

# **Public Notice and Opportunity For Public Comments Re Requirements For Proposed Local Form For Plans Filed in Chapter 13 Cases For the Western District of Tennessee Bankruptcy Court**

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**PUBLIC NOTICE IS HEREBY GIVEN** that in lieu of utilizing the newly developed Official Chapter 13 Form for plans, the Bankruptcy Court for the Western District of Tennessee is considering instead the adoption of the accompanying Local Chapter 13 Form for all plans filed in Chapter 13 cases in this Judicial District.

Public comments are hereby solicited and welcomed and may be made in writing on or before April 18, 2017, and sent to:

Ms. Kathleen Ford  
Bankruptcy Clerk of Court  
Western District of Tennessee  
200 Jefferson Avenue, Room 413  
Memphis, TN 38103  
[Kathleen\\_Ford@tnwb.ucourts.gov](mailto:Kathleen_Ford@tnwb.ucourts.gov)

**By The Court**  
**David S. Kennedy**  
**TN-(W) Chief U.S. Bankruptcy Judge**

Dated: March 6, 2017  
Attachments: 1

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF TENNESSEE

In re: (1)

Case No.

Debtor(s). (2)

Chapter 13

CHAPTER 13 PLAN

ADDRESS: (1) (2)

PLAN PAYMENT:

DEBTOR (1) shall pay \$ ( ) weekly, ( ) every two weeks, ( ) semi-monthly, or ( ) monthly, by:

( ) PAYROLL DEDUCTION from: OR ( ) DIRECT PAY.

DEBTOR (2) shall pay \$ ( ) weekly, ( ) every two weeks, ( ) semi-monthly, or ( ) monthly, by:

( ) PAYROLL DEDUCTION from: OR ( ) DIRECT PAY.

DEBTOR is subject to 11 U.S.C. Section 1325(b)(4): ( ) YES ( ) NO

If YES: ( ) 100% to unsecured creditors OR ( ) 5 year applicable commitment period

1. THIS PLAN [Rule 3015.1 Notice]:

(A) CONTAINS A NON-STANDARD PROVISION. [See plan provision #19] ( ) YES ( ) NO

(B) LIMITS THE AMOUNT OF A SECURED CLAIM BASED ON A VALUATION OF THE COLLATERAL FOR THE CLAIM. [See plan provisions #7 and #8] ( ) YES ( ) NO

(C) AVOIDS A SECURITY INTEREST OR LIEN. [See plan provision #12]. ( ) YES ( ) NO

2. ADMINISTRATIVE EXPENSES: Pay filing fee and Debtor(s)' attorney fee, pursuant to Confirmation Order.

3. AUTO INSURANCE: ( ) Included in Plan; OR ( ) Not included in Plan; Debtor(s) to provide proof of insurance at §341 meeting.

4. DOMESTIC SUPPORT: ( ) Paid directly by Debtor(s) and current; OR ( ) Paid by Trustee to: Monthly Plan Payment:
; ongoing payment begins \$
Approximate arrearage: \$
; ongoing payment begins \$
Approximate arrearage: \$

5. PRIORITY CLAIMS:
Amount: \$
Amount: \$

6. HOME MORTGAGE CLAIMS: ( ) Paid directly by Debtor(s); OR ( ) Paid by Trustee to:
; ongoing payment begins \$
Approximate arrearage: Interest % \$
; ongoing payment begins \$
Approximate arrearage: Interest % \$

**7. SECURED CLAIMS:**

[Retain lien 11 U.S.C. §1325 (a)(5)]

Value of Collateral:

Rate of Interest:

Monthly Plan Payment:

_____	_____	_____ %	\$ _____
_____	_____	_____ %	\$ _____
_____	_____	_____ %	\$ _____
_____	_____	_____ %	\$ _____

**8. SECURED AUTOMOBILE CLAIMS FOR DEBT INCURRED WITHIN 910 DAYS OF FILING, AND OTHER SECURED CLAIMS FOR DEBT INCURRED WITHIN ONE YEAR OF FILING:**

[Retain lien 11 U.S.C. §1325(a)]

Value of Collateral:

Rate of Interest:

Monthly Plan Payment:

_____	_____	_____ %	\$ _____
_____	_____	_____ %	\$ _____
_____	_____	_____ %	\$ _____

**9. SECURED CLAIMS FOR WHICH COLLATERAL WILL BE SURRENDERED AND STAY IS LIFTED FOR THE LIMITED PURPOSE OF GAINING POSSESSION AND COMMERCIALY REASONABLE DISPOSAL OF SAID COLLATERAL:**

\_\_\_\_\_ Collateral: \_\_\_\_\_  
 \_\_\_\_\_ Collateral: \_\_\_\_\_

**10. SPECIAL CLASS UNSECURED CLAIMS:**

Amount:

Rate of Interest:

Monthly Plan Payment:

_____	_____	_____ %	\$ _____
_____	_____	_____ %	\$ _____
_____	_____	_____ %	\$ _____

**11. STUDENT LOAN CLAIMS AND OTHER LONG TERM CLAIMS:**

\_\_\_\_\_ ( ) Not provided for **OR** ( ) General unsecured creditor  
 \_\_\_\_\_ ( ) Not provided for **OR** ( ) General unsecured creditor

**12. THE JUDICIAL LIENS OR NON-POSSESSORY, NON-PURCHASE MONEY SECURITY INTEREST(S) HELD BY THE FOLLOWING CREDITORS ARE AVOIDED TO THE EXTENT ALLOWABLE PURSUANT TO 11 U.S.C. §522(f):**

\_\_\_\_\_  
\_\_\_\_\_

**13. ABSENT A SPECIFIC COURT ORDER OTHERWISE, ALL TIMELY FILED CLAIMS, OTHER THAN THOSE SPECIFICALLY PROVIDED FOR ABOVE, SHALL BE PAID AS GENERAL UNSECURED CLAIMS.**

**14. ESTIMATED TOTAL GENERAL UNSECURED CLAIMS: \_\_\_\_\_.**

**15. THE PERCENTAGE TO BE PAID WITH RESPECT TO NON-PRIORITY, GENERAL UNSECURED CLAIMS IS:**

( ) \_\_\_\_\_%, **OR,**

( ) **THE TRUSTEE SHALL DETERMINE THE PERCENTAGE TO BE PAID AFTER THE PASSING OF THE FINAL BAR DATE.**

**16. THIS PLAN ASSUMES OR REJECTS EXECUTORY CONTRACTS:**

\_\_\_\_\_ ( ) Assumes **OR** ( ) Rejects.  
 \_\_\_\_\_ ( ) Assumes **OR** ( ) Rejects.

**17. FAILURE TO TIMELY FILE A WRITTEN OBJECTION TO CONFIRMATION SHALL BE DEEMED ACCEPTANCE OF PLAN.**

**18. NON-STANDARD PROVISION(S):**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**ANY NON-STANDARD PROVISION STATED ELSEWHERE IS VOID.**

**19. CERTIFICATION: THIS PLAN CONTAINS NO NON-STANDARD PROVISIONS EXCEPT THOSE STATED IN PROVISION 18.**

\_\_\_\_\_ **DATE:** \_\_\_\_\_  
 Debtor(s)' Attorney Signature or Pro Se Debtor(s)' Signature(s)