

FILED
U. S. BANKRUPTCY COURT
WESTERN DISTRICT OF NC

10630 1991

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA

J. BARON GROSHON
BY: W.B.
Deputy Clerk

In re:

PROCEDURES IN AID OF
THE ADMINISTRATION OF
CHAPTER 13 PLANS

)
)
) ADMINISTRATIVE ORDER
) ESTABLISHING PROCEDURE FOR
) THE ALLOWANCE OF CLAIMS
) AND SETTING OF PERCENTAGE
) DIVIDEND IN ALL CASES

Upon consideration of this matter and the Court concluding that a procedure should be established herein for the allowance of claims to be paid pursuant to confirmed Chapter 13 plans, and for the designation of a minimum percentage dividend that must be paid to the general unsecured creditors in any such case,

Based upon the foregoing, IT IS HEREBY ORDERED that following expiration of claims bar date as set forth in Federal Rule of Bankruptcy Procedure 3002, the trustee shall file with the Court and serve upon all parties a motion for allowance of claims determination which shall include a report of all claims filed in the case and the trustee's proposed treatment of such claims under the plan. The motion shall also set forth the minimum percentage dividend that the trustee believes should be paid to the general unsecured creditors through the plan and request approval of the same. The motion shall be accompanied by a notice to all parties which shall provide that any party objecting to the proposed treatment of any claim and/or the proposed minimum percentage dividend as reported therein must file a written response and request for hearing with the Clerk within the appropriate time period as prescribed by the Federal Rules of Bankruptcy Procedure. If no written responses are filed as set forth therein, the trustee's motion shall be granted pursuant to the authority of this administrative order.

Dated this the 23rd day of August, 1991.

W. B. Groshon
Bankruptcy Judge

George R. Hodges
Bankruptcy Judge