

# **BANKRUPTCY <sup>UP</sup>DATE**

## **March 1, 2021**

If someone else would like to receive these <sup>UP</sup>dates, please send an e-mail to [Shan\\_Stroup@sdb.uscourts.gov](mailto:Shan_Stroup@sdb.uscourts.gov).

### **New Supplemental Proof of Claim Form for CARES Act Forbearance Claim**

New [Director's Form 4100S \(Supplemental Proof of Claim for CARES Forbearance Claim\)](#) has been approved by the Advisory Committee on Bankruptcy Rules to address new section 501(f) of the Bankruptcy Code, which was created by the Consolidated Appropriations Act. New section 501(f) permits an "eligible creditor" to file a supplemental proof of claim for a CARES Act forbearance in a Chapter 13 bankruptcy case even if the claims bar date has passed. The CARES Act includes a provision that allows borrowers experiencing a financial hardship due to the COVID-19 pandemic to request a forbearance on their mortgages. This new form will be retired after December 27, 2021, when section 501(f) will sunset.

### **Link**

[Previous Bankruptcy <sup>UP</sup>dates](#)

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