

## PLAN FORMS FOR THE TEXAS BANKRUPTCY COURTS

Eastern District - A plan form is not available at this time.

Northern District - The most recent plan form became effective on 7/1/17. No further revisions are anticipated at this time. The plan form is attached.

Southern District - The draft of the plan form is attached. The plan form is still out for public comment.

Western District - The draft of the plan form is attached. This plan form has not been adopted by court order yet. Also attached is the unsigned "Consolidated Standing Order for the Adoption of a District Form Chapter 13 Plan."

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
\_\_\_\_\_ DIVISION

In re: \_\_\_\_\_  
\_\_\_\_\_

Debtor(s)

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\*  
\*  
\*  
\*

Case No.: \_\_\_\_\_

Date: \_\_\_\_\_

Chapter 13

Last 4 # SSN or TIN: \_\_\_\_\_

**DEBTOR'S (S') CHAPTER 13 PLAN  
(CONTAINING A MOTION FOR VALUATION)**

**DISCLOSURES**

\_\_ This *Plan* does not contain any *Nonstandard Provisions*.

\_\_ This *Plan* contains *Nonstandard Provisions* listed in Section III.

\_\_ This *Plan* does not limit the amount of a secured claim based on a valuation of the *Collateral* for the claim.

\_\_ This *Plan* does limit the amount of a secured claim based on a valuation of the *Collateral* for the claim.

This *Plan* does not avoid a security interest or lien.

Language in italicized type in this *Plan* shall be as defined in the "General Order 2017-01, Standing Order Concerning Chapter 13 Cases" and as it may be superseded or amended ("General Order"). All provisions of the General Order shall apply to this *Plan* as if fully set out herein.

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Plan Payment: \_\_\_\_\_

Plan Term: \_\_\_\_\_

Plan Base: \_\_\_\_\_

Applicable Commitment Period: \_\_\_\_\_

Value of Non-exempt property per § 1325(a)(4) : \_\_\_\_\_

Monthly Disposable Income per § 1325(b)(2): \_\_\_\_\_

Monthly Disposable Income x ACP ("UCP"): \_\_\_\_\_

## MOTION FOR VALUATION

Pursuant to Bankruptcy Rule 3012, for purposes of 11 U.S.C. § 506(a) and § 1325(a)(5) and for purposes of determination of the amounts to be distributed to holders of secured claims who do not accept the *Plan*, *Debtor(s)* hereby move(s) the Court to value the *Collateral* described in Section I, Part E.(1) and Part F of the *Plan* at the lesser of the value set forth therein or any value claimed on the proof of claim. Any objection to valuation shall be filed at least seven (7) days prior to the date of the *Trustee's* pre-hearing conference regarding Confirmation or shall be deemed waived.

### SECTION I DEBTOR'S(S') CHAPTER 13 PLAN - SPECIFIC PROVISIONS FORM REVISED 7/1/17

#### A. PLAN PAYMENTS:

*Debtor(s)* propose(s) to pay to the *Trustee* the sum of:

\$\_\_\_\_\_ per month, months \_\_\_\_ to \_\_\_\_.

For a total of \$\_\_\_\_\_ (estimated "*Base Amount*").

First payment is due \_\_\_\_\_.

The applicable commitment period ("ACP") is \_\_\_\_ months.

Monthly Disposable Income ("DI") calculated by *Debtor(s)* per §1325(b)(2) is: \$ \_\_\_\_\_.

The Unsecured Creditors' Pool ("UCP"), which is DI x ACP, as estimated by the *Debtor(s)*, shall be no less than: \$ \_\_\_\_\_.

*Debtor's(s')* equity in non-exempt property, as estimated by *Debtor(s)* per §1325(a)(4), shall be no less than: \$ \_\_\_\_\_.

#### B. STATUTORY, ADMINISTRATIVE AND DSO CLAIMS:

1. CLERK'S FILING FEE: Total filing fees paid through the *Plan*, if any, are \$\_\_\_\_\_ and shall be paid in full prior to disbursements to any other creditor.

2. STATUTORY TRUSTEE'S PERCENTAGE FEE(S) AND NOTICING FEES: *Trustee's Percentage Fee(s)* and any noticing fees shall be paid first out of each receipt as provided in General Order 2017-01 (as it may be superseded or amended) and 28 U.S.C. § 586(e)(1) and (2).

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## Title search: Chapter 13 Trustee Panel: Plan Forms for the Texas Bankruptcy Courts

Also available as part of the eCourse

[Chapter 13 Trustee Perspectives, Student Loans, and Cash Collateral](#)

First appeared as part of the conference materials for the  
13<sup>th</sup> Annual Consumer Bankruptcy Practice session  
"Chapter 13 Trustee Panel"