

UNITED STATES BANKRUPTCY COURT

DISTRICT OF SOUTH DAKOTA

ROOM 211

FEDERAL BUILDING AND U.S. POST OFFICE

225 SOUTH PIERRE STREET

PIERRE, SOUTH DAKOTA 57501-2463

IRVIN N. HOYT  
BANKRUPTCY JUDGE

TELEPHONE (605) 224-0560

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April 7, 2004

Subject: **Automatic Adjustment of Certain Dollar Amounts in the  
Bankruptcy Code and Official Bankruptcy Forms**

Dear Member of the Bankruptcy Bar:

Pursuant to the Bankruptcy Reform Act of 1994, the dollar amounts stated in various provisions of the bankruptcy code were automatically adjusted on April 1, 2004. The adjusted amounts, which apply to cases filed on or after that date, affect: (1) the eligibility of a debtor to file under chapter 13; (2) certain maximum values of property that a debtor may claim as exempt; (3) the maximum amount of certain claims entitled to priority; (4) the minimum aggregate value of claims needed to commence an involuntary bankruptcy; and (5) the value of "luxury goods and services" deemed to be nondischargeable (see below).

11 U.S.C.	Dollar Amount to be Adjusted	New (Adjusted) Dollar Amount
§ 109(e)	\$290,525 \$871,550	\$307,675 \$922,975
§ 303(b)(1)	\$11,625	\$12,300
§ 303(b)(2)	\$11,625	\$12,300
§ 507(a)(3)	\$4,650	\$4,925
§ 507(a)(4)(B)(i)	\$4,650	\$4,925
§ 507(a)(5)	\$4,650	\$4,925
§ 507(a)(6)	\$2,100	\$2,225

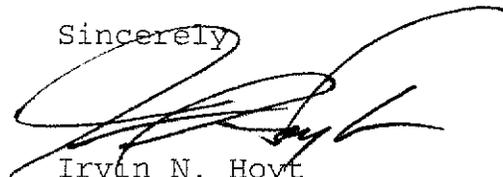
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11 U.S.C.	Dollar Amount to be Adjusted	New (Adjusted) Dollar Amount
§ 522(d)(1)	\$17,425	\$18,450
§ 522(d)(2)	\$2,775	\$2,950
§ 522(d)(3)	\$450 \$9,300	\$475 \$9,850
§ 522(d)(4)	\$1,150	\$1,225
§ 522(d)(5)	\$925 \$8,725	\$975 \$9,250
§ 522(d)(6)	\$1,750	\$1,850
§ 522(d)(8)	\$9,300	\$9,850
§ 522(d)(11)(D)	\$17,425	\$18,450
§ 523(a)(2)(C)	\$1,150	\$1,225

In addition, Official Form 6E (Schedule of Creditors Holding Claims Entitled to Priority) and Official Form 10 (Proof of Claim) contain references to several of the affected dollar amounts and have been amended, effective April 1, 2004. The amended forms are available on our website ([www.sdb.uscourts.gov](http://www.sdb.uscourts.gov)).

The next three-year adjustments of these dollar amounts will be published prior to March 1, 2007 and take effect on April 1, 2007.

Sincerely



Irvin N. Hoyt  
Bankruptcy Judge

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cc: Miscellaneous Correspondence