IN THE UNITED STATES BANKRUPTCY COURT

FOR THE SOUTHERN DISTRICT OF ALABAMA

|  |  |  |
| --- | --- | --- |
| IN RE:  Debtor(s). | )  )  )  )  ) | Case No. \_\_\_\_\_\_\_\_\_\_\_\_\_ |
|  |  |  |

ORDER APPROVING DISCLOSURE STATEMENT, SETTING CONFIRMATION HEARING, AND ESTABLISHING RELATED DEADLINES

The debtor(s) in this case filed a disclosure statement (doc. \_\_\_) on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ related to a plan (doc. \_\_\_) under chapter 11 of the Bankruptcy Code filed by debtor(s) on \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [if appropriate, as modified by a modification filed on \_\_\_\_\_\_\_\_\_\_\_\_\_] (“the Plan”). The court has determined after hearing on notice that the disclosure statement contains adequate information. The court thus orders and notice is hereby given that:

1. The disclosure statement referenced above is approved.
2. The hearing on confirmation of the Plan is scheduled for \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ at \_\_\_\_\_ a.m., Courtroom 2\_\_, 113 St. Joseph Street, Mobile, AL 36602.
3. Within 3 business days after the entry of this order, counsel for debtor(s) shall mail this order, the plan, the disclosure statement, and a ballot generally conforming to Official Form 314 to creditors, equity security holders, and other parties in interest as provided in Fed. R. Bankr. P. 3017(d). A certificate of service evidencing such service must be filed with the court within 1 business day of service of these documents.
4. All creditors and other parties in interest entitled to vote on the Plan shall transmit written notice of their acceptance or rejection of the plan to counsel for debtor(s) by \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [date 7 days before the scheduled confirmation hearing]. An equity security holder or creditor whose claim is based on a security must be the holder of record as of the date this order is entered in order to be eligible to accept or reject the Plan.
5. Any objections to confirmation of the Plan must be filed with the court by \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [date 7 days before the scheduled confirmation hearing].
6. Debtor(s) must file a summary of voting on the Plan with the court by \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [date 2 business days before the scheduled confirmation hearing].

The following rules and standards will apply to the voting procedure:

1. If a creditor submits more than one ballot for the same claim, the last ballot

submitted before the voting deadline will control.

1. A ballot that partially rejects and partially accepts the Plan or that votes both for and against the Plan will not be counted.
2. A signed ballot that does not vote for acceptance or rejection of the Plan will be treated as if voted for acceptance.

(d) Unsigned ballots will not be counted.

(e) The authority of the signatory of each ballot will be presumed.

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

U.S. BANKRUPTCY JUDGE