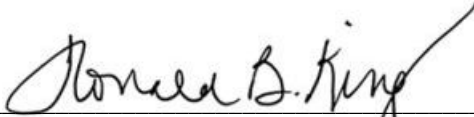


SIGNED this 03rd day of April, 2007.




RONALD B. KING
Chief United States Bankruptcy Judge


LEIF M. CLARK
United States Bankruptcy Judge


FRANK R. MONROE
United States Bankruptcy Judge

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

In re: §
§
§
CASE CLOSING PROCEDURES §
IN CHAPTER 13 CASES UNDER §
BAPCPA §
§

**STANDING ORDER ADOPTING PROCEDURES FOR CLOSING COMPLETED
CASES IN CHAPTER 13 IN THE AUSTIN DIVISION**

In cases filed after October 16, 2005, there are new disclosure requirements for debtors seeking a Chapter 13 discharge. Pursuant to the changes made by BAPCPA, this Standing Order establishes standards for debtor certifications to obtain a discharge.

1. Upon payment by the debtor of the final plan payment to the Chapter 13 Trustee, the Chapter 13 Trustee will file with the court a *Chapter 13 Trustee's Report of Completion of Plan Payments*. The Trustee will serve copies of the *Chapter 13 Trustee's Report of Completion of Plan Payments* on the debtor and the debtor's attorney.
2. Unless the debtor is not entitled to a discharge, the filing of the *Chapter 13 Trustee's Report of Completion of Plan Payments* will constitute notice that each debtor must file under penalty of perjury the *Debtor's Motion for Entry of Discharge and Certification Regarding Plan Completion*, hereafter referred to as the "Motion," and attached hereto. The Motion must be signed, filed, and served on all creditors and parties in interest included on the court's mailing matrix within 60 days of the file date of the

Chapter 13 Trustee's Report of Completion of Plan Payments. Interim Bankruptcy Rule 2002(f)(11). Failure to file the Motion timely could result in the closing of the case without a discharge.

3. The Motion will include verifications by the debtor regarding satisfaction of plan requirements, entitlement to a discharge, and the status of Domestic Support Obligations. The Motion will also verify that the debtor is not disqualified by the provisions of 11 U.S.C. § 1328(h) from receiving a discharge.

4. Unless an objection is filed in a timely manner, and provided the debtor is otherwise entitled, the court will enter a discharge. Entry of the discharge without objection constitutes a finding that 11 U.S.C. § 1328(h) has been satisfied by the debtor. If the provisions of 11 U.S.C. § 522(q) are applicable to the debtor, notice of the Motion shall be given in accordance with Interim Bankruptcy Rules 1007(b)(8) and 4004(c)(3).

5. In the event the debtor seeks a hardship discharge pursuant to 11 U.S.C. § 1328(b), the debtor's motion for hardship discharge shall include certifications regarding the status of Domestic Support Obligations and that the debtor is not disqualified by the provisions of 11 U.S.C. § 1328(h) from receiving a discharge. Notice shall be given as set forth in paragraph 4 above. The Trustee will not file the *Chapter 13 Trustee's Report of Completion of Plan Payments.*

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**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

IN RE:	§	
[DEBTOR 1],	§	CASE NO. [00-00000]
[DEBTOR 2],	§	
	§	
DEBTOR[S]	§	CHAPTER 13

**DEBTOR'S MOTION FOR ENTRY OF DISCHARGE ORDER
AND CERTIFICATION REGARDING PLAN COMPLETION,**

THIS PLEADING REQUESTS RELIEF THAT MAY BE ADVERSE TO YOUR INTERESTS.

IF NO TIMELY RESPONSE IS FILED WITHIN TWENTY (20) DAYS FROM THE DATE OF SERVICE, THE RELIEF REQUESTED HEREIN MAY BE GRANTED WITHOUT A HEARING HELD.

A TIMELY RESPONSE IS NECESSARY FOR A HEARING TO BE HELD.

Comes now the Debtor(s) in the above-captioned and numbered case, by and through Counsel of Record, and hereby make(s) the following certifications regarding the completion of the Chapter 13 plan, and file(s) this *Motion for Entry of Discharge Order and Certification Regarding Plan Completion*, and in support thereof would show the Court as follows:

1. I/We have satisfied all plan requirements.
2. _____ I/We am/are not required to pay any domestic support obligation, as defined in 11 U.S.C. §101(14A).

OR

_____ I/We am/are required to pay a domestic support obligation, as defined in 11 U.S.C. §101(14A), and certify that all amounts payable under such obligation are paid as of this date, including amounts that were due before the petition was filed, to the extent provided for by the plan.

3. The provisions of 11 U.S.C. §522(q)(1) are not applicable to me/us.
4. There is not pending a proceeding in which I/we may be found guilty of a felony of the kind described in 11 U.S.C. §522(q)(1)(A) or liable for a debt of the kind described in 11 U.S.C §522(q)(1)(B).

5. I/we have completed a post-petition instructional course concerning personal financial management as described in 11 U.S.C. §111, pursuant to 11 U.S.C §1328(g)(1) and have completed and filed Official Form 23 in accordance with Interim Bankruptcy Rule 1007(b)(7).

6. I/we am/are entitled to a discharge under 11 U.S.C. §1328.

I/we declare under penalty of perjury under the laws of the United States of America that the information provided in this certification and motion is true and correct and hereby move the Court to enter a discharge in this case.

Executed on this, the ____ day of _____, 200_.

Debtor

Debtor

Respectfully submitted,

/S/ Counsel for Debtors

Counsel for Debtors

State Bar No.

Address

Phone Number