

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF FLORIDA**  
[www.flsb.uscourts.gov](http://www.flsb.uscourts.gov)

In re:

Case No.  
Chapter 13

\_\_\_\_\_  
Debtor \_\_\_\_\_/

**ANY INTERESTED PARTY WHO FAILS TO FILE AND  
SERVE AN OBJECTION TO THIS MOTION WITHIN 21 DAYS  
AFTER SERVICE OF THIS MOTION SHALL, PURSUANT TO  
THE STUDENT LOAN PROGRAM PROCEDURES  
ADOPTED BY THIS COURT, BE DEEMED TO HAVE  
CONSENTED TO THE ENTRY OF AN ORDER IN THE FORM  
ATTACHED TO THIS MOTION.**

**DEBTOR'S MOTION TO SEPARATELY CLASSIFY FEDERAL STUDENT LOAN  
AND INCOME DRIVEN REPAYMENT PLAN**

The Debtor files this Motion to Separately Classify Federal Student Loan and Income Driven Repayment Plan ("Motion to Separately Classify IDR Plan") and, in support, states as follows:

1. The Debtor is an individual who has filed for bankruptcy relief under, or converted to, Chapter 13 on \_\_\_\_\_.
2. The Debtor's last filed Chapter 13 plan (ECF #\_\_\_\_) seeks to separately classify the Debtor's IDR payments which are listed on Schedule F of the Debtor's Schedules or have been described in Proofs of Claim filed in this Chapter 13 case.
3. The proposed separate classification does not discriminate unfairly against any other general unsecured creditors as required by 11 U.S.C §1322(b)(1).

4. The separate classification is proposed in good faith and is rational and necessary for the Debtor's rehabilitation.

**WHEREFORE**, the Debtor requests entry of an Order Granting Debtor's Motion to Separately Classify Federal Student Loan and Income Driven Repayment in the form attached as an exhibit to this Motion.

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the Debtor's Motion to Separately Classify Federal Student Loan and Income Repayment Plan was served by U.S. first class mail and by email, if required under Section IV of the Court's Student Loan Procedures or through CM/ECF on registered users, upon the parties listed below on \_\_\_\_\_, 20\_\_\_\_.

/s/ \_\_\_\_\_  
Attorney for Debtor

\_\_\_\_\_  
Address

\_\_\_\_\_  
Telephone

\_\_\_\_\_  
Fax

\_\_\_\_\_  
Florida Bar No. (if applicable)

\_\_\_\_\_  
Email

Copies to: [List all parties entitled to notice under the Court's Student Loan Program Procedures]