

ATTORNEY FOR DEBTOR

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

IN RE:	*	
	*	CHAPTER 13
	*	CASE NO:
	*	
	*	JUDGE:
	*	HEARING DATE:
	*	HEARING TIME:

A/K/A 1:	A/K/A 2:
D/B/A 1:	D/B/A 2:

**NOTICE OF HEARING, PRE-HEARING CONFERENCE  
AND ATTACHED MODIFICATION OF PLAN AFTER CONFIRMATION**

**NOTICE OF HEARING**

On the \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, which is at least twenty-one (21) days from the date of service hereof, at \_\_:\_\_ \_\_.M. a **HEARING** on the above and foregoing "Modification of Plan After Confirmation" will be held before the Bankruptcy Judge, in room \_\_\_\_\_, U.S. Courthouse, \_\_\_\_\_ Street, \_\_\_\_\_, Texas. Creditors are not required to attend unless they have objections to the Modification.

**NOTICE OF PRE-HEARING CONFERENCE**

A **PRE-HEARING CONFERENCE** will be held by the Trustee on \_\_/\_\_/\_\_\_\_ at \_\_:\_\_\_\_ \_\_.M. at the following location \_\_\_\_\_ . Hearings on Motions to Modify Plans with objections not resolved at the **PRE-HEARING CONFERENCE** will be heard by the Court at the scheduled Hearing time.

**NOTICE** is hereby given that pursuant to 11 U.S.C. 1329 the attached "Modification of Plan" dated \_\_\_\_\_, **will be heard** by the Court as the Debtor's Modified Chapter 13 Plan unless a party in interest files a written "Objection to the Modification" at least (7) days prior to the date of the pre-hearing conference, and the Debtor has made any subsequent payments required under the Modified Plan. An **"Objection to Modification"** shall be made in writing to the following: United States Bankruptcy Court, Clerks's Office, \_\_\_\_\_, with copies sent to Katherine L. Davis, Chapter 13 Trustee, 1407 Buddy Holly Ave, Lubbock, Texas, 79401 and Debtor(s) Attorney at the above address.

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

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IN RE: \*  
\* CHAPTER 13  
\* CASE NO:  
\* HEARING DATE:  
\* HEARING TIME:

DEBTOR(S)

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**MODIFICATION OF CHAPTER 13 PLAN AFTER CONFIRMATION**

**DATE:\_\_\_\_\_**

**DISCLOSURES**

**This *Plan Modification* does not contain any nonstandard provision(s).**

**This *Plan Modification* does contain nonstandard provision(s).**

Pursuant to 11 U.S.C. 1329, the Debtor(s) (per the undersigned attorney) or the Standing Chapter 13 Trustee, requests the following Modification of Debtor(s) Confirmed Plan herein:

**HISTORY OF THE CASE**

1. Date Case Filed:\_\_\_\_\_
  2. Date of Section 341 Meeting:\_\_\_\_\_
  3. First Payment Date:\_\_\_\_\_
  4. Date of Confirmation:\_\_\_\_\_
  5. Total Plan Term Prior to this Modification:\_\_\_\_\_
  6. Number of Months from First Payment Date through month prior to estimated month of Modification Approval:\_\_\_\_\_
  7. Remaining Plan Term (subtract item 6 from item 5):\_\_\_\_\_
  8. Amount of Arrears through last month:\$\_\_\_\_\_
  9. Total Payments **Paid** to the Trustee through last month:\$\_\_\_\_\_
  10. List Dates of any Prior Orders Modifying:\_\_\_\_\_
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**II.**  
**MODIFICATION REQUESTED**  
 (check 1 or more of the following 4 choices)

- \_\_\_\_\_ Plan payments remain at \$ \_\_\_\_\_ per month.  
 \_\_\_\_\_ **INCREASE/DECREASE** monthly payment from \$ \_\_\_\_\_ per month to \$ \_\_\_\_\_ per month  
 \_\_\_\_\_ Extend/Shorten months from \_\_\_\_\_ months to \_\_\_\_\_ months  
 \_\_\_\_\_ Add balloon payment of \$ \_\_\_\_\_ in \_\_\_\_\_ month (indicate how the balloon payment will be made) \_\_\_\_\_  
 \_\_\_\_\_ Cure Arrears of \$ \_\_\_\_\_ through \_\_\_\_\_ (month & year that case will be brought current through)

**III.**  
**RESUMPTION OF PAYMENTS TO THE TRUSTEE**  
 (all information below must be complete)

Payments to the Trustee in the amount of \$ \_\_\_\_\_ will resume on or before \_\_\_\_\_ (date payment starts) for \_\_\_\_\_ months remaining in the Modified Plan.

Base amount remains the same in the amount of \$ \_\_\_\_\_. (Only use if not making any changes to debtor payments)

Base amount will change from \$ \_\_\_\_\_ to \$ \_\_\_\_\_

**If the base amount has changed complete the following:**

<b>Total Paid in as of the last month:</b>	\$ _____
<b>(+) Any payments made between this month &amp; the month payments resume above (if any):</b>	\$ _____
<b>(+) Plus Total Payments to be made through the Remainder of the plan (payment above multiplied by remaining months):</b>	\$ _____
<b>(=)New Base Amount</b>	\$ _____

**IV.**  
**TREATMENT OF UNSECURED CREDITORS**

Unsecured creditors are not guaranteed a dividend when a plan is confirmed. See general order 2021-05. Allowed general unsecured claims may receive a pro-rata share of the unsecured creditors' pool, but not less than the section 1325(a)(4) amount of non-exempt property less allowed administrative and priority claims, after the TRCC becomes final. A proof of claim must be timely filed to be allowed.

\_\_\_\_\_ The confirmed unsecured creditor pool is \$\_\_\_\_\_.

\_\_\_\_\_ The payout to unsecured creditors is expected to be equal to or in excess of the confirmed unsecured creditor pool.

\_\_\_\_\_ The payout to unsecured creditors is expected to be less than the confirmed unsecured creditor pool.

\_\_\_\_\_ The projected payout to general unsecured creditors remains \_\_\_\_\_%.

\_\_\_\_\_ The projected payout to general unsecured creditors changes from \_\_\_\_\_% to \_\_\_\_\_%.

**V.**  
**SECURED, PRIORITY OR SPECIAL CLASS TREATMENT**

**ADD/SURRENDER/CHANGE** the following Secured, Priority or Special Class Unsecured Creditor(s):

**CODE; A = ADD; S = SURRENDER; CT =CHANGE TO**

Code	Name	Class	Amount	Collateral	Value	Monthly Pmt Surrender	
						Int.	Direct
_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____

**or**

\_\_\_\_\_ Check here if no changes are to be made to creditors

**Note: Changes to any creditors above shall not be effective until the Modification is Approved.**

**VI.**  
**ATTORNEY'S FEES**

\_\_\_\_\_ Debtor's attorney shall be allowed an additional fee for this Modification in the total amount of \$ \_\_\_\_\_, of which \$ \_\_\_\_\_ will be paid through the Plan by the Trustee.

**or**

\_\_\_\_\_ Check here if no additional attorney fee has been added for this Modification of Plan after Confirmation.

**VII.**  
**REASON FOR MODIFICATION**  
Provide a reason for any delinquency.

This Modification is requested for the following reason(s):

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**VIII.**  
**BUDGET INFORMATION**

To support feasibility choose the following that apply.

- \_\_\_ The debtor(s) shall file Amended Schedules I & J with the Court.
- \_\_\_ The debtor(s) shall file Amended Schedule I with the Court only.
- \_\_\_ The debtor(s) shall file Amended Schedule J with the Court only.
- \_\_\_ Schedules I and/or J currently on file with the Court shall be used.

**IX.**  
**NONSTANDARD PROVISIONS**

**The following nonstandard provisions, if any, constitute terms of this *Plan*. Any nonstandard provision placed elsewhere in the *Plan* is void.**

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**I, the undersigned, hereby certify that the Plan Modification contains no nonstandard provisions other than those set out in this final paragraph.**

Dated: \_\_\_\_\_

Respectfully submitted,

\_\_\_\_\_  
DEBTOR ATTORNEY

**CERTIFICATE OF SERVICE**

I certify that a true copy of the above and foregoing Modification of Plan After Confirmation, Notice of Hearing and Pre-Hearing Conference has been served by me on this \_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, on all parties on the attached matrix, by United States First Class Mail, proper postage affixed.

\_\_\_\_\_  
DEBTOR ATTORNEY