

FILED
David E. Welch

SEP 13 2004

Clerk, U.S. Bankruptcy Court
Western District of NC//ASW

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA

In Re:)
)
PROCEDURES IN AID OF)
THE ADMINISTRATION OF)
CHAPTER 13 PLANS)
CONFIRMATION)

ADMINISTRATIVE ORDER
INCREASING ADMINISTRATIVE
CLAIM BY TRUSTEE IN CASES
DISMISSED PRIOR TO
CONFIRMATION

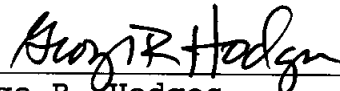
JUDGMENT ENTERED ON SEP 13 2004

The court entered an Administrative Order Authorizing Administrative Claim by Trustee in Cases Dismissed Prior to Confirmation on August 30, 1991 (the "Administrative Order"). The Administrative Order allowed the trustee an administrative claim of one hundred dollars (\$100.00) in any Chapter 13 case dismissed prior to confirmation. The fee represented the actual costs to the trustee for the set-up and processing of the case.


Because the costs to the trustee for the set-up and processing of a Chapter 13 case has increased since August 30, 1991, to two hundred dollars (\$200.00), IT IS HEREBY ORDERED that, in any Chapter 13 case dismissed prior to confirmation, the trustee shall be allowed an administrative claim of two hundred dollars (\$200.00). The trustee is authorized to recover, pursuant to 11 U.S.C. § 1326(a)(2), the amount of said claim from any plan payments made by the debtor and being held in anticipation of confirmation by the trustee, the attorney for the debtor, or any other party, PROVIDED; however, that in any such case where the trustee has incurred actual costs in excess of the presumptively reasonable amount of two hundred dollars (\$200.00), he may, by

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separate application pursuant to Section 503(a) of the Bankruptcy Code, seek reimbursement of such additional expenses as well.



George R. Hodges
Chief United States Bankruptcy Judge



J. Craig Whitley
United States Bankruptcy Judge