 “no asset/no bar date” case. The Notice of Chapter 7 Bankruptcy Case, Meeting of Creditors & Deadlines directing creditors not to file a proof of claim was filed on March 30, 2014. ECF 7. Reopening a case to add an omitted creditor is not necessary in a Chapter 7 “no asset/no bar date” case (where the court sent a notice directing creditors not to file a proof of claim). See 4 March, Ahart and Shapiro, California Practice Guide: Bankruptcy, ¶ 23:133 at 23-17 (2015) *citing, inter alia, In re Beezley*, 994 F.3d 1433, 1434 (9th Cir. 1993).

1 Relief to reopen this “no asset/no bar date” case and add a creditor to the
2 schedules is unnecessary because if the omitted debt is dischargeable under Section
3 523(a)(3)(A) of the Bankruptcy Code, 11 U.S.C., it was already discharged under Section
4 727 of the Bankruptcy Code, and if the debt is non-dischargeable under Section
5 523(a)(2)(B) of the Bankruptcy Code, 11 U.S.C., it was not discharged. *Id.* As held by the
6 United States Court of Appeals for the Ninth Circuit in *In re Beezley*, amending the
7 schedules does nothing in this situation. *In re Beezley*, 994 F.3d at 1434 (citations
8 omitted); see also, 4 March, Ahart and Shapiro, California Practice Guide: Bankruptcy, ¶
9 23:133 at 23-17. Although Debtor in her moving papers acknowledges that *Beezley* held
10 that in a no asset/no bar date case, after the case is closed, the “dischargeability of debts
11 is unaffected by scheduling” and that “[c]onsequently, amendment of the debtor’s
12 schedules would have been a pointless exercise,” Motion at 2, citing, *In re Beezley*,
13 *supra*, Debtor “submits that reopening this case for the purpose of adding an
14 inadvertently omitted creditor constitutes ‘good cause’ within the meaning of 11 USC §
15 350(b).” Motion at 3. Under *Beezley*, reopening the bankruptcy case for this purpose
16 would be a “pointless exercise” and thus is not “good cause” under 11 U.S.C. § 350(b).
17 *In re Beezley*, 994 F.2d at 1434 (citations omitted).

18 Accordingly, based on the foregoing, IT IS HEREBY ORDERED that Debtor’s
19 Motion to reopen her above-captioned Chapter 7 bankruptcy case is DENIED WITHOUT
20 PREJUDICE.

21 **IT IS SO ORDERED.**

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24 Date: April 26, 2016



Robert Kwan
United States Bankruptcy Judge