

11-29

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

FILED

AUG 29 1977

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In the Matter

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of

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ROY BABITT  
BANKRUPTCY JUDGE

THE REMOVAL OF HANS J. AUMAN  
FROM THE OFFICE OF TRUSTEE  
IN BANKRUPTCY.

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IT appearing to the satisfaction of the court that Hans J. Auman, who had been elected or appointed to the office of trustee in bankruptcy in cases identified in Schedule A annexed hereto, has abandoned the performance of his fiduciary duties as such trustee in bankruptcy in each case, and it further appearing to the satisfaction of the court that it is not feasible to hold a hearing on notice to Hans J. Auman with respect to his removal from office as trustee in bankruptcy inasmuch as enough is shown to support the finding that he has ceased to hold office,

NOW it is

ORDERED that pursuant to the Bankruptcy Act, Section 46 and Bankruptcy Rule 221(a), said Hans J. Auman be and he hereby is removed from office as trustee in bankruptcy, and it is further

ORDERED that pursuant to Bankruptcy Rule 221(a) Edgar H. Booth of 405 Park Avenue, New York, New York 10022, be and he hereby is appointed successor trustee and he is directed to qualify in accordance with the rules of this court and the Bankruptcy Rules within five (5) days of the receipt by him of this order in the manner set forth on Schedule A annexed, and it is further

ORDERED that within five (5) days of the receipt by Hans J. Auman, removed trustee, of a certified copy of this order, he is directed to turn over to the successor trustee all books, papers, records, documents and other property of each of the bankruptcy estates set forth on Schedule A annexed to this order, and it is further

ORDERED that every depository of funds referable to the estates described on Schedule A in the name of Hans J. Auman as trustee be and they

are hereby directed forthwith upon receipt of a certified copy of this order to transfer any such funds into the name of Edgar H. Booth, successor trustee, and they are restrained and enjoined from in any way, save as above directed, *NB* ~~from~~ transferring, removing or otherwise dealing with any funds of the estates described on Schedule A.

DATED: NEW YORK, NEW YORK  
August 26, 1977

*Ray Balbit*  
BANKRUPTCY JUDGE, *for the court*

SCHEDULE A

<u>Bankruptcy No.</u>	<u>Name of Bankrupt</u>	<u>Qualification Requirement</u>
71 B 509	Maud Chez Elle	Letter of acceptance
71 B 1018	Hertz Import	Letter of acceptance
72 B 512	P.M. Restaurant	\$2,000 bond
72 B 98	Dairyfield, Inc.	Letter of acceptance
72 B 580	Cafes Internationale Ltd.	\$5,000 bond
72 B 581	Errol Wetson East, Inc. a/k/a Summer House	\$2,000 bond
73 B 114	871 Restaurant Corp. d/b/a/ Headquarters Restaurant	Letter of acceptance
73 B 178	Food Family, Inc.	Letter of acceptance
73 B 179	Harry Rosenblum d/b/a Food Family	Letter of acceptance
73 B 903	Thorn Supermarket, Inc.	\$5,000 bond
73 B 1252	Mountain Equities	\$5,000 bond
73 B 1264	Concourse Brighton, Inc. trading as Deli-City	\$5,000 bond
74 B 1472	Vanity Dairy Restaurant, Inc. d/b/a Ratners	\$4,000 bond