

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF ALABAMA

REVISED CHAPTER 13 § 341 AND CONFIRMATION PROCEDURES

1. § 341 Meetings of Creditors:

- a. Southern Division cases -- § 341 meetings of creditors will be held on Thursdays at 8:30 a.m.
- b. Northern Division cases -- § 341 meetings will be held at 8:00 a.m. on Selma docket day.
- c. The Debtor is required to appear for examination at the § 341 meeting of creditors.
- d. If the Debtor is unable to appear at the initial § 341 meeting of creditors, the Trustee will reset the § 341 hearing for the next available date.
- e. At the Trustee's discretion, the § 341 hearing will be considered concluded and the case will be set for hearing on confirmation of the Debtor's plan.

2. Confirmation Hearings:

- a. Southern Division cases -- Confirmation hearings will be held on Thursdays at 9:30 a.m.
- b. Northern Division cases -- Confirmation hearings will be held on the Selma docket day at 8:30 a.m.
- c. The Debtor is not required to appear at the scheduled confirmation hearing if there are no unresolved objections to confirmation.
- d. The Trustee may file a motion to dismiss and/or an objection to confirmation for one or more of the reasons listed below and for other specific reasons as appropriate:
 - i. Failure of the Debtor to appear for § 341 testimony.
 - ii. Filing deficiencies.
 - iii. Failure to make plan payments.

- iv. Feasibility.
 - v. Over the debt limit.
 - vi. Failure to propose a confirmable plan.
- e. The Trustee may recommend confirmation of the Debtor's plan if:
- i. The § 341 meeting of creditors has been held and concluded.
 - ii. All objections to confirmation have been resolved.
 - iii. All filing deficiencies have been cured.
 - iv. Plan payments are current.
 - v. The Debtor's plan has been proposed in good faith.
 - vi. All claim objections which impact the plan have been resolved.