

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

In Re: _____)
 _____)
 Debtor(s).)

CASE NO. _____-TBB-13

TRUSTEE'S CASE SUMMARY
FOR CONFIRMATION HEARING

COMES NOW D. Sims Crawford, Chapter 13 Standing Trustee ("Trustee"), and offers the following Case Summary in preparation for the Court's confirmation hearing. This Summary is based upon information provided by the Debtor(s) and his or her Counsel:

I. Case Status				
Questions	Yes	No	NA	Comments
1. Does the Trustee recommend confirmation of the plan proposed by the Debtor? Date filed: _____ Docket No. _____ Administrative Orders 09-05 and 06-02.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
2. Did the Trustee convene and conclude a § 341 meeting of creditors for this case? Fed. R. Bankr. Proc. 2003.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	# of settings:
3. If the Trustee filed a motion to dismiss this case, has it been adjudicated or withdrawn? 11 U.S.C. § 1307(c).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
II. Tax Returns				
Questions	Yes	No	NA	Comments
4. According to testimony provided by the Debtor during the § 341 meeting of creditors, if tax returns were required has the Debtor filed all tax returns with the appropriate tax authorities for the taxable periods ending during the 4-year period leading up to the filing of the Chapter 13 petition? § 1308(a).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
5. If filing was required by the taxing authority, has the Debtor or Debtor's Counsel provided the Trustee with a copy of the federal income tax return, transcript, or extension for the most recent tax year? § 521(e)(2)(A)(i) and FRBP 4002(b)(3).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
6. If this Chapter 13 case is a joint petition and the Debtors filed separate tax returns with the IRS, has the Trustee received copies of both Debtors' returns? § 521(e)(2)(A)(i), FRBP 4002(b)(3) and 1015(b).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

Questions	Yes	No	NA	Comments
7. If the Debtor provided a copy of the federal income tax return to the Trustee and the return indicated a tax refund, (a) is the refund amount included as income on Schedule I, and Form B22C if applicable; or (b) does the plan propose for the Debtor to pay tax refunds to the Trustee while this case is pending? § 521(e)(2)(A)(i), § 1325(b) and FRBP 4002(b)(3).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Amount of Refund:
8. If the Debtor provided a copy of the federal income tax return to the Trustee and Schedule A of the return indicated itemized deductions, did the Debtor provide testimony about the deductions during the § 341 meeting of creditors? § 521(e)(2)(A)(i) and FRBP 4002(b)(3).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	Amount of Gross Deductions:
9. If the Debtor provided a copy of the federal income tax return to the Trustee and the return indicated a "Head of Household" exemption, did the Debtor provide testimony about the exemption during the § 341 meeting of creditors? § 521(e)(2)(A)(i) and FRBP 4002(b)(3).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
10. If the Debtor provided a copy of the federal income tax return to the Trustee, is the gross income listed on the return the same or similar to the annualized gross income disclosed on Schedule I of the petition, and Line 11 of Form B22C if applicable? § 521(e)(2)(A)(i) and FRBP 4002(b)(3).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
11. If the Debtor provided a copy of the federal income tax return to the Trustee, is the gross income listed on the return the same or similar to the gross income listed on the Statement of Financial Affairs? § 521(e)(2)(A)(i) and FRBP 4002(b)(3).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
III. Schedules				
Questions	Yes	No	NA	Comments
12. According to the schedules, is the Debtor applying all of his or her projected disposable income to be received during the applicable commitment period to make payments under the plan? § 1325(b).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
13. If the petition reflects that the Debtor is married, are the spouse's income and expenses disclosed on Schedules I and J, and Form B22C if applicable? § 1325(b).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
14. If the Debtor listed medical expenses in addition to medical insurance expenses on Schedules I and J, and Form B22C if applicable, did the Debtor provide testimony about the medical expenses during the § 341 meeting of creditors? § 1325(b).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
15. If Schedule J lists a rent or mortgage expense of \$0.00 or some other nominal amount, did the Debtor provide testimony about the amount of this expense during the § 341 meeting of creditors? § 1325(b)(2).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

IV. Chapter 13 Plan				
Questions	Yes	No	NA	Comments
16. If the Debtor proposed to pay adequate protection payments through the Trustee's office, have the necessary claims been filed with the Clerk, or has Debtor's Counsel submitted the proposed Adequate Protection Order to the Court? Administrative Order 09-02.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
17. If the Debtor proposed to pay adequate protection payments directly to the creditor(s), has the Debtor provided evidence to the Trustee that these adequate protection payments have been made? § 1326(a)(1).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
18. Does the plan propose to begin fixed (periodic) payments at confirmation? § 1325(a)(5)(B)(iii).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
19. Did the Debtor provide testimony during the § 341 meeting of creditors that he or she has made all direct post-petition mortgage payments that are due, and will also make any direct mortgage payments that become due before the confirmation hearing? § 1322(b)(5).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
20. Did the Debtor provide testimony during the § 341 meeting of creditors that he or she has made all direct post-petition lease payments that are due (such as vehicle, apartment or building leases), and will also make any direct lease payments that become due before the confirmation hearing? § 365(g)(1) and (p)(3).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
V. Secured Debts				
Questions	Yes	No	NA	Comments
21. Did the Debtor provide testimony during the § 341 meeting of creditors that he or she has disclosed all automobile and motorcycle ownership interests in the schedules? § 521(a)(1)(B)(i).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
22. Did the Debtor provide testimony during the § 341 meeting of creditors that he or she has disclosed all secured debts in the schedules and has provided for their payment in the plan (such as houses, cars, motorcycles, ATV's, boats or furniture)? § 521(a)(1)(B)(i) and Administrative Order 06-02.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

VI. Other				
Questions	Yes	No	NA	Comments
23. If the Debtor owes a Domestic Support Obligation (DSO), did the Debtor provide testimony during the § 341 meeting of creditors that he or she is current on all post-petition DSO payments that are due? § 1325(a)(8).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
24. If the Debtor owes a student loan and has proposed in the plan a direct payment, a continuing payment, or a payment deferral for the student loan, has the Debtor provided documents to the Trustee evidencing the correct amount of the payments or the length of the deferral approved by the creditor? § 523(a)(8).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
25. If the Debtor is presently self-employed, operates a business, and incurs trade credit in the production of income, did the Debtor provide testimony or documents during the § 341 meeting of creditors regarding his or her business? § 1304(a).	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
26. If the Debtor is presently self-employed, operates a business, and incurs trade credit in the production of income, have the appropriate schedules been filed with the Bankruptcy Clerk? § 1304(a), Official Form 6. Schedules I and J, Official Form 7. Statement of Financial Affairs.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
27. Is the current case the only Chapter 13 case filed by the Debtor in this Division within the past year? Official Form 1. Voluntary Petition.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	

WHEREFORE, the Trustee provides this Case Summary in preparation for the Court's confirmation hearing.

Date: _____

D. Sims Crawford
Chapter 13 Standing Trustee

By: _____
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(205) 323-4631