

United States Bankruptcy Court

_____ District Of _____

In re

Case No. _____

Debtor*

Chapter _____

Social Security No.:

Employer's Tax ID No. [if any]:

NOTICE OF NEED TO FILE PROOF OF CLAIM DUE TO RECOVERY OF ASSETS

NOTICE IS GIVEN THAT:

The initial notice in this case instructed creditors that it was not necessary to file a proof of claim. Since that notice was sent, assets have been recovered by the trustee.

Creditors who wish to share in any distribution of funds must file a proof of claim with the clerk of the bankruptcy court at the address below on or before

Date:

Creditors who do not file a proof of claim on or before this date will not share in any distribution from the debtor's estate.

The proof of claim form is attached to this notice. It may be filed by regular mail. If you wish to receive proof of its receipt by the bankruptcy court, enclose a photocopy of the proof of claim together with a stamped, self-addressed envelope.

There is no fee for filing the proof of claim.

Any creditor who has filed a proof of claim already need not file another proof of claim.

Address of the Bankruptcy Court

Clerk of the Bankruptcy Court

By: _____

Deputy Clerk

**Set forth all names, including trade names, used by the debtor within the last 6 years. (Fed. R. Bankr. P. 1005). For joint debtors set forth both security numbers.*

**NOTICE OF NEED TO FILE PROOF OF CLAIM
DUE TO RECOVERY OF ASSETS**

Fed. R. Bankr. P. 2002(f) specifies that notice of the time fixed for filing claims is to be given by the clerk, unless the court directs otherwise.

In chapter 7 no asset cases, Rule 2002(e) permits the clerk to advise creditors not to file claims unless assets are discovered.

Rule 3002(c)(5) provides that, when assets are subsequently discovered, the clerk shall notify creditors that proofs of claims are to be filed within 90 days after the mailing of the notice.

Form B 204 is designed for the clerk to use in the discharge of this responsibility. A proof of claim form should be attached. The Proof of Claim (Official Form 10) is discussed in Part I of this Manual.

The clerk is to fill in the date claims are due, which is 90 days after the notice is mailed. Pursuant to Bankruptcy Rule 9006, if day 90 is a Saturday, Sunday, or legal holiday, the deadline for filing claims is extended to the next business day.