



Opinion 527

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Opinion Title: 03/31/2009 PUBLISHED In re Christensen, 08-02223, Judge Thurman.

Body: The chapter 7 trustee sought to reopen the Debtors' case and revoke their discharge under 11 U.S.C. § 727(d)(2). Although the request appeared untimely under § 727(e)(2), the Trustee argued that the case was never properly closed pursuant to § 350, and even it was, there are proper basis for tolling the deadlines in § 727(e)(2) because the Debtors had fraudulently concealed assets of the estate. The Court concluded that the case was properly closed pursuant to § 350(a), and equitable tolling did not apply to extend the deadlines in § 727(e). Therefore, the Trustee's claims under §727(d)(2) were time barred, and the request to revoke the Debtors' discharge was denied.

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Judge: [Judge William T. Thurman](#) [2]

Date: Tuesday, March 31, 2009

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