

ELECTRONIC FILING GUIDE

Conversion of Case from Chapter 13 to Chapter 7 – Required Documents

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Revised: March 6, 2020

The General Order issued on October 15, 2012 outlines the documents required to be filed by a debtor following the conversion of a Chapter 13 case to a Chapter 7 case. See Bankr. D.S.D. R. 1019-1. Documents shall be served on parties in interest who do not receive electronic notice.

- 1. Chapter 7 Statement of Your Current Monthly Income (Official Form 122A-1) and, if appropriate, Statement of Exemption from Presumption of Abuse Under § 707(b)(2) (Official Form 122A-1Supp) (Individual debtor only).** Due 14 days following the conversion.

File in CM/ECF by going to:

Bankruptcy

Other

Chapter 7 Statements – Monthly Income (122A-1)/Exemption Presumption of Abuse (122A-1Supp)

- 2. Chapter 7 Means Test Calculation (Official Form 122A-2) (Individual debtor only).** Due 14 days following the conversion if the debtor indicates there is a presumption of abuse in line 14b of Official Form 122A-1. A fee is not required when filing this schedule.

File in CM/ECF by going to:

Bankruptcy

Other

Chapter 7 Means Test Calculation Form 122A-2

- 3. Schedule of Required Disclosures After Conversion (Appendix 1M of the local bankruptcy rules).** Due 14 days following the conversion.

File in CM/ECF by going to:

Bankruptcy

Other

Schedule of Disclosures After Conversion

Attach mailing list of added creditors (if more than five creditors added)

- 4. Supplement Schedule I and Supplement Schedule J.** Due 14 days following the conversion setting forth the debtor's financial circumstances as of the conversion date. Bankr. D.S.D. R. 1009-5.

File in CM/ECF by going to:

Bankruptcy

Other

Supplement Schedule I and/or J

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5. Statement of Intention for Individuals Filing Under Chapter 7 (Official Form 108) (Individual debtor only). Due 30 days following the conversion.

File in CM/ECF by going to:

Bankruptcy

Other

Statement of Intention