

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF WISCONSIN

In re:)
)
HARBOR BAR DOCKS INCORPORATED) Case No. 17-10989-cjf
)
Debtor.) Chapter 11

**UNITED STATES TRUSTEE’S OBJECTION
TO DEBTOR’S DISCLOSURE STATEMENT**

The United States Trustee, Patrick S. Layng, by his attorney, Thomas P. Walz, hereby objects to approval of the Debtor’s Disclosure Statement dated January 22, 2018 (Dkt 31) (“the Disclosure Statement”) because it does not provide “adequate information” as that term is defined in Section 1125(a)(1). In support of the objection, the United States Trustee alleges:

1. As a preliminary matter, the Disclosure Statement inaccurately states that this is a small business case. The Debtor did not check the box on its Voluntary Petition indicating that the Debtor is a small business debtor. *See*, Dkt 1, page 2, par. 8. The docket therefore does not indicate that this is a small business case.

2. The Disclosure Statement is inaccurate and incomplete. For example, the Disclosure Statement lists the only claim in this case (the secured claim of Hiawatha National Bank) as a priority tax claim, rather than a secured claim. The Disclosure Statement also does not describe the Debtor’s financial relationship with an affiliate, Harbor Bar, Inc. which is Case No. 17-10990.

3. Even though there is only one creditor in this case, the Court should not approve the Disclosure Statement unless it is amended to include accurate and adequate information.

WHEREFORE, the U.S. Trustee requests that the Court deny approval of Debtor's Disclosure Statement, and grant any additional relief appropriate under the circumstances.

Dated: January 30, 2018

Respectfully submitted,

PATRICK S. LAYNG
United States Trustee

BY: /s/ Thomas P. Walz
THOMAS P. WALZ
Attorney for U.S. Trustee

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