IN THE UNITED STATES BANKRUPTCY COURT

FOR THE SOUTHERN DISTRICT OF ALABAMA

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| --- | --- | --- |
| IN RE:  Debtor(s). | )  )  )  )  ) | Case No. \_\_\_\_\_\_\_\_\_\_\_\_\_ |
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BALLOT FOR ACCEPTING OR REJECTING PLAN OF REORGANIZATION

Debtor filed a plan of reorganization dated [Date] (“the Plan”) in this case. The court has approved a disclosure statement with respect to the Plan (“the Disclosure Statement”). The Disclosure Statement provides information to assist you in deciding how to vote your ballot. If you do not have a Disclosure Statement, you may obtain a copy from [name, address, telephone number and email address of debtor’s attorney].

Court approval of the Disclosure Statement does not indicate approval of the Plan by the court.

You should review the Disclosure Statement and the Plan before you vote. You may wish to seek legal advice concerning the Plan and your classification and treatment under the Plan. Your claim or equity interest has been placed in a specific class under the Plan. If you hold claims or equity interests in more than one class, you will receive a ballot for each class in which you are entitled to vote.

If your ballot is not received by [name and address of debtor’s attorney] on or before [date], and such deadline is not extended, your vote will not count as either an acceptance or rejection of the Plan.

Acceptance or Rejection of the Plan

[If the voter is the holder of a secured, priority, or unsecured nonpriority claim]

The undersigned, the holder of a Class \_\_\_\_ claim against the Debtor in the unpaid amount of $\_\_\_\_\_\_\_\_\_\_\_.

[or, if the voter is the holder of an equity interest]

The undersigned, the holder of a Class \_\_\_\_ equity interest in the Debtor, consisting of \_\_\_\_\_ shares or other interests of [describe equity interest] in Debtor.

Check one box only

□ Accepts the Plan

□ Rejects the Plan

By signing this ballot, the undersigned certifies to the court and the debtor:

1. that as of the voting record date in the Plan, the undersigned is either: (a) the holder of the claim against the debtor set forth above that is being voted; or (b) an authorized signatory for an entity that is a holder of the claim against the debtor set forth above that is being voted;

1. that the undersigned has received a copy of the Plan, the Disclosure Statement, and this ballot and acknowledges that solicitation is being made pursuant to the terms and conditions set forth in such documents;
2. that the undersigned has cast the same vote with respect to all claims in the class indicated on this ballot; and
3. that no other ballots with respect to the claim identified above have been cast or, if any other ballots have been cast with respect to such claim, then any such ballots dated earlier are hereby revoked.

Dated:

Print or type name of creditor:

Signature: Title (if corporation or partnership) \_\_\_\_\_\_\_\_\_\_\_

Address:

Return this ballot to:

[Name and address of debtor’s attorney]