Opinion Title: 03/23/2007 PUBLISHED In re George Love Farming, 06-20612, Judge Thurman.
Body: Interpreting In re Marrama, 127 S.Ct. 1105 (2007), the Court held that it has authority to deny a Motion to Convert a case from chapter 7 to 11 where the conversion is sought in bad faith. The Court held that the burden to show bad faith is on the parties objecting to the conversion, and applied the factors considered by the Tenth Circuit Court of Appeals in In re Nursery Land Dev., Inc., 91 F.3d 1414 (10th Cir. 1996) to determine whether bad faith exists in this case. The Court determined that bad faith had been established and denied the Motion to Convert.
File: 513.pdf [1]
Judge: Judge William T. Thurman [2]
Date: Friday, March 23, 2007

Source URL: https://www.utb.uscourts.gov/opinions/opinion-513#comment-0

Links
[1] https://www.utb.uscourts.gov/sites/default/files/opinions/513.pdf
[2] https://www.utb.uscourts.gov/content/judge-william-t-thurman