

***PROPOSED LOCAL BANKRUPTCY FORMS***

***UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF  
PENNSYLVANIA***

**Proposed by:  
Board of Bankruptcy Judges (E.D. Pa.)**

**Transmitted to U.S. District Court  
August 16, 2017**

**LOCAL BANKRUPTCY FORMS**  
**UNITED STATES BANKRUPTCY COURT**  
**FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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L.B.F. 1002-2B

UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

In re:                                 :       Chapter 11  
  :         
Debtor                               :       Bky. No.

\* \* \* \* \*

NOTICE OF DATE OF EXPEDITED HEARING, MATTERS THAT WILL BE HEARD AT  
THE EXPEDITED HEARING, AND HOW TO RESPOND

*(Name of debtor)* has filed a chapter 11 case, a Statement of Qualification for Complex Chapter 11 Case Status, and a motion for Scheduling an Expedited Hearing. Presently, this case is being administered under L.B.R. 1001-2 as a Complex Chapter 11 case.

1. **Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult an attorney).**
2. An Expedited Hearing is scheduled to be held on *(date and time)*, in Courtroom \_\_\_\_\_, United States Bankruptcy Court, *(address of Bankruptcy Court)*. Unless the court orders otherwise, the hearing on this contested matter will be an **evidentiary hearing**.
3. At the Expedited Hearing, the court will consider the Debtor's motions and applications that are listed below:
4. **If you do not want the court to grant the relief sought in these matters** or if you want the court to consider your views, then you must either file a response *(see Instructions on next page)* or appear at the hearing.
5. Copies of motions and applications that will be heard at the Expedited Hearing are enclosed [or will be delivered separately].
6. **If you do not file a response** *(see Instructions on next page)* **or appear at the hearing, the court may grant the relief that has been requested.**

**Filing Instructions**

- A. **If you are required to file documents electronically by Local Bankruptcy Rule 5005-1**, you must file your response electronically.
  
- B. **If you are not required to file electronically**, you must file your response at  

( address of bankruptcy clerk's office )
  
- C. **If you mail your response** to the bankruptcy clerk's office for filing, you must mail it early enough so that it will be received on or before the date and time stated in Paragraph 2 on the previous page of this Notice.
  
- D. On the same day that you file or mail your Response to the Motion, you must mail or deliver a copy of the Response to the movant's attorney.

[Attorney's name] .....  
[Firm name] .....  
[Address] .....  
[Phone No.].....  
[Fax No.].....  
[E-mail address] .....

[If applicable, name and address of others to be served.]

Date: \_\_\_\_\_

L.B.F. 2016-2A

“Short Form” Application of Counsel for Debtor for Compensation and Reimbursement of Expenses in Chapter 13 Case Pursuant to L.B.R. 2016-2(a)

UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

In re: ) Chapter 13
Debtor(s) ) Bky. No.

APPLICATION FOR COMPENSATION AND REIMBURSEMENT OF EXPENSES

Name of applicant applies under § 330 of the Bankruptcy Code for an award of compensation and reimbursement of actual, necessary expenses and represents:

- 1. Applicant is counsel for the debtor.
2. The debtor filed a petition under chapter 13 of the Bankruptcy Code on (date).
3. The debtor’s annualized current monthly income as set forth on Form B22C is:
above median (the amount on line 15 is not less than the amount on line 16).
below median (the amount on line 15 is less than the amount on line 16).
4. All services rendered and expenses incurred for which compensation or reimbursement is requested were performed or incurred for or on behalf of the debtor, the services and expenses were actual and necessary, and the compensation requested for those services is reasonable.
5. Applicant requests an award of compensation of \$\_\_\_\_\_ for providing the following services: (Description of Services)
6. Applicant requests reimbursement of expenses in the amount of \$\_\_\_\_\_ for the following expenses: (Description of Expenses)
7. The debtor paid Applicant \$\_\_\_\_\_ prior to the filing of the petition.
8. A copy of the Applicant’s disclosure of compensation pursuant to Fed. R. Bankr. P. 2016(b) is attached hereto as Exhibit “A.”
9. None of the compensation paid to applicant will be shared with any person other than a member or regular associate of applicant’s law firm unless 11 U.S.C. §504(c) applies.

WHEREFORE, Applicant requests an award of \$\_\_\_\_\_ in compensation and of \$\_\_\_\_\_ in reimbursement of actual, necessary expenses.

Date: \_\_\_\_\_

Signed: \_\_\_\_\_

[Applicant's name] .....

[Firm Name] .....

[Address] .....

[Phone No.] .....

[Fax No.] .....

[E-mail address] .....





\_\_\_ ownership and claims relating to other real property (*specify the number of properties and describe the issues*)

\_\_\_ motor vehicle loans or leases

\_\_\_ state or federal tax claims

\_\_\_ domestic support obligations

\_\_\_ student loans

\_\_\_ an operating business

\_\_\_ 20 or more creditors listed in Schedule F

\_\_\_ automatic stay litigation

\_\_\_ other litigation (*describe*)

6. *[Optional. Applicant may supplement paragraph 5 with a description of those matters, whether or not they are listed in paragraph 5, that took an unusual amount of time to complete or involved complex legal or factual issues.]*
7. Applicant requests that compensation be awarded at the following hourly rate(s): (*Specify the hourly rate for each person who provided services*)
8. Applicant requests reimbursement of expenses in the amount of \$\_\_\_\_\_ for the following expenses: (*Description of expenses*)
9. The debtor paid Applicant \$\_\_\_\_\_ prior to the filing of the petition.
10. A copy of the Applicant's disclosure of compensation pursuant to Fed. R. Bankr. P. 2016(b) is attached hereto as Exhibit "A."
11. None of the compensation paid to applicant will be shared with any person other than a member or regular associate of applicant's law firm unless 11 U.S.C. §504(c) applies.
12. Attached as Exhibit "B" is a copy of Applicant's time records setting forth the dates and amount of time expended for the services performed on behalf of the debtor.

WHEREFORE, Applicant requests an award of \$ \_\_\_\_\_ in compensation and of \$ \_\_\_\_\_ in reimbursement of actual, necessary expenses.

Date: \_\_\_\_\_

Signed: \_\_\_\_\_  
[Applicant's name] .....  
[Firm Name] .....  
[Address] .....  
[Phone No.] .....  
[Fax No.] .....  
[E-mail address] .....

**L.B.F. 2016-2C**  
**“Supplemental” Application of Counsel for Debtor**  
**for Compensation and Reimbursement of Expenses for Post Confirmation**  
**Services Payable by the Chapter 13 Trustee**

**UNITED STATES BANKRUPTCY COURT**  
**FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**In re:** ) **Chapter**  
) )  
) )  
) )  
**Debtor** ) **Bky. No.**

SUPPLEMENTAL APPLICATION FOR COMPENSATION AND REIMBURSEMENT OF EXPENSES FOR SERVICES PERFORMED AFTER CONFIRMATION OF CHAPTER 13 PLAN

.....  
*Name of applicant*

applies under § 330 of the Code for an order directing the chapter 13 trustee to pay an award of compensation and reimbursement of actual, necessary expenses for services performed after confirmation of the debtor’s chapter 13 plan and represents:

Applicant is counsel for the debtor.

1. The debtor filed a petition under chapter 13 of the Bankruptcy Code on (*date*) .
2. The debtor’s chapter 13 plan was confirmed by the court on (*date*).
3. The debtor paid the applicant \$ \_\_\_\_\_ prior to the filing of the chapter 13 petition.
4. Applicant’s prior applications:

**First Application Period**

xx/xx/xx to xx/xx/xx Date of Order xx/xx/xx

	<u>Requested</u>	<u>Allowed</u>	<u>Paid</u>	<u>Due</u>
Fees	\$ _____	\$ _____	\$ _____	\$ _____
Expenses	\$ _____	\$ _____	\$ _____	\$ _____

**Second Application Period**

xx/xx/xx to xx/xx/xx      Date of Order xx/xx/xx

	<u>Requested</u>	<u>Allowed</u>	<u>Paid</u>	<u>Due</u>
Fees	\$ _____	\$ _____	\$ _____	\$ _____
Expenses	\$ _____	\$ _____	\$ _____	\$ _____
Grand Totals	\$ _____	\$ _____	\$ _____	\$ _____

5. Applicant requests an award of supplemental compensation of \$ \_\_\_\_\_ for \_\_\_\_\_ hours expended in providing the following services: *(Description of Services)*
6. Applicant requests that compensation be awarded at the following hourly rate(s): *(Specify the hourly rate for each person who provided services)*
7. Applicant requests reimbursement of expenses in the amount of \$ \_\_\_\_\_ for the following expenses *(Description of expenses)*
8. A copy of the applicant’s disclosure of compensation pursuant to F. R.B. P. 2016(b) is attached as Exhibit “A.”
9. Attached as Exhibit B is a copy of the applicant’s time records setting forth the the dates and amount of time expended for the services performed on behalf of the debtor after confirmation of debtor’s chapter 13 plan.
10. All services rendered and expenses incurred for which compensation or reimbursement is requested
  - a. were performed or incurred for or on behalf of the debtor, the services and expenses were actual and necessary, and the compensation requested for those services is reasonable; and
  - b. are not duplicative of services and expenses for which compensation or reimbursement was previously requested.
11. If this supplemental application is granted, the debtor’s confirmed chapter 13 plan  
(check whichever is applicable)  
\_\_\_\_\_ is adequately funded.  
\_\_\_\_\_ is not adequately funded.

12. None of the compensation paid to applicant will be shared with any person other than a member or regular associate of applicant's law firm unless 11 U.S.C. §504(c) applies.

WHEREFORE, Applicant requests an award of \$ \_\_\_\_\_ in compensation and of \$ \_\_\_\_\_ in reimbursement of actual, necessary expenses.

Date: \_\_\_\_\_

Signed: \_\_\_\_\_  
[Applicant's name] .....  
[Firm Name] .....  
[Address] .....  
[Phone No.] .....  
[Fax No.].....  
[E-mail address] .....

**L.B.F. 2016-3**  
**Application for Compensation and Reimbursement of Expenses**

**UNITED STATES BANKRUPTCY COURT**  
**FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**In re:** ) **Chapter**  
 )  
 )  
 )  
 )  
 **Debtor** ) **Bky. No.**

..... APPLICATION FOR  
*first, second, etc. as applicable*

COMPENSATION AND REIMBURSEMENT OF EXPENSES

Of.....  
*name of applicant, professional capacity*  
For.....  
*entity represented or engaged by*

For THE PERIOD ..... THROUGH .....

..... in accordance  
*Name of applicant, professional capacity, and entity represented or engaged by*

with F.R.B.P. 2016 applies under § 330 of the Code for an award of compensation and reimbursement of actual, necessary expenses and represents:

**Part A Preliminary Statement**

1. Applicant is [professional capacity] for [entity represented or engaged by].
2. All services rendered and expenses incurred for which compensation or reimbursement is requested were performed or incurred for or on behalf of [entity represented or engaged by].
3. The services described in this Application are actual, necessary services and the compensation requested for those services is reasonable.
4. The expenses described in this Application are actual, necessary expenses.

[Additional numbered paragraphs may be used by the Applicant to set forth other statements or information.]

**Part B General Information**

1. **Period** xx/xx/xx to xx/xx/xx

Final Application \_\_\_\_\_

Interim Application \_\_\_\_\_

Requested

Fees \$ \_\_\_\_\_

Expenses \$ \_\_\_\_\_

Total \$ \_\_\_\_\_

2. **General Information**

a. Date case filed: xx/xx/xx

b. Date application to approve employment filed: xx/xx/xx

c. Date employment approved: xx/xx/xx

d. First date services rendered in the case: xx/xx/xx

e. Compensation request is under § 330: \_\_\_\_\_ Yes \_\_\_\_\_ No  
If other statutory basis, specify: § \_\_\_\_\_

f. Any fees awarded will be paid from the estate:  
\_\_\_\_\_ Yes \_\_\_\_\_ No

If no, state the source of payment of any fee that is awarded.

\_\_\_\_\_

g. This application is for a period less than 120 days after the filing of the case or less than 120 days after the end of the period of the last application.

\_\_\_\_\_ Yes \_\_\_\_\_ No

If yes, state date and terms of court order allowing filing at shortened intervals.

Order date: xx/xx/xx

Terms, if any, \_\_\_\_\_

\_\_\_\_\_

3. **Prior Applications**

**First Application Period**

xx/xx/xx to xx/xx/xx Date of Order xx/xx/xx

	<u>Requested</u>	<u>Allowed</u>	<u>Paid</u>	<u>Due</u>
Fees	\$ _____	\$ _____	\$ _____	\$ _____
Expenses	\$ _____	\$ _____	\$ _____	\$ _____

**Second Application Period**

xx/xx/xx to xx/xx/xx Date of Order xx/xx/xx

	<u>Requested</u>	<u>Allowed</u>	<u>Paid</u>	<u>Due</u>
Fees	\$ _____	\$ _____	\$ _____	\$ _____
Expenses	\$ _____	\$ _____	\$ _____	\$ _____
Grand Totals	\$ _____	\$ _____	\$ _____	\$ _____

4. **Attorneys' Billing for Current Period**

<u>Name</u>	<u>Admitted</u>	<u>Hours</u>	<u>Billing Rate</u>	<u>Total</u>
_____	_____	_____	_____	\$ _____
etc.	etc.	etc.	etc.	etc.
Grand Total				\$ _____

5. **Paralegals Billing for Current Period**

<u>Name</u>	<u>Hours</u>	<u>Billing Rate</u>	<u>Total</u>
_____	_____	_____	_____
Grand Totals			\$ _____

6. **Billing Rates**

- a. Are any of the billing rates different than the billing rates set forth in your last application? \_\_\_\_\_ Yes \_\_\_\_\_ No



b. If yes, indicate whose billings rates are different and explain why?

---

---

**Part C Billing Summary**

1. **Description of Services.** Provide adequate detail appropriate for the amount of time billed and the nature and variety of the services rendered.
2. **Detail of Hours Expended.** Set forth in list form or attach a list that shows the name of the professional or paraprofessional, date, activity, and time expended. The list may be organized in either of two ways.
  - a. By each professional or paraprofessional in chronological order for the application period; or
  - b. By day in chronological order showing all professionals or paraprofessionals that billed time on a particular day during the application period.

\* \* \* \* \*

Category Reporting. If category reporting of time expended is required under L.B.R. 2016-3(c), only categories for which services were rendered during the period covered by the application should be included. A separate Description of Services and Detail of Hours Expended shall be provided for each category.

**Part D Expense Summary**

Set forth in list form or attach a list that shows the type of expenses for which reimbursement is sought. For each type of expense either

- a. State the amount of the expense that is calculated using the applicant's in-house actual cost or the actual amount billed by a third party provider, or
- b. Explain how the amount of the expense is calculated.

WHEREFORE, Applicant requests an award of \$ \_\_\_\_\_ in compensation and of \$ \_\_\_\_\_ in reimbursement of actual, necessary expenses.

Date: \_\_\_\_\_

Signed: \_\_\_\_\_  
[Applicant's name] .....  
[Firm Name] .....  
[Address] .....  
[Phone No.] .....  
[Fax No.] .....  
[E-mail address] .....

**L.B.F. 2016-4**  
**STATEMENT OF PRO SE DEBTOR**

Debtor(s)' Name \_\_\_\_\_ Case No. \_\_\_\_\_

Address \_\_\_\_\_ Chapter of Case \_\_\_\_\_

Telephone Number (home) \_\_\_\_\_ Date Case Filed \_\_\_\_\_

Telephone Number (work) \_\_\_\_\_

1. List the name, address, and telephone number of any person or business assisting you in filing or preparing papers for this case:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

2. State how you were referred to the person or business named above or the source of advertisement you responded to.

\_\_\_\_\_

3. a. Total fee charged by person or business named above \$ \_\_\_\_\_
- b. Amount of fee paid as of the date you filed bankruptcy \$ \_\_\_\_\_
- c. Did the preparer tell you the amount of court costs that must be paid to file your case?
- YES                      NO      (circle one)

4. Were various chapters or types of bankruptcy explained to you?
- YES                      NO      (circle one)

Other Comments \_\_\_\_\_

5. Did the preparer explain to you that you have the right to claim certain property as exempt?
- YES                      NO      (circle one)

6. Did the preparer give you a copy of the papers he prepared for you?

YES NO (circle one)

Date: \_\_\_\_\_

\_\_\_\_\_  
Signature of Debtor(s)

L.B.F. 3007-1

UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

In re: \_\_\_\_\_ : Chapter  
: :  
: :  
Debtor : Bky. No.

NOTICE OF OBJECTION TO CLAIM AND HEARING DATE

\_\_\_\_\_[name]\_\_\_\_\_ has filed an objection to the proof of claim you filed in this bankruptcy case.

1. **Your claim may be reduced, modified, or eliminated.** You should read these papers carefully and discuss them with your attorney, if you have one. (If you do not have an attorney, you may wish to consult an attorney).
2. **If you do not want the court to change or eliminate your claim, you or your lawyer must attend the hearing on the objection,** scheduled to be held on xx/xx/xx, at \_\_\_\_\_.m., in Courtroom \_\_\_\_, United States Bankruptcy Court (address of Bankruptcy Court ). If you or your attorney do not attend the hearing on the objection, the court may decide that you do not oppose the objection to your claim.
3. **If you intend to appear at the hearing** to contest the objection to your claim, **you must notify the person listed below at least 7 days before the hearing date.** If you do not notify the person listed below that you intend to appear, the Objector will be entitled to a postponement of the hearing.

Date: \_\_\_\_\_

\_\_\_\_\_  
 [Attorney's Name] .....  
 [Firm Name] .....  
 [Address] .....  
 [Phone No.] .....  
 [Fax No.] .....  
 [E-mail address] .....





UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

In re: \_\_\_\_\_ : Chapter  
:   
:   
Debtor(s) : Bky. No.

NOTICE OF OBJECTION TO CLAIM OF  
EXEMPTION AND HEARING DATE

\_\_\_\_\_ has filed an objection to your claim of exemption in this  
bankruptcy case.

1. **Your claim of exemption may be eliminated or changed by the court because an objection has been filed. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult an attorney).**
2. **If you do not want the court to eliminate or change your claim of exemption, or if you want the court to consider your views, you or your lawyer must attend the hearing on the objection, scheduled to be held on xx/xx/xx, at \_\_\_\_\_, in Courtroom \_\_\_\_\_, United States Bankruptcy Court (\_\_\_\_\_ address of Bankruptcy Court \_\_\_\_\_).**

Date: \_\_\_\_\_

\_\_\_\_\_  
[Attorney's Name] .....  
[Firm Name] .....  
[Address] .....  
[Phone No] .....  
[Fax No.] .....  
[E-mail address] .....







As required by Fed. R. Bankr. P. 8012 and L,B.R. 8012-1,

(Name of Party) \_\_\_\_\_ makes the following disclosure:

(1) For non-governmental corporate parties, please list all parent corporations:

(2) For non-governmental corporate parties, please list all publicly held companies that hold 10% or more of the party's stock:

(3) If there is a publicly held corporation which is not a party to the appeal but which has a financial interest in the outcome of the proceeding, each party to the appeal please shall identify all such parties and specify the nature of the financial interest or interests:

(4) The appellant must identify (a) the debtor, if not identified in the case caption; (b) the members of the creditors' committee or the top 20 unsecured creditors; and, (3) any entity not named in the caption which is active participant in the bankruptcy proceeding giving rise to the appeal.

Dated:

\_\_\_\_\_  
(Signature of Counsel or Party)

UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

In re: \_\_\_\_\_ : Chapter \_\_\_\_\_  
: \_\_\_\_\_  
: \_\_\_\_\_  
Debtor \_\_\_\_\_ : Bky. No. \_\_\_\_\_

\* \* \* \* \*

NOTICE OF MOTION, RESPONSE DEADLINE  
AND HEARING DATE

\_\_\_\_\_ (Name of movant) has filed (name of motion) with the court for (describe the relief sought in the motion).

1. **Your rights may be affected.** You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult an attorney).
2. **If you do not want the court to grant the relief sought in the Motion** or if you want the court to consider your views on the Motion, then on or before **XX/XX/XX** you or your attorney must file a response to the Motion. (see Instructions on next page).
3. A hearing on the Motion is scheduled to be held on XX/XX/XX, at \_\_\_\_\_ in Courtroom \_\_\_\_\_, United States Bankruptcy Court, (**address of Bankruptcy Court**). Unless the court orders otherwise, the hearing on this contested matter will be an **evidentiary hearing**.
4. **If you do not file a response to the Motion**, the court may cancel the hearing and enter an order granting the relief requested in the Motion.
5. You may contact the Bankruptcy Clerk's office at 215-408-2800 to find out whether the hearing has been canceled because no one filed a response.
6. If a copy of the motion is not enclosed, a copy of the Motion will be provided to you if you request a copy from the attorney whose name and address is listed on the next page of this Notice.

**Filing Instructions**

7. **If you are required to file documents electronically by Local Bankruptcy Rule 5005-1**, you must file your response electronically.
  
8. **If you are not required to file electronically**, you must file your response at  

(           address of bankruptcy clerk's office           )
  
9. **If you mail your response** to the bankruptcy clerk's office for filing, you must mail it early enough so that it will be received on or before the date stated in Paragraph 2 on the previous page of this Notice.
  
10. On the same day that you file or mail your Response to the Motion, you must mail or deliver a copy of the Response to the movant's attorney:

[Attorney's name] .....  
[Firm name] .....  
[Address] .....  
[Phone No.] .....  
[Fax No.] .....  
[E-mail address] .....

[If applicable, name and address of others to be served.]

Date: \_\_\_\_\_

L.B.F. 3015.1

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF PENNSYLVANIA

In re: Case No.: \_\_\_\_\_

Chapter: 13

Debtor(s)

**Chapter 13 Plan**

- Original  
 \_\_\_\_\_ Amended

Date: \_\_\_\_\_

**THE DEBTOR HAS FILED FOR RELIEF UNDER  
CHAPTER 13 OF THE BANKRUPTCY CODE**

**YOUR RIGHTS WILL BE AFFECTED**

You should have received from the court a separate Notice of the Hearing on Confirmation of Plan, which contains the date of the confirmation hearing on the Plan proposed by the Debtor. This document is the actual Plan proposed by the Debtor to adjust debts. You should read these papers carefully and discuss them with your attorney. **ANYONE WHO WISHES TO OPPOSE ANY PROVISION OF THIS PLAN MUST FILE A WRITTEN OBJECTION** in accordance with Bankruptcy Rule 3015 and Local Rule 3015-5. **This Plan may be confirmed and become binding, unless a written objection is filed.**

**IN ORDER TO RECEIVE A DISTRIBUTION UNDER THE PLAN, YOU  
MUST FILE A PROOF OF CLAIM BY THE DEADLINE STATED IN THE  
NOTICE OF MEETING OF CREDITORS.**

**Part 1: Bankruptcy Rule 3015.1 Disclosures**

- Plan contains non-standard or additional provisions – see Part 9  
 Plan limits the amount of secured claim(s) based on value of collateral  
 Plan avoids a security interest or lien

**Part 2: Payment and Length of Plan**

**§ 2(a)(1) Initial Plan:**

**Total Base Amount** to be paid to the Chapter 13 Trustee (“Trustee”) \$ \_\_\_\_\_

Debtor shall pay the Trustee \$ \_\_\_\_\_ per month for \_\_\_\_ months; and

Debtor shall pay the Trustee \$ \_\_\_\_\_ per month for \_\_\_\_ months.

- Other changes in the scheduled plan payment are set forth in § 2(d)

**§ 2(a)(2) Amended Plan:**

**Total Base Amount** to be paid to the Chapter 13 Trustee (“Trustee”) \$ \_\_\_\_\_

The Plan payments by Debtor shall consists of the total amount previously paid (\$\_\_\_\_\_) added to the new monthly Plan payments in the amount of \$\_\_\_\_\_ beginning \_\_\_\_\_ (date).

- Other changes in the scheduled plan payments are set forth in § 2(d)

**§ 2(b)** Debtor shall make plan payments to the Trustee from the following sources in addition to future wages (Describe source, amount and date when funds are available, if known):

**§ 2(c)** Use of real property to satisfy plan obligations:

- Sale of real property  
See § 7(c) below for detailed description
- Loan modification with respect to mortgage encumbering property:  
See § 7(d) below for detailed description

**§ 2(d)** Other information that may be important relating to the payment and length of Plan:

**Part 3: Priority Claims (Including Administrative Expenses & Debtor’s Counsel Fees)**

**§ 3(a)** Except as provided in § 3(b) below, all allowed priority claims will be paid in full unless the creditor agrees otherwise:

Creditor	Type of Priority	Estimated Amount to be Paid

**§ 3(b) Domestic Support obligations assigned or owed to a governmental unit and paid less than full amount.**

**None.** If “None” is checked, the rest of § 3(b) need not be completed.

The allowed priority claims listed below are based on a domestic support obligation that has been assigned to or is owed to a governmental unit and will be paid less than the full amount of the claim. *This plan provision requires that payments in § 2(a) be for a term of 60 months; see 11 U.S.C. § 1322(a)(4).*

Name of Creditor	Amount of claim to be paid

**Part 4: Secured Claims**

**§ 4(a) Curing Default and Maintaining Payments**

**None.** If "None" is checked, the rest of § 4(a) need not be completed.

The Trustee shall distribute an amount sufficient to pay allowed claims for prepetition arrearages; and, Debtor shall pay directly to creditor monthly obligations falling due after the bankruptcy filing.

Creditor	Description of Secured Property and Address, if real property	Regular Monthly Payment to be paid directly to creditor by Debtor	Estimated Arrearage	Interest Rate on Arrearage, if applicable	Amount to be Paid to Creditor by the Trustee

**§ 4(b) Allowed Secured Claims to be Paid in Full: Based on Proof of Claim or Pre-Confirmation Determination of the Amount, Extent or Validity of the Claim**

**None.** If "None" is checked, the rest of § 4(b) need not be completed.

(1) Allowed secured claims listed below shall be paid in full and their liens retained until completion of payments under the plan.

(2) If necessary, a motion, objection and/or adversary proceeding, as appropriate, will be filed to determine the amount, extent or validity of the allowed secured claim and the court will make its determination prior to the confirmation hearing.

(3) Any amounts determined to be allowed unsecured claims will be treated either: (A) as a general unsecured claim under Part 5 of the Plan or (B) as a priority claim under Part 3, as determined by the court.

(4) In addition to payment of the allowed secured claim, "present value" interest pursuant to 11 U.S.C. § 1325(a) (5) (B) (ii) will be paid at the rate and in the amount listed below. If the claimant included a different interest rate or amount for "present value" interest in its proof of claim, the court will determine the present value interest rate and amount at the confirmation hearing.

(5) Upon completion of the Plan, payments made under this section satisfy the allowed secured claim and release the corresponding lien.

Name of Creditor	Description of Secured Property and Address, if real property	Allowed Secured Claim	Present Value Interest Rate	Dollar Amount of Present Value Interest	Total Amount to be paid

**§ 4(c) Allowed secured claims to be paid in full that are excluded from 11 U.S.C. § 506**

**None.** If "None" is checked, the rest of § 4(c) need not be completed.

The claims below were either (1) incurred within 910 days before the petition date and secured by a purchase money security interest in a motor vehicle acquired for the personal use of the debtor(s), or (2) incurred within 1 year of the petition date and secured by a purchase money security interest in any other thing of value.

(1) The allowed secured claims listed below shall be paid in full and their liens retained until completion of payments under the plan.

(2) In addition to payment of the allowed secured claim, "present value" interest pursuant to 11 U.S.C. § 1325(a)(5)(B)(ii) will be paid at the rate and in the amount listed below. If the claimant included a different interest rate or amount for "present value" interest in its proof of claim, the court will determine the present value interest rate and amount at the confirmation hearing.

Name of Creditor	Collateral	Amount of Claim	Present Value Interest	Estimated total payments
_____	_____	_____	_____ %	\$ _____
_____	_____	_____	_____ %	\$ _____

**§ 4(d) Surrender**

**None.** If "None" is checked, the rest of § 4(d) need not be completed.

(1) Debtor elects to surrender the secured property listed below that secures the creditor's claim.

(2) The automatic stay under 11 U.S.C. § 362(a) with respect to the secured property terminates upon confirmation of the Plan.

(3) The Trustee shall make no payments to the creditors listed below on their secured claims.

Creditor	Secured Property

**Part 5: Unsecured Claims**

**§ 5(a) Specifically Classified Unsecured Priority Claims**

**None.** If "None" is checked, the rest of § 5(a) need not be completed.

Creditor	Basis for Separate Classification	Treatment	Amount of Claim	Amount to be paid



**§ 5(b) Timely Filed General Unsecured Claims**

(1) Liquidation Test (*check one box*)

- All Debtor(s) property is claimed as exempt.
- Debtor(s) has non-exempt property valued at \$\_\_\_\_\_ for purposes of § 1325(a)(4)

(2) Funding: § 5(b) claims to be paid as follows (*check one box*):

- Pro rata
- 100%
- Other (Describe)

**Part 6: Executory Contracts & Unexpired Leases**

**None.** If "None" is checked, the rest of § 6 need not be completed.

Creditor	Nature of Contract or Lease	Treatment by Debtor Pursuant to §365(b)

**Part 7: Other Provisions**

**§ 7(a) General Principles Applicable to The Plan**

(1) Vesting of Property of the Estate (*check one box*)

- Upon confirmation
- Upon discharge

(2) Unless otherwise ordered by the court, the amount of a creditor's claim listed in its proof of claim controls over any contrary amounts listed in Parts 3, 4 or 5 of the Plan.

(3) Post-petition contractual payments under § 1322(b)(5) and adequate protection payments under § 1326(a)(1)(B),(C) shall be disbursed to the creditors by the Debtor directly. All other disbursements to creditors shall be made by the Trustee.

(4) If Debtor is successful in obtaining a recovery in a personal injury or other litigation in which Debtor is the plaintiff, before the completion of plan payments, any such recovery in excess of any applicable exemption will be paid to the Trustee as a special Plan payment to the extent necessary to pay priority and general unsecured creditors, or as agreed by the Debtor and the Trustee and approved by the court.

**§ 7(b) Affirmative Duties on Holders of Claims secured by a Security Interest in Debtor's Principal Residence**

- (1) Apply the payments received from the Trustee on the pre-petition arrearage, if any, only to such arrearage.
- (2) Apply the post-petition monthly mortgage payments made by the Debtor to the post-petition mortgage obligations as provided for by the terms of the underlying mortgage note.
- (3) Treat the pre-petition arrearage as contractually current upon confirmation for the Plan for the sole purpose of precluding the imposition of late payment charges or other default-related fees and services based on the pre-petition default or default(s). Late charges may be assessed on post-petition payments as provided by the terms of the mortgage and note.
- (4) If a secured creditor with a security interest in the Debtor's property sent regular statements to the Debtor pre-petition, and the Debtor provides for payments of that claim directly to the creditor in the Plan, the holder of the claims shall resume sending customary monthly statements.
- (5) If a secured creditor with a security interest in the Debtor's property provided the Debtor with coupon books for payments prior to the filing of the petition, upon request, the creditor shall forward post-petition coupon book(s) to the Debtor after this case has been filed.
- (6) **Debtor waives any violation of stay claim arising from the sending of statements and coupon books as set forth above.**

**§ 7(c) Sale of Real Property**

**None.** If "None" is checked, the rest of § 7(c) need not be completed.

- (1) Closing for the sale of \_\_\_\_\_ (the "Real Property") shall be completed within \_\_\_\_\_ months of the commencement of this bankruptcy case (the "Sale Deadline"). Unless otherwise agreed by the parties or provided by the Court, each allowed claim secured by the Real Property will be paid in full under §4(b)(1) of the Plan at the closing ("Closing Date").
- (2) The Real Property will be marketed for sale in the following manner and on the following terms:
  - (3) Confirmation of this Plan shall constitute an order authorizing the Debtor to pay at settlement all customary closing expenses and all liens and encumbrances, including all § 4(b) claims, as may be necessary to convey good and marketable title to the purchaser. However, nothing in this Plan shall preclude the Debtor from seeking court approval of the sale of the property free and clear of liens and encumbrances pursuant to 11 U.S.C. §363(f), either prior to or after confirmation of the Plan, if, in the Debtor's judgment, such approval is necessary or in order to convey insurable title or is otherwise reasonably necessary under the circumstances to implement this Plan.
  - (4) Debtor shall provide the Trustee with a copy of the closing settlement sheet within 24 hours of the Closing Date.
  - (5) In the event that a sale of the Real Property has not been consummated by the expiration of the Sale Deadline:

**§ 7(d) Loan Modification**

**None.** If "None" is checked, the rest of § 7(d) need not be completed.

(1) Debtor shall pursue a loan modification directly with \_\_\_\_\_ or its successor in interest or its current servicer ("Mortgage Lender"), in an effort to bring the loan current and resolve the secured arrearage claim.

(2) During the modification application process, Debtor shall make adequate protection payments directly to Mortgage Lender in the amount of \$\_\_\_\_\_ per month, which represents \_\_\_\_\_ (**describe basis of adequate protection payment**). Debtor shall remit the adequate protection payments directly to the Mortgage Lender.

(3) If the modification is not approved by \_\_\_\_\_(date), Debtor shall either (A) file an amended Plan to otherwise provide for the allowed claim of the Mortgage Lender; or (B) Mortgage Lender may seek relief from the automatic stay with regard to the collateral and Debtor will not oppose it.

**Part 8: Order of Distribution**

**The order of distribution of Plan payments will be as follows:**

- Level 1:** Trustee Commissions\*
- Level 2:** Domestic Support Obligations
- Level 3:** Adequate Protection Payments
- Level 4:** Debtor's attorney's fees
- Level 5:** Priority claims, pro rata
- Level 6:** Secured claims, pro rata
- Level 7:** Specially classified unsecured claims
- Level 8:** General unsecured claims
- Level 9:** Untimely filed general unsecured non-priority claims to which debtor has not objected

*\*Percentage fees payable to the standing trustee will be paid at the rate fixed by the United States Trustee not to exceed ten (10) percent.*

**Part 9: Non Standard or Additional Plan Provisions**

**None.** If "None" is checked, the rest of § 9 need not be completed.

**Part 10: Signatures**

Under Bankruptcy Rule 3015(c), nonstandard or additional plan provisions are required to be set forth in Part 9 of the Plan. Such Plan provisions will be effective only if the applicable box in Part 1 of this Plan is checked. Any nonstandard or additional provisions set out other than in Part 9 of the Plan are VOID. By signing below, attorney for Debtor(s) or unrepresented Debtor(s) certifies that this Plan contains no nonstandard or additional provisions other than those in Part 9 of the Plan.

Date: \_\_\_\_\_

\_\_\_\_\_  
Attorney for Debtor(s)

If Debtor(s) are unrepresented, they must sign below.

Date: \_\_\_\_\_

\_\_\_\_\_  
Debtor

Date: \_\_\_\_\_

\_\_\_\_\_  
Joint Debtor