

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NORTH CAROLINA



In re)
)
PROCEDURES IN AID OF) **ADMINISTRATIVE ORDER**
THE ADMINISTRATION OF) **ESTABLISHING PROCEDURE FOR**
CHAPTER 13 PLANS) **THE DISPOSITION OF**
) **UNIDENTIFIED DEBTOR PLAN**
) **PAYMENTS**

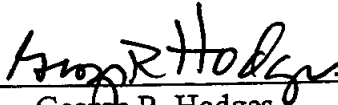
JUDGMENT ENTERED ON NOV 16 2001

The Court has considered this matter and it appears that from time to time the Chapter 13 trustees will receive cash, check or money order payments which are presumably intended to be credited to specific confirmed plans, but which do not bear information sufficient for the trustee to identify the particular Chapter 13 plans to which they should be applied. If the receipts remain unidentified after reasonable efforts to identify them have been unsuccessful, the Court concludes that a procedure should be established whereby such unidentified receipts can be used to defray the administrative costs of the trusteeship operations pending their subsequent identification and credit to the proper plans.

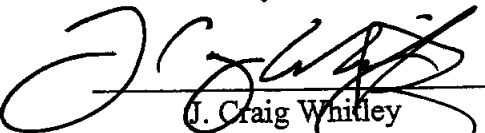
Based upon the foregoing, **IT IS HEREBY ORDERED** as follows:

1. Upon receipt of an unidentified payment the trustee shall negotiate and deposit the payment into an account satisfactory for the purpose of holding such escrowed funds.
2. While holding the deposited funds in escrow, the trustee shall make all such efforts as he determines to be reasonable and necessary to identify the source of the payment.
3. If the payment remains unidentified after reasonable investigation, the trustee shall transfer the deposited funds from escrow to his administrative operating account. The funds may thereafter be used as miscellaneous income to defray the costs of the trusteeship operation.
4. If the payment is subsequently identified, the trustee shall cause sufficient expense funds to be transferred from his administrative account for the purpose of crediting the amount of the unidentified payment to the appropriate Chapter 13 plan account.
5. The trustee shall keep sufficiently detailed financial records to document the receipt and subsequent transfers of any and all such unidentified plan payments.

Dated _____.



George R. Hodges
Bankruptcy Judge



J. Craig Whitley
Bankruptcy Judge

Marvin R. Wooten
Bankruptcy Judge