

BANKRUPTCY ^{UP}DATE

February 26, 2018

If someone else would like to receive these ^{UP}dates, please send an e-mail to Mary_Frederickson@sdb.uscourts.gov.

New Member

Please welcome Timothy Bottum to the group.

A Few Notes Regarding the New Local Form for a Chapter 12 or a Chapter 13 Plan

If a chapter 12 or a chapter 13 debtor's proposed plan or proposed modified plan states in Part 7.2 the debtor's income or expenses have changed and he or she is filing amended or supplement schedules I or J, please file those amended or supplement schedules right after you file the plan (do **not** attach them to the plan or, obviously, state in the plan that they are attached). Scheduling Deputies Nita Sarvis or Shan Stroup will then prepare the notice of confirmation hearing. Getting all the related documents filed at the same time will ensure an easier-to-navigate docket for those who want to review the amended or supplement schedules with the proposed plan and guard against the amended or supplement schedules being filed several days or more after the proposed plan that references them. As always, file an amended schedule I or J if the information in the schedule was incorrect or incomplete as of the petition date. File a supplement schedule I or J to reflect post-petition changes only.

Also, you may delete from the local plan form any parts or subparts where the debtor is able to check the box saying "no such claim exists" or something similar. If the box is checked, the remainder of that part or subpart may be deleted (retain the heading and the checkbox).

Finally, please follow as closely as possible the formatting of the local plan form. Under Fed.R.Bankr.P. 3015.1, which went into effect on December 1, 2017, any local plan form must meet several specific requirements, including that "each paragraph is numbered and labeled in boldface type with a heading stating the general subject matter of the paragraph." Our local plan form mirrors the federal plan form in that regard to ensure compliance with Rule 3015.1. Available on the Court's website for your use are four plan forms: single debtor and joint debtors in Word format and single debtor and joint debtors in WordPerfect format. Look under "Local Rules and Forms," then "All Local Forms."

Link

[Previous Bankruptcy^{UP} dates](#)

As always, should you have questions regarding this ^{UP}date or anything else concerning your dealings with the Court or the Clerk's office, please let us know.