

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
ALL DIVISIONS**

IN RE:

**IMPLEMENTATION OF FED. R.
BANKR. P. 3015 AND 3015.1**

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GENERAL ORDER 2017-9

GENERAL ORDER 2017-09

This Order is issued to assist in the implementation of FED. R. BANKR. P. 3015 and 3015.1. The Court has learned that the major software providers have not completed a required software update that will allow practitioners' use of this District's Uniform Modification of Confirmed Plan and Motion for Valuation of Collateral. To assist in the orderly implementation of the Federal Rules of Bankruptcy Procedure as modified effective December 1, 2017, the Court orders:

1. If a debtor files a "Debtor(s) Interim Uniform Modification of Confirmed Plan and Motion for Valuation of Collateral Pursuant to General Order 2017-09" in the form attached to this Order as Exhibit "A", the debtor will be deemed to have filed a proposed modification.
2. If a debtor files a document in accordance with paragraph 1 of this Order, the deadline for filing and serving a properly completed Uniform Modification of Confirmed Plan and Motion for Valuation of Collateral is extended through January 16, 2018.
3. Nothing in this order prevents a debtor from manually completing and filing the Uniform Modification of Confirmed Plan and Motion for Valuation of Collateral using the current form posted on the Court's website.
4. This order terminates on January 14, 2018.
5. The debtor is responsible for service.
6. A copy of Exhibit "A" in Microsoft Word format will be placed on the Court's website.

SIGNED: December 8, 2017.



**DAVID R. JONES
CHIEF UNITED STATES BANKRUPTCY JUDGE**

EXHIBIT A

4. **Estimated Payments.** The Debtor(s) have estimated the monthly payments due under the proposed modification that will be filed. The estimate is based on the calculation reflected in this table. The estimates in the calculation are made in good faith:

Line #	Description	Amount	Totals
1	Increases in amount of arrearages cured under plan	\$0.00	
2	Increase in amount of priority claims paid through trustee	\$0.00	
3	Increase in any other secured claim to be paid through the trustee (exclusive of monthly ongoing mortgage payments)	\$0.00	
4	Post-petition arrearages to trustee	\$0.00	
5	Subtotal (line 1 plus line 2 plus line 3 plus line 4)		\$0.00
6	Total future payments under confirmed plan on property that will be surrendered.	\$0.00	
7	Total future payments under confirmed plan on property that will be transferred or sold	\$0.00	
8	Subtotal (line 6 plus line 7)		\$0.00
9	Remaining months of payments under proposed modification	0	
10	Subtotal (line 5 minus line 8, divided by line 9)		\$0.00
11	Estimated interest adjustment factor (line 10 multiplied by 0.5%)	\$0.00	
12	Increase (decrease) in amount of monthly ongoing home mortgage payments paid through trustee	\$0.00	
13	Subtotal (line 10 plus line 11 plus line 12)		\$0.00
14	Posted Chapter 13 Trustee Fee percentage	0.00%	
15	Increase (decrease) in chapter 13 trustee fees (line 13 multiplied by line 14)	\$0.00	
16	Annual increase (decrease) in reserves established under paragraph 23 of plan	\$0.00	
17	Monthly change in reserves (line 16 divided by 12 months)	\$0.00	
18	Monthly change in chapter 13 trustee fees based on reserve change (line 17 multiplied by line 14)	\$0.00	
19	Monthly change in emergency savings deposits	\$0.00	
20	Monthly payments under confirmed plan (if payments are variable, additional lines should be added to reflect the variable payments)	\$0.00	
21	Forecast monthly payments under modified plan (line 13 plus line 15 plus line 17 plus line 18 plus line 19 plus line 20)		\$0.00

5. **Adjustments.** The amount shown in line 21 of the table should be adjusted by a monthly increase (decrease) of \$_____. The reason for this adjustment is _____

6. **Schedules I and J.** Attached to this proposed modification are revised schedules I and J to reflect the Debtor(s)' current income and expenses.

7. **New Payment Order.** Contemporaneously with the filing of this proposed modification, the Debtor(s) have filed a proposed wage order or electronic payment order reflecting the forecast payment in line 21 of the table, as adjusted by paragraph 5.

Submitted by

Debtor Signature

Joint Debtor Signature

**[Name, address, email and phone of Debtor(s) or
of Debtor(s)' attorney]**