

**UNITED STATES BANKRUPTCY COURT
OFFICE OF THE CLERK
DISTRICT OF MARYLAND**

Mark D. Sammons
Clerk

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8308 U.S. Courthouse
101 W. Lombard Street
Baltimore, Maryland 21201
(410) 962-2688

March 14, 2003

MEMORANDUM

To: All Bankruptcy Attorneys

From: Mark D. Sammons

Re: New uniform Chapter 13 Plan for the District of Maryland

I am pleased to announce that after lengthy discussions and many revisions, the District of Maryland now has a uniform Chapter 13 plan. This plan was the product of numerous meetings over the past year between the Judges, the four standing Chapter 13 trustees, the United States Trustee, and the Clerk. Additionally, this plan has been reviewed and endorsed by members of the consumer bar.

The purpose of a uniform plan is to expedite the confirmation process in Chapter 13 cases. With a standard form and consistent breakdown of information applicable to a debtor's financial plan, the trustees will more readily be able to assess the viability of the plan. The uniform plan will guide attorneys in gathering necessary financial information pertinent to the plan prior to filing.

The use of this uniform plan is strongly encouraged. It will be included in the upcoming revisions to our Local Bankruptcy Rules. Copies of this form are available from the Court's public areas and may be downloaded from our web page as well as that of the Bankruptcy Bar Association.

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MARYLAND**

Division

In Re:

*

*

Case No. _____

*

Chapter 13

*

Debtor

*

CHAPTER 13 PLAN

___ Original Plan ___ Amended Plan ___ Modified Plan

The Debtor proposes the following Chapter 13 plan and makes the following declarations:

1. The future earnings or other income of the Debtor are submitted to the supervision and control of the Trustee, and Debtor will pay as follows:
 - a. \$_____ per month for a term of _____ months. OR
 - b. \$_____ per month for _____ month(s),
\$_____ per month for _____ month(s),
\$_____ per month for _____ month(s), for a
total term of _____ months. OR
 - c. \$_____ per month prior to confirmation of this plan, and \$_____ per month
after confirmation of this plan, for a total term of _____ months.
2. From the payments received, the Trustee will make the disbursements described below:
 - a. Trustee commissions.
 - b. Administrative claims under 11 U.S.C. §507(a)(1), including attorney's fee balance of
\$_____ (unless allowed for a different amount upon prior or subsequent objection).
 - c. Other priority claims defined by 11 U.S.C. §507(a)(2)-(9). The Debtor anticipates the following
priority claims:
 - d. Concurrent with payments on non-administrative priority claims, the Trustee will pay secured
creditors as follows:
 - i. Pre-petition arrears on the following claims will be paid under the plan while the Debtor
maintains post-petition payments directly (designate the amount of anticipated arrears):
 - ii. The following secured claims will be paid in full, as allowed, at the designated interest rates:
 - iii. The following secured claims will be satisfied through surrender of the collateral securing

the claims (describe the collateral) and any allowed claims for deficiencies will be paid pro rata with general unsecured creditors; upon confirmation of the plan, the automatic stay is lifted, if not modified earlier, as to the collateral of the listed creditors:

- iv. The following secured claims are not affected by this plan and will be paid outside of the plan directly by the Debtor:

 - v. If any secured claim not described in the previous paragraphs is filed and not disallowed, that claim shall be paid or otherwise dealt with outside the plan directly by the Debtor, and it will not be discharged upon completion of the plan.

 - e. After payment of priority and secured claims, the balance of funds will be paid pro rata on allowed general, unsecured claims. (If there is more than one class of unsecured claims, describe each class.)
3. The amount of each claim to be paid under the plan will be established by the creditor's proof of claim or superseding Court order. The Debtor anticipates filing the following motion(s) to value a claim or avoid a lien. (Indicate the asserted value of the secured claim for any motion to value collateral.):
4. Secured Creditors will retain their liens.
5. The following executory contracts are assumed (or rejected, so indicate):
6. Title to property shall revert in the Debtor when the Debtor is granted a discharge pursuant to 11 U.S.C. §1328.

Date

Debtor

Attorney for Debtor

Joint Debtor