IN THE UNITED STATES BANKRUPTCY COURT

FOR THE SOUTHERN DISTRICT OF ALABAMA

IN RE: )

)

) Case No. \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

)

Debtor(s). )

ORDER SETTING CONFIRMATION HEARING AND RELATED DEADLINES (SUBCHAPTER V)

A plan under subchapter V of chapter 11 of the United States Bankruptcy Code having been filed by the above-captioned debtor(s) on \_\_\_\_\_\_\_\_\_\_\_\_ (“the Plan”), the court orders and notice is hereby given that:

1. The hearing on confirmation of the Plan is scheduled for \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ at \_\_\_\_\_ a.m., Courtroom 2\_\_, 113 St. Joseph Street, Mobile, AL 36602.
2. Within 3 days of the entry of this order, debtor(s) shall serve a copy of this order, the Plan, and a ballot form for voting on acceptances or rejection of the Plan generally conforming to Official Form 314 on all creditors, equity security holders, and other parties in interest, including the United States Bankruptcy Administrator for the Southern District of Alabama and the subchapter V trustee. A certificate of service evidencing such service must be filed with the court within 1 business day of service of these documents.
3. 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 of the security as of the date this order is entered in order to be eligible to accept or reject the plan.
4. Any objections to confirmation of the Plan must be filed with the court by \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [date 7 days before the scheduled confirmation hearing].
5. Debtor(s) must file a summary of voting on the Plan with the court by \_\_\_\_\_\_\_\_\_\_\_\_\_\_ [2 business days before the scheduled confirmation hearing].
6. The last day for a class of secured creditors to elect application of 11 U.S.C. § 1111(b)(2) is \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ [date 7 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.