

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF LOUISIANA
ALEXANDRIA DIVISION**

IN RE: CHAPTER 13 CLOSING PROCEDURES IN THE ALEXANDRIA DIVISION

ORDER

Whereas the Bankruptcy Abuse and Consumer Protection Act of 2005 has changed the procedures required for the closing of Chapter 13 cases; and this Court seeking to comply therewith, developed the following forms and procedures with the Chapter 13 Trustee and Alexandria Division Bankruptcy Bar;

IT IS ORDERED that the following forms (4 pages), regarding Chapter 13 closing procedures and Notice thereof shall be and are hereby **ADOPTED** for all Chapter 13 cases filed on or after October 17, 2005.

THUS DONE AND SIGNED, October 23, 2007, in Chambers, Alexandria, Louisiana.

A handwritten signature in black ink, appearing to read "Henley A. Hunter", written over a horizontal line.

JUDGE HENLEY A. HUNTER

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF LOUISIANA
ALEXANDRIA DIVISION

IN RE: DEBTOR(S)

CASE NO. xx-8xxxx

**NOTICE OF PLAN COMPLETION, FILING OF FINAL ACCOUNT
AND NOTICE OF PROPOSED CLOSING OF THE CASE WITHOUT A DISCHARGE
DUE TO DEBTOR(S) INELIGIBILITY FOR A CHAPTER 13 DISCHARGE**

NOTICE IS HEREBY GIVEN that the debtor(s) appear to have completed the payments due to the Trustee under the confirmed plan. The Chapter 13 Trustee believes the estate has been fully administered and has, therefore, filed a final account (a copy of which is available for examination at the Office of the Clerk of the United States Bankruptcy Court) and is prepared to close this case pursuant to 11 U.S.C. 350(a), U.S.C. 1302(b)(1) and Federal Rule of Bankruptcy Procedure 5009. The record in this case reflects that a **NOTICE OF INELIGIBILITY FOR A CHAPTER 13 DISCHARGE HAS BEEN FILED**. Accordingly,

FURTHER NOTICE IS HEREBY GIVEN that the Trustee's Final Account SHALL be approved and the Trustee discharged and this case closed as set forth above, UNLESS written objection is filed with the Clerk of the Bankruptcy Court, 300 Jackson Street, Alexandria, Louisiana 71301, and notice thereof given to the Trustee, the Debtor(s) and the Debtor(s) Counsel. TO BE CONSIDERED, any such objection MUST be filed with the Clerk and notice as set forth herein within twenty-five (25) days of the date the Chapter 13 Trustee certifies he mailed this Notice (see Certificate of Mailing below for date). If any objection is timely filed and noticed, the objecting party will be notified by the Trustee of the date, time and place of the hearing on the objection to the Final Accounting.

WILLIE BANKS, JR.
CHAPTER 13 TRUSTEE
P.O. Box 1991
ALEXANDRIA, LA 71309-1991

CERTIFICATE OF MAILING

I hereby certify that a copy of this Notice was mailed on the _____, 20xx, to the Debtor(s), Debtor(s) Attorney, all creditors per the mailing matrix, and all parties requesting notice.

/s/ _____
Office of the Chapter 13 Trustee

**UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF LOUISIANA
ALEXANDRIA DIVISION**

IN RE: DEBTOR(S)

CASE NO. xx-8xxxx

**NOTICE OF PLAN COMPLETION, FILING OF FINAL ACCOUNT
AND NOTICE OF PROCEDURES REGARDING
THE DISCHARGE ORDER AND CASE CLOSING**

NOTICE IS HEREBY GIVEN that the debtor(s) appear to have completed the payments due under their confirmed plan. The Chapter 13 Trustee believes the estate has been fully administered and has, therefore, filed a final account (a copy of which is available for examination at the Office of the Clerk of Court of the United States Bankruptcy Court) and is prepared to close the case pursuant to 11 U.S.C. §350(a), 11 U.S.C. §1302(b) and Federal Rule of Bankruptcy Procedure 5009.

In accordance with the procedures set forth herein, the Trustee's Final Account Shall be approved and the trustee discharged; UNLESS written objection to the Trustee's Final Accounting is filed thereto with the Clerk of the Bankruptcy Court, 300 Jackson Street, Alexandria, Louisiana, and Notice given to the Trustee, the debtor(s) and debtor(s) counsel. To be considered, any such objection to the Final Accounting MUST be filed within twenty-five days of the date the Chapter 13 Trustee certifies he mailed this NOTICE (see CERTIFICATE OF MAILING below for date). If any objection is timely filed and noticed, the objecting party will be notified by the trustee of the date, time and place of the hearing on the objection to the Final Accounting.

FURTHER NOTICE IS HEREBY GIVEN that **DEBTOR(S)** must file under penalty of perjury the **DEBTOR'S MOTION & NOTICE THEREOF FOR ENTRY OF DISCHARGE AND CERTIFICATION** (hereafter Debtor(s) Motion and Notice) in the form attached hereto, which must be signed, filed, and served on all creditors and parties in interest included on the court's mailing matrix within 60 days of the date the Chapter 13 Trustee certifies he mailed this NOTICE (see CERTIFICATE OF MAILING below for date). FAILURE OF THE DEBTOR TO COMPLY WILL RESULT IN THE CLOSING OF THIS CASE WITHOUT THE ENTRY OF A DISCHARGE. IF THE DEBTORS THEREAFTER DESIRE A DISCHARGE THE CASE WILL HAVE TO BE REOPENED AND DEBTOR(S) MUST PAY THE FULL FEE DUE FOR THE FILING OF THE MOTION TO REOPEN.

WILLIE BANKS, JR.
CHAPTER 13 TRUSTEE
P.O. BOX 1991
ALEXANDRIA, LA 71309

CERTIFICATE OF MAILING

I hereby certify that a copy of this Notice was mailed on _____, 20xx, to the Debtor(s), Debtor(s) Attorney, all creditors per the mailing matrix, and all parties requesting notice.

/s/ _____
Office of the Chapter 13 Trustee

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF LOUISIANA
ALEXANDRIA DIVISION

IN RE: DEBTOR(S)

CASE NO. xx-8xxxx

DEBTOR(S) CERTIFICATION OF PLAN COMPLETION AND REQUEST FOR AND NOTICE OF ENTRY OF DISCHARGE OR REQUEST FOR AND NOTICE OF DISCHARGE HEARING

____ Debtor hereby certifies under penalty of perjury that the following is true and correct, and based on this certification, **REQUESTS A DISCHARGE BE GRANTED** pursuant to 11 U.S.C. §1328(a), and **HEREBY NOTICES SAME**:

I. All plan payments have been completed and the debtor(s) is/are otherwise entitled to a discharge under 11 U.S.C. §1328(a).

II. Debtor has paid, or does not have any liability for domestic support obligations due on or before the date this certificate is signed, including any pre-petition amounts to the extent provided for by the plan to

Payee:
Address:

III. Debtor has successfully completed an approved instruction course concerning personal financial management described in 11 U.S.C. §111.

IV. The provisions of 11 U.S.C. §522(q) are not applicable to this case, pursuant to 11 U.S.C. §1328(h). There are no proceedings pending against the debtor of the kind described in 11 U.S.C. §522(a)(1)(A) or §522(q)(1)(B), pursuant to §1328(h).

V. The debtor is not ineligible to receive a discharge in this case by reason of obtaining a prior discharge in accordance with §1328(f)(1) or (2).

FURTHER NOTICE IS HEREBY GIVEN that unless written **Objection to Chapter 13 Discharge** opposing the request for entry of same herein is filed with the offices of the Clerk of the Bankruptcy Court, 300 Jackson Street, Alexandria, Louisiana 71301, and notice thereof given to the Chapter 13 Trustee, the Debtor(s) and Debtor(s) Counsel within 25 days of the date of service of this motion by Debtor(s) Counsel (or if Debtor(s) are proceeding *pro se*, by the Chapter 13 Trustee), the Court may enter an Order of Discharge pursuant to 11 U.S.C. §1328 and the case will be closed. If any objection is timely filed, the Court will schedule a hearing on the objection.

-OR-

____ A discharge hearing is required because debtor(s) cannot attest affirmatively to the above certifications, and the Court is hereby requested to schedule a hearing on Chapter 13 Discharge.

Debtor's signature Date

Co-debtor's signature Date

CERTIFICATE OF SERVICE

I hereby certify that a copy of this Motion and Notice was mailed this ____ day of _____, 20xx, to the Chapter 13 Trustee, all creditors and parties of interest as shown on the Court's mailing matrix.

Counsel for the Debtor(s)

State Bar No.

Address

Phone Number

[Notice: If the debtor(s) are pro se, the debtor(s) shall file the Motion and Notice in the form set forth herein and Notice shall be given by the Chapter 13 Trustee.]

UNITED STATES BANKRUPTCY COURT
Western District of Louisiana

IN RE: DEBTOR(S)

CASE NO. xx-8xxxx

NOTICE TO CREDITORS AND OTHER PARTIES IN INTEREST

Notice is given that: The Debtor(s) having filed a **CERTIFICATION OF PLAN COMPLETION AND REQUEST FOR AND NOTICE OF ENTRY OF DISCHARGE OR REQUEST FOR AND NOTICE OF DISCHARGE HEARING** and thereon indicating that a discharge hearing is required because debtor(s) cannot attest affirmatively to the certifications required for the entry of a Chapter 13 discharge, the Court has scheduled a **Hearing on Chapter 13 Discharge** for: [DATE AND TIME], Alexandria, Louisiana, 300 Jackson Street, 2nd Floor Courtroom.

J. Barry Dunford
Clerk of the Bankruptcy Court

Date of Issuance BY: _____