



Opinion 537

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Opinion Title: 03/10/2010 UNPUBLISHED In re Roger Bryner, Case No. 08-26804, Judge Thurman.

Body: The Court ruled that in a chapter 13 case, the mother of two minor children has standing to represent their interests with respect to a proof of claim filed by the putative trustee of a trust for their benefit. The Court further ruled that on a motion to reconsider a ruling on a proof of claim, the Court will consider factors outlined in a rule 60(b) type motion, i.e. mistake, inadvertence, surprise or excusable neglect, reiterating the holding of the U.S. Supreme Court in *Pioneer Investment Services v. Brunswick* 507 U.S. 380 that excusable neglect is a somewhat elastic concept. Finally, the Court ruled that a trustee of a trust may only be represented by an attorney with respect to contested matters before the Court.

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

Date: Wednesday, March 10, 2010

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