

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF OHIO

IN RE:) ADMINISTRATIVE ORDER NO. 09-03
)
ADMINISTRATION OF) JUDGE RANDOLPH BAXTER
CHAPTER 13 CASES IN) JUDGE PAT E. MORGENSTERN-CLARREN
THE CLEVELAND COURT) JUDGE ARTHUR I. HARRIS

ORDER GOVERNING ADEQUATE PROTECTION PAYMENTS

This Standing Order is effective for all Chapter 13 cases filed on or after August 10, 2009.

- I. Pre-confirmation adequate protection payments governed by 11 U.S.C. § 1326(a)(1)(C) shall only be made directly by the debtor to the secured creditor if the debtor's plan so provides.
- II. The debtor shall make the pre-confirmation adequate protection payment as part of the total plan payment to the trustee, and the trustee shall pay the pre-confirmation adequate protection payment amount provided for by the plan to the creditor if a proper proof of claim has been filed.
- III. The Trustee may charge the standard administrative fee for effecting adequate protection payments and shall collect such fee at the time of making such payment.
- IV. Nothing in this Administrative Order shall relieve any party from complying with any obligation under the United States Bankruptcy Code, the Federal Rules of Bankruptcy Procedure, the Local Rules of the District and Bankruptcy Court for the Northern District of Ohio – Eastern Division (Cleveland), or any applicable Administrative or General Orders.
- V. These procedures may be varied in a particular case only by order of the Court entered after appropriate notice and an opportunity to be heard.

Dated this 11th day of May, 2009.

/s/ Judge Randolph Baxter
Judge Randolph Baxter

/s/ Judge Pat E. Morgenstern-Clarren
Judge Pat E. Morgenstern-Clarren

/s/ Judge Arthur I. Harris
Judge Arthur I. Harris