

BANKRUPTCY ^{UP}DATE

October 21, 2024

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

New Member

Please welcome Timothy W. Billion to the group.

Applications to Waive Chapter 7 Filing Fee

When requesting a waiver of a Chapter 7 filing fee, keep in mind 28 U.S.C. §1930(f)(1) provides a court may waive the fee if it determines an individual debtor "has income less than 150 percent of the income official poverty line" **and** "is unable to pay that fee in installments." In deciding whether a debtor is unable to pay the filing fee in installments, the Court considers the debtor's current income and expenses **and any assets listed on the debtor's schedules**. It is important to set forth in section 5 of the [Application to Have the Chapter 7 Filing Fee Waived \(Official Form 103B\)](#) why the debtor is "unable to pay the filing fee in installments within 120 days."

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.