Draft - 05/13/2013		
<b>United States Bankruptcy</b>	Court for the	District of
Debtor(s):		
Case No.:		
Date:		☐ Check if this is an amended plan
Official Form 113		
Chapter 13 Plan		12/1
Part 1: Notice to Interested Pa	artice	
Check all that apply:		
The plan seeks to limit the amou or no payment at all to the secur		Section 3.2, which may result in a partial payment
☐ The plan requests the avoidance Section 3.4.	e of a judicial lien or nonpossessory, nonp	ourchase-money security interest as set out in Part 3,
☐ The plan sets out nonstandard p	provisions in Part 9.	
Important Nation Vaur rights n	may be affected. Vour claim may be	reduced modified or eliminated
	may be affected. Your claim may be	
attorney, you may wish to consult one.	and discuss them with your attorney, if you h	nave one in this bankruptcy case. If you do not have an
least 7 days before the hearing on confi plan without further notice if no objection	firmation, unless otherwise ordered by the Bar	your attorney must file an objection to confirmation at nkruptcy Court. The Bankruptcy Court may confirm this e 3015. In addition, you must file a proof of claim—or y be confirmed.
Part 2: Plan Payments and Len	igth of Plan	
2.1 Debtor(s) will pay to the trustee	\$ per for !	months, and
	\$ per for	months
2.2 Payments to the trustee will be me		
Check all that apply:	ade from future earnings in the following man	iller.
	oursuant to a payroll deduction order.	
Debtor(s) will make payments d	directly to the trustee.	
2.3 Additional payments to the trustee	e will be made as follows:	
Check all that apply:		
Debtor(s) will turn over to the tru	ustee:	
any tax refunds received d	during the plan term.	
any tax refunds in excess of	of \$ received during the plan	term.
On or before April 20 of the federal tax return filed for the		year thereafter, Debtor(s) will submit to the trustee a copy of the
	ding the sale of property. Describe the source, an	mount, and date when available:
2.4. The actimated total amount of plan	an navments is \$	
2.4 The estimated total amount of plai	in payments is \$	
2.5 The applicable commitment period	d is: 36 months	

☐ 60 months

☐ None [If "nor		ure of any defa	luit				
	ne" is checked, t	he rest of § 3.1	need not be compl	eted or reprodu	ced]		
allowed claim for court, (1) the amo arrearage, and (2	any arrearage a ounts listed on th ) if relief from th al will cease and	mount will be pa ne proof of claim e automatic stay d all claims as to	aid under the plan, control over any o r is ordered as to a that collateral will	with interest, if contrary amount any item of colla	any, at the rate stat is listed below as to teral listed in this pa	the secured claims listered. Unless otherwise or the current installment paragraph, all payments the final column includes	dered by the payment and under this plan
Name of creditor	Со	llateral	Current installment payment (including escrow payment)	Estimated amount of arrearage	Interest rate on arrearage (if applicable)	Monthly plan payment on arrearage or other payment arrangement	payments by
			Disbursed by: Trustee Debtor(s)	\$		\$	\$
			\$	\$		\$	\$
			Disbursed by:  Trustee  Debtor(s)				
Peauset for valuat		and claim mod					
None [If checked This paragraph with The debtor(s) requestions.]	ed, the rest of §	3.2 need not be only if the appli	cable box in Part	1 of this plan i	below, except for the	e claims of government	
This paragraph wing The debtor(s) request each non-government that the value of the governmental units,	ed, the rest of §  If be effective of est that the courtental secured claims unless otherwishtrary amounts I	3.2 need not be anly if the appliance determine the value as to which as should be as state ordered by the isted below. For	cable box in Part value of the secure a proof of claim ha ated below in the co e court, the amour	of this plan is ded claims listed is been filed in a column headed "nts listed in process."	below, except for the accordance with Bar Amount of secured ofs of claim filed in a	e claims of governmenta nkruptcy Rule 3002, the claim." For secured cla ccordance with Bankrup he claim will be paid in	debtors state ims of otcy Rule 3002
None [If checked This paragraph with The debtor(s) requested non-government that the value of the governmental units, control over any complan with interest at the portion of any at the amount of a creek.	ed, the rest of §  If be effective of est that the court ental secured claims unless otherwishtrary amounts I the rate stated allowed claim that ditor's secured of der Part 5 of this	3.2 need not be anly if the appliance determine the value as to which a should be as state ordered by the isted below. For below, at exceeds the aclaim is listed be splan. Unless o	cable box in Part value of the secure a proof of claim had ted below in the coe court, the amount each listed secure amount of the secure amount of the secure thousand as having no witherwise ordered by	ed claims listed is been filed in a clumn headed "nts listed in proceed claim, the corred claim will be value, the credit by the court, the	below, except for the accordance with Bar Amount of secured of so of claim filed in a ntrolling amount of the treated as an unsecor's allowed claim wamount of the cred	nkruptcy Rule 3002, the claim." For secured cla ccordance with Bankrup	debtors state ims of otcy Rule 3002 full under the 5 of this plan. If ety as an
None [If checked This paragraph with The debtor(s) requeseach non-government that the value of the governmental units, control over any corplan with interest at The portion of any at the amount of a creunsecured claim un controls over any countries over any co	ed, the rest of §  If be effective of est that the court ental secured claims unless otherwise otherwise the rate stated of the effective of the ental secured claim the rate stated of the ental secured of the ental secu	3.2 need not be only if the appliated determine the value as to which a should be as stated below. For below.  at exceeds the actain is listed be splan. Unless on listed under Para as having value determined under the para and the splan is listed under the para as having value determined under the para and the para are the para and the para are the para	cable box in Part value of the secure a proof of claim ha ated below in the co e court, the amour e each listed secure amount of the secure clow as having no w therwise ordered be et to the unser e in the column he er nonbankruptcy l	and of this plan is a claims listed in a column headed "has listed in proceed claim, the column the cured portion, if added "Amount column, or	below, except for the accordance with Bar Amount of secured of so claim filed in a ntrolling amount of the treated as an unsective allowed claim warmount of the cred any, of the claim.	akruptcy Rule 3002, the claim." For secured cla ccordance with Bankruphe claim will be paid in cured claim under Part will be treated in its entire	debtors state ims of otcy Rule 3002 full under the 5 of this plan. If ety as an proof of claim earlier of:
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	Secured claims excluded from 1	. 0.0.0. 3 000				
	■ None [If checked, the rest of §	3.3 need not be comple	eted or reproduced]			
	The claims listed below were either	:				
	(1) incurred within 910 days before personal use of the debtor(s),		ecured by a purchase mo	ney security intere	st in a motor vehi	cle acquired for the
	(2) incurred within 1 year of the pe	etition date and secured	by a purchase money sec	urity interest in an	y other thing of va	ılue.
	These claims will be paid in full und on the proof of claim controls over a the debtor.					
	Name of creditor	Collateral	Amount of claim	Interest rate	Monthly plan payment	Estimated total payments by trustee
			\$ \$		S Disbursed by: Trustee Debtor(s)  S Disbursed by: Trustee Debtor(s)	\$ \$
	☐ None [If "None" is checked, the This paragraph will be effective  The judicial liens or nonpossessor	only if the applicable b	oox on Part 1 of this plan	is checked.		
	debtor(s) would have been entitled extent that it impairs such exempti will be treated as an unsecured cla Exhibit A, which is attached to this avoided will be paid in full as a sec	I under 11 U.S.C. § 522( ons upon entry of the or- aim in Part 5. The calcula plan and incorporated h	(b). A judicial lien or secur der confirming the plan. Thation of the amount of the erein by reference. The a	ity interest securin he amount of the j judicial lien or sec mount, if any, of th	g a claim listed be udicial lien or sect urity interest that i ne judicial lien or s	elow will be avoided to the urity interest that is avoided is avoided is shown on
	extent that it impairs such exempti will be treated as an unsecured cla Exhibit A, which is attached to this	I under 11 U.S.C. § 522( ons upon entry of the or- aim in Part 5. The calcula plan and incorporated h	(b). A judicial lien or secur der confirming the plan. Thation of the amount of the erein by reference. The a	ity interest securin he amount of the j judicial lien or sec mount, if any, of th	g a claim listed be udicial lien or sect urity interest that i ne judicial lien or s Rule 4003(d).	elow will be avoided to the urity interest that is avoided is avoided is shown on
	extent that it impairs such exempti will be treated as an unsecured cla Exhibit A, which is attached to this avoided will be paid in full as a sec	I under 11 U.S.C. § 522( ons upon entry of the or- aim in Part 5. The calcula plan and incorporated h cured claim under the pla	(b). A judicial lien or secur der confirming the plan. To ation of the amount of the erein by reference. The a an. See 11 U.S.C. § 522(f) Amount of secured	ity interest securin he amount of the j judicial lien or sec mount, if any, of th ) and Bankruptcy f	g a claim listed be udicial lien or secu urity interest that in ne judicial lien or s Rule 4003(d).  Monthly plan payment	elow will be avoided to the urity interest that is avoided is avoided is shown on ecurity interest that is not
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3.5	extent that it impairs such exempti will be treated as an unsecured cla Exhibit A, which is attached to this avoided will be paid in full as a sec.  Name of creditor  Surrender of collateral	I under 11 U.S.C. § 522( ons upon entry of the ora aim in Part 5. The calcula plan and incorporated h cured claim under the pla  Collateral	(b). A judicial lien or secur der confirming the plan. To ation of the amount of the terein by reference. The a an. See 11 U.S.C. § 522(f) Amount of secured claim after avoidance	ity interest securin he amount of the j judicial lien or sec mount, if any, of th ) and Bankruptcy F  Interest rate (if applicable)	g a claim listed be udicial lien or secturity interest that ine judicial lien or secturity and constant lien or secturity interest that ine judicial lien or secture 4003(d).  Monthly plan payment (if applicable)	elow will be avoided to the curity interest that is avoided is not ecurity interest that is not  Estimated total amount of secured claim  \$
3.5	extent that it impairs such exempti will be treated as an unsecured cla Exhibit A, which is attached to this avoided will be paid in full as a sec Name of creditor	I under 11 U.S.C. § 522(cons upon entry of the orgain in Part 5. The calcular plan and incorporated heured claim under the plate and collateral Collateral  e rest of § 3.5 need not be the creditors listed below S.C. § 362(a) and § 130	tb). A judicial lien or secur der confirming the plan. To ation of the amount of the erein by reference. The ation. See 11 U.S.C. § 522(f).  Amount of secured claim after avoidance  \$	ity interest securin he amount of the j judicial lien or sec mount, if any, of th ) and Bankruptcy F  Interest rate (if applicable)  ————  ed]  eerty that is collate	g a claim listed be udicial lien or secturity interest that in e judicial lien or secturity interest that in e judicial lien or secturity interest that in e judicial lien or secture 4003(d).  Monthly plan payment (if applicable)  \$	elow will be avoided to the curity interest that is avoided in avo
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All allowed priority claims other than those treated in § 4.5 will be paid in full without interest, unless otherwise stated.  2. Trustee's fees These fees are estimated to be	ы (	Conoral				
Trustee's fees These fees are estimated to be% of plan payments; and during the plan term, they are estimated to total \$  Attorney's fees The balance of the fees owed to the attorney of the debtor(s) is estimated to be \$  4. Other priority claims    None   [if "None" is checked, the rest of § 4.4 need not be completed or reproduced] The following are the debtor's estimates of the amount of such claims.    Name of creditor   Basis for priority treatment   Estimated amount of linterest rate (if applicable)   Estimated total amount of payments	,		I in § 4.5 will be paid in full without	interest unless othe	rwise stated	
These fees are estimated to be% of plan payments; and during the plan term, they are estimated to total \$  Attorney's fees The balance of the fees owed to the attorney of the debtor(s) is estimated to be \$  1.4 Other priority claims    None [if "None" is checked, the rest of § 4.4 need not be completed or reproduced] The following are the debtor's estimates of the amount of such claims.    Name of creditor   Basis for priority treatment   Estimated amount of claim to be paid   Interest rate (if applicable)   amount of payments			THE S 4.0 WILL BO PAID IT THE WILL OUT	microst, unicos otric	rwied stated.	
The balance of the fees owed to the attorney of the debtor(s) is estimated to be \$  4. Other priority claims    None   If "None" is checked, the rest of § 4.4 need not be completed or reproduced  The following are the debtor's estimates of the amount of such claims.    Name of creditor   Basis for priority treatment   Estimated amount of   Interest rate   (if applicable)   amount of payments						
The balance of the fees owed to the attorney of the debtor(s) is estimated to be \$  1.4 Other priority claims    None		These fees are estimated to be% of p	plan payments; and during the plai	n term, they are estin	nated to total \$	·
None   If "None" is checked, the rest of § 4.4 need not be completed or reproduced	1.3	Attorney's fees				
None [If "None" is checked, the rest of § 4.4 need not be completed or reproduced]  The following are the debtor's estimates of the amount of such claims.  Name of creditor  Basis for priority treatment claim to be paid (if applicable)  \$ .		The balance of the fees owed to the attorney of the	ne debtor(s) is estimated to be \$	<del>.</del>		
None [If "None" is checked, the rest of § 4.4 need not be completed or reproduced]         The following are the debtor's estimates of the amount of such claims.         Name of creditor       Basis for priority treatment claim to be paid       Interest rate (if applicable)       Estimated amount of payments         \$       \$       \$	.4	Other priority claims				
The following are the debtor's estimates of the amount of such claims.  Name of creditor  Basis for priority treatment  Claim to be paid  S  S  S  S  Domestic support obligations assigned to a governmental unit and paid less than full amount  None [If "None" is checked, the rest of § 4.5 need not be completed or reproduced]  The allowed priority claims listed below are based on a domestic support obligation that has been assigned to a governmental unit and will be paid less than the full amount of the claim under 11 U.S.C. § 1322(a)(4).  Name of creditor  Amount of claim to be paid  Interest rate (if applicable)  S  S  S  S  S  S  S  S  S  S  S  S  S		_	need not be completed or reprodu	ıcedl		
S \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$				,		
\$\$  Domestic support obligations assigned to a governmental unit and paid less than full amount  None [If "None" is checked, the rest of § 4.5 need not be completed or reproduced]  The allowed priority claims listed below are based on a domestic support obligation that has been assigned to a governmental unit and will be paid less than the full amount of the claim under 11 U.S.C. § 1322(a)(4).  Name of creditor  Amount of claim to be paid  Interest rate (if applicable)  amount of payments  \$\$  \$\$  \$\$		Name of creditor	Basis for priority treatment			amount of
Domestic support obligations assigned to a governmental unit and paid less than full amount  None [If "None" is checked, the rest of § 4.5 need not be completed or reproduced]  The allowed priority claims listed below are based on a domestic support obligation that has been assigned to a governmental unit and will be paid less than the full amount of the claim under 11 U.S.C. § 1322(a)(4).  Name of creditor  Amount of claim to be paid  Interest rate (if applicable)  S  \$  \$  \$  \$				\$		\$
Domestic support obligations assigned to a governmental unit and paid less than full amount  ☐ None [If "None" is checked, the rest of § 4.5 need not be completed or reproduced]  The allowed priority claims listed below are based on a domestic support obligation that has been assigned to a governmental unit and will be paid less than the full amount of the claim under 11 U.S.C. § 1322(a)(4).  Name of creditor  Amount of claim to be paid (if applicable)   Estimated total amount of payments  \$\$  \$\$  \$\$  \$				 \$		\$
None       [If "None" is checked, the rest of § 4.5 need not be completed or reproduced]         The allowed priority claims listed below are based on a domestic support obligation that has been assigned to a governmental unit and will be paid less than the full amount of the claim under 11 U.S.C. § 1322(a)(4).         Name of creditor       Amount of claim to be paid       Interest rate (if applicable)       Estimated total amount of payments         \$						,
\$ \$ \$		Name of creditor				
		Name of Creditor				amount of
		Name of Creditor		be paid		amount of
art 5: Treatment of Nonpriority Unsecured Claims				be paid \$		amount of payments
,				be paid \$		amount of payments
		5: Treatment of Nonpriority Unsecu		be paid \$		amount of payments
	1 1	5: Treatment of Nonpriority Unsecu	ault	be paid  \$  \$		amount of payments
None [If "None" is checked, the rest of § 5.1 need not be completed or reproduced]  The debtor(s) will maintain the contractual installment payments and cure any default in payments on the unsecured claims listed below on which last payment is due after the final plan payment. The allowed claim for the arrearage amount will be paid under the plan.	.1 l [	Treatment of Nonpriority Unsecut  Maintenance of payments and cure of any defa  None [If "None" is checked, the rest of § 5.1  The debtor(s) will maintain the contractual installa	ault need not be completed or reprodunent payments and cure any defau	sced]	(if applicable)	amount of payments  \$ \$
None [If "None" is checked, the rest of § 5.1 need not be completed or reproduced]  The debtor(s) will maintain the contractual installment payments and cure any default in payments on the unsecured claims listed below on which	.1 l [	Treatment of Nonpriority Unsecut  Maintenance of payments and cure of any defa  None [If "None" is checked, the rest of § 5.1  The debtor(s) will maintain the contractual installmast payment is due after the final plan payment.	ault need not be completed or reprodu nent payments and cure any defau he allowed claim for the arrearage Curre	sced] ced] cet in payments on the amount will be paid	e unsecured claims list under the plan.	sted below on which  Estimated total payments by
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■ None       [If "None" is checked, the rest of § 5.1 need not be completed or reproduced]         The debtor(s) will maintain the contractual installment payments and cure any default in payments on the unsecured claims listed below on which last payment is due after the final plan payment. The allowed claim for the arrearage amount will be paid under the plan.         Name of creditor       Current installment payment       Amount of arrearage to be paid payments by trustee         \$       \$       \$	.1 l [	Treatment of Nonpriority Unsecutive  Maintenance of payments and cure of any default of the second o	need not be completed or reproduction nent payments and cure any defaution for the arrearage curre payments.  Suppose the completed or reproduction in the payments and cure any defaution for the arrearage current payments.  Disb	sced]  still in payments on the examount will be paid ent installment ent to the control of	e unsecured claims list under the plan.  Amount of arrearage to be paid	sted below on which  Estimated total payments by trustee
None [If "None" is checked, the rest of § 5.1 need not be completed or reproduced]         The debtor(s) will maintain the contractual installment payments and cure any default in payments on the unsecured claims listed below on which last payment is due after the final plan payment. The allowed claim for the arrearage amount will be paid under the plan.         Name of creditor       Current installment payment       Amount of arrearage to be paid       Estimated total payments by trustee         □ Disbursed by:       □ Trustee       □ Debtor(s)	5.1 <b>I</b>	Treatment of Nonpriority Unsecutive  Maintenance of payments and cure of any default of the second o	need not be completed or reprodunent payments and cure any defauthe allowed claim for the arrearage Curre paymes \$	sced]  still in payments on the eamount will be paid ent installment ent to the company of	e unsecured claims list under the plan.  Amount of arrearage o be paid	sted below on which  Estimated total payments by trustee  \$
None [If "None" is checked, the rest of § 5.1 need not be completed or reproduced]         The debtor(s) will maintain the contractual installment payments and cure any default in payments on the unsecured claims listed below on which last payment is due after the final plan payment. The allowed claim for the arrearage amount will be paid under the plan.         Name of creditor       Current installment payment       Amount of arrearage to be paid to be paid.         □ Disbursed by:       □ Disbursed by:         □ Trustee       □ Debtor(s)	5.1 <b>I</b>	Treatment of Nonpriority Unsecut Maintenance of payments and cure of any defa None [If "None" is checked, the rest of § 5.1 The debtor(s) will maintain the contractual installmast payment is due after the final plan payment. The Name of creditor	need not be completed or reproduct nent payments and cure any defauting the allowed claim for the arrearage Curre paymes \$ Disb	s ced]  slt in payments on the amount will be paid ent installment ent t	e unsecured claims list under the plan.  Amount of arrearage o be paid	sted below on which  Estimated total payments by trustee  \$

■ None [If "None" is	s checked the rest of 8.5.2				
-	_	need not be completed or reproduction need not be completed or reproduction needs are separately classified and	-	MC.	
	ared allowed claims listed i	· · ·			
Name of creditor		Basis for separate classification and treatment	Amount of claim to be paid	Interest rate (if applicable)	Estimated total amount of payments
			\$		\$
			\$		\$
					·
Nonpriority unsecure	ed claims				
Allowed nonpriority un	secured claims that are no	t separately classified will be paid,	pro rata, up to the full a	amount of the clair	ns, as follows:
Check all that apply:					
☐ the sum of \$	, unless a greater	amount is required under another of	checked option;		
□% of the	total amount of these clair	ms;			
☐ the funds remaining	ng after disbursements hav	ve been made to all other creditors	provided for in this plan	1.	
		er chapter 7 nonpriority unsecured ons will not be less than this amount.		oproximately \$	·
rayments on allowed t	lonpriority unsecured claim	is will flot be less than this amount.			
Interest					
Interest					
laterest are all access con-				Na a a la 4la a a a a a l'a a la	In hand.
	secured claims, other than	separately classified nonpriority un	secured claims, will (C	heck the applicab	le box):
not be paid.					
not be paid.		separately classified nonpriority un			le box): 
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not be paid.  be paid at an annu		% under 11 U.S.C. § 1325			
not be paid.  be paid at an annu	ual percentage rate of _	% under 11 U.S.C. § 1325			
not be paid. be paid at an annument 6: Executory C	ual percentage rate of  contracts and Unexpirences  cts and unexpired leases	% under 11 U.S.C. § 1325  red Leases  are rejected, except those listed	(a)(4), and is estimated	d to total \$	
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not be paid. be paid at an annual be paid at an annual be paid at an annual be paid.  Executory C  All executory contract provided for below on the low on the low on the low on the final column includes.	cts and unexpired leases r under another specified less only payments disburs	w under 11 U.S.C. § 1325  red Leases  are rejected, except those listed diprovision of the plan.  of § 6.1 need not be completed or reduced by the trustee rather than by the tion  Treatment  (Refer to other plan)	below, which are asserted debtor.  Current installment payment  \$	sumed and will be Amount of arrearage to be paid	Estimated total payments by trustee

7.1	The	e trustee will make payments in the estimated amou	unts shown on Exhibit B, in the following order:			
	a.	Trustee's fees				
	b.	Monthly payments on secured claims				
	C.					
	-				<del></del>	
	n.					
Pa	rt 8:	Vesting of Property of the Estate				
8.1	Pro	operty of the estate shall revest in the debtor(s) upo	on			
		neck the applicable box:				
		Plan confirmation				
		Closing of case				
		Other:				
Und <b>ap</b>	der E	Bankruptcy Rule 3015(c), nonstandard provisions are reble box in Part 1 of this plan is checked.	equired to be set forth below. <b>These plan provisions will be</b>	e effecti	ive only if the	
The		•	attorney) certifies that all provisions of this plan are iden n Provisions.	ntical to	the Official Fo	rm 113,
Del	otors	<b>x</b>		Date		
(Sig	n if n	ot represented by an attorney)	Signature of debtor		MM / DD / YYY	Υ
		×		Date		
			Signature of debtor		MM / DD / YYYY	
r .	.4	<b>X</b>		5 .		
Del	JUI	s' Attorney	Signature of debtor's attorney	Date <sub>.</sub>	MM / DD / YYY	Y

Part 7:

**Order of Distribution of Trustee Payments** 

## Exhibit A

### **Calculation of lien avoidance**

**A.1** The judicial lien or nonpossessory, nonpurchase-money security interest provided for in Section 3.4 is avoided to the extent listed below: Do not complete if the plan involves no lien avoidance; if more than one lien is to be avoided, provide the information for each lien.

Name of creditor	Collateral	Judgment lien information (such as judgment date, date of lien recording, book and page number)	Calculation of lien avoidance	
			a. Amount of lien	\$
			b. Amount of all other liens	\$
			c. Value of claimed exemptions	\$
			d. Total: Lines a + b + c = line d	\$
			e. Value of debtor's interest in property	\$
			f. Subtract line e from line d	\$
			Extent of exemption impairment (Check applicable box):	
			Line f is equal to or greater than line a. The entire lien is avoided.	
			Line f is less than line a. A portion of the lien is avoided.	
			Amount of lien not avoided Subtract line f from line a	\$

# Exhibit B

#### **Estimated amounts of trustee payments**

B.1 The trustee will make the following estimated payments on allowed claims in the order set for	. forth in Section 7.	1
---	-----------------------	---

a.	Current installment and arrearage payments on secured claims (Part 3, Section 3.1 total):	\$
b.	Allowed secured claims (Part 3, Section 3.2 total):	\$
C.	Secured claims not subject to 11 U.S.C. § 506 (Part 3, Section 3.3 total):	\$
d.	Judicial liens or security interests not avoided (Part 3, Section 3.4 total):	\$
e.	Administrative and other priority claims (Part 4 total):	\$
f.	Current installment payments and arrearage payments on unsecured debts (Part 5, Section 5.1 total):	\$
g.	Separately classified unsecured claims (Part 5, Section 5.2 total):	\$
h.	Nonpriority unsecured claims (Part 5, Section 5.3 total):	\$
i.	Interest on allowed unsecured claims (Part 5, Section 5.4 total):	\$
j.	Arrearage payments on executory contracts and unexpired leases (Part 6, Section 6.1 total):	\$
Tota	al of lines a through j	\$

Official Form 113-Exhibits Chapter 13 Plan Exhibits page 1

#### **COMMITTEE NOTE**

Official Form 113 is new and is the required plan form in all chapter 13 cases. See Bankruptcy Rule 3015. Alterations to the text of the form or the order of its provisions, except as indicated on the form itself, are prohibited. See Bankruptcy Rule 9009. As the form explains, spaces for responses may be expanded or collapsed as appropriate, and sections that are inapplicable do not need to be reproduced.

Part 1. This part is intended to highlight some provisions of the plan for the benefit of interested parties and the court. For that reason, if the plan includes one or more of the provisions listed in this part, the appropriate boxes must be checked. For example, if Part 9 of the plan proposes a provision not included in, or contrary to, the Official Form, then that nonstandard provision will be ineffective if the appropriate check box is not selected.

Part 2. This part states the proposed periodic plan payments, plan length, the estimated total plan payments, and sources of funding for the plan. Section 2.1 allows the debtor or debtors to propose periodic payments in other than monthly intervals. For example, if the debtor receives a paycheck every week and wishes to make plan payments accordingly, that should be indicated in § 2.1. Section 2.2 provides for the manner in which the debtor will make payments. The debtor may also make payments through a designated third party, such as an electronic funds transfer program.

Part 3. This part provides for the treatment of secured claims.

Section 3.1 provides for the treatment of claims under Code §1322(b)(5) (maintaining current payments and curing any arrearage). For the claim of a secured creditor listed in § 3.1, an estimated arrearage amount should be given. A contrary arrearage amount listed on the creditor's proof of claim, unless contested by objection or motion, will control over the amount given in the plan.

In § 3.2, the plan may propose to determine under Code § 506(a) the value of a secured claim for which a proof of claim has been filed. For example, the plan could seek to reduce the secured portion of a creditor's claim to the value of the collateral securing it. For the secured claim of a nongovernmental creditor, that determination would be binding upon confirmation of the plan. For the secured claim of a governmental unit, however, a contrary valuation listed on the creditor's proof of claim, unless contested by objection or motion, would control over the valuation given in the plan. See Bankruptcy Rule 3012. Although § 3.2 applies to secured claims for which a proof of claim has been filed in accordance with Bankruptcy Rule 3002, that rule contemplates that a debtor, the trustee, or another entity may file a proof of claim if the creditor does not do so in a timely manner. See Bankruptcy Rules 3004 and 3005. Section 3.2 will not be effective unless the appropriate check box in Part 1 is selected.

Section 3.3 deals with secured claims that may not be bifurcated into secured and unsecured portions under Code § 506(a), but it allows for an interest rate other than the contract rate to be applied to payments on such a claim.

In § 3.4, the plan may propose to avoid certain judicial liens or security interests encumbering exempt property in accordance with Code § 522(f). A separate exhibit shows the calculation of the amount of the judicial lien or

security interest that is avoided. A plan proposing avoidance in § 3.4 must be served in the manner provided by Bankruptcy Rule 7004 for service of a summons and complaint. See Bankruptcy Rule 4003. Section 3.4 will not be effective unless the appropriate check box in Part 1 is selected.

Section 3.5 provides for elections to surrender collateral and consent to termination of the stay under § 362(a) and § 1301 with respect to the collateral surrendered. Termination will be effective upon confirmation of the plan.

- Part 4. This part provides for the treatment of claims entitled to priority status. In § 4.4, the plan calls for an estimated amount of each such claim. A contrary amount listed on the creditor's proof of claim, unless changed by court order in response to an objection or motion, will control over the amount given in the plan.
- Part 5. This part provides for the treatment of unsecured claims that are not entitled to priority status. In § 5.3, the plan may propose to pay nonpriority unsecured claims in accordance with several options. One or more options may be selected. For example, the plan could propose simply to pay unsecured creditors any funds remaining after disbursements to other creditors, or also provide that a defined percentage of the total amount of unsecured claims will be paid.
- Part 6. This part provides for executory contracts and unexpired leases. An executory contract or unexpired lease is rejected unless it is listed in this part.
- Part 7. This part provides an order of distribution of payments under the plan. Other than the trustee's fees and monthly payments to secured creditors, the order of distribution is left to be completed by the debtor in keeping with the requirements of the Code. A separate exhibit lists the estimated amounts of these distributions.
- Part 8. This part defines when property of the estate will revest in the debtor or debtors. One choice must be selected—upon plan confirmation, upon closing the case, or upon some other specified event. This plan provision is subject to a contrary court order under Code § 1327(b).
- Part 9. This part gives the debtor or debtors the opportunity to propose provisions that are not otherwise in, or are contrary to, the Official Form. All such nonstandard provisions must be set forth in this part and nowhere else in the plan. This part will not be effective unless the appropriate check box in Part 1 is selected. See Bankruptcy Rule 3015.
- Part 10. The plan must be signed by the attorney for the debtor or debtors, unless the debtor or debtors are not represented by an attorney, in which case the plan must be signed by the debtor or debtors. The signature in this part is a certification to the court that the plan's provisions are identical to the Official Form, except for any nonstandard provisions contained in Part 9.