

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA

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In re:

Case No.
Chapter 11

Debtor.

**ORDER (I) SETTING HEARING ON CONFIRMATION OF SUBCHAPTER V PLAN;
(II) SETTING DEADLINE FOR FILING OBJECTIONS TO CONFIRMATION;
(III) SETTING DEADLINE TO FILE AND HEARING ON FEE APPLICATIONS;
(IV) SETTING DEADLINE TO FILE BALLOTS ACCEPTING OR REJECTING PLAN;
AND (V) DIRECTING DEBTOR TO SERVE NOTICE**

The above-referenced debtor ("Debtor") has filed a plan as required by 11 U.S.C. § 1189. The hearing on the confirmation of the plan (the "Confirmation Hearing") will be held on [month] [day], [year] at [time am/pm] at [courthouse location].

Pursuant to Local Rule 3020-1(A), any objections to the confirmation of the plan shall be filed with the Court on or before _____ (three business days prior to

the confirmation hearing), and a copy must be served on the Debtor, the subchapter V trustee, the United States Trustee, and all creditors and other parties in interest.

NOTICE IS GIVEN that this Court will consider dismissal of this case or conversion to a chapter 7 liquidation under 11 U.S.C. § 1112 upon the request of any interested party made at or before the Confirmation Hearing.

NOTICE IS GIVEN to all prospective applicants for compensation, including attorneys, accountants, the subchapter V trustee, and other professionals that pursuant to Local Rule 2016-1(C)(1) the deadline to file fee applications in this case is _____ (fourteen days prior to the Confirmation Hearing). Fee applications shall be filed with the Court and a copy shall be served on the subchapter V trustee, the United States Trustee, and all creditors and other parties in interest. Fee applications timely filed shall be considered at the Confirmation Hearing. Applicants should include an estimate of the fees and costs expected to be incurred from the date on which the fee application is filed through the Confirmation Hearing.

THE DEBTOR SHALL MAIL, AT LEAST 30 DAYS BEFORE THE CONFIRMATION HEARING, A COPY OF THIS ORDER, THE PLAN, AND A FORM OF BALLOT to every creditor, every equity security holder, the subchapter V trustee, the U.S. Trustee, and every other party in interest, pursuant to Interim Rule of Bankruptcy Procedure 3017.2 and Federal Rule of Bankruptcy Procedure 2002(b).

The deadline to file ballots accepting or rejecting the plan is _____ (seven days prior to the Confirmation Hearing) pursuant to Local Rule 3018-1(B).

Pursuant to Local Rule 3020-1(B), the Debtor shall file the Local Form "Certificate of Subchapter V Debtor on Acceptance of Plan, Report on Amount to be Deposited,

Certificate of Amount Deposited and Payment of Fees” and the Local Form “Confirmation Affidavit for Subchapter V Debtor” (the “Subchapter V Confirmation Affidavit”) at least three business days before the Confirmation Hearing. The Subchapter V Confirmation Affidavit shall set forth the facts upon which the Debtor relies to establish that each applicable requirement of 11 U.S.C. §1129(a) and § 1191 is satisfied. The individual executing the Subchapter V Confirmation Affidavit shall be present at the Confirmation Hearing.

If the Debtor is an individual, the Debtor shall also file the Local Form “Individual Debtor Certificate for Confirmation Regarding Payment of Domestic Support Obligations and Filing of Required Tax Returns” at least three business days before the Confirmation Hearing.

If the Debtor does not timely comply with any of the requirements of this Order, the Court may impose sanctions at the Confirmation Hearing, without further notice, including dismissal, conversion of the case to chapter 7, or the striking of the plan. The Court will also consider dismissal or conversion at the Confirmation Hearing at the request of any party or on the Court's own motion.

The Debtor is directed to serve a copy of this Order on the subchapter V trustee, the United States Trustee, all creditors and all other parties in interest, and to file a certificate of service as required by Local Rule 2002-1(F).

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Submitted by: