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US BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

IN RE: **ADMINISTRATIVE ORDER NO. 14-07**

DELEGATION OF AUTHORITY TO
SIGN AND ENTER CERTAIN ORDERS JUDGE ALAN M. KOSCHIK

In the interest of judicial economy and the prompt disposition of matters not subject to contest, the Clerk of the Bankruptcy Court, from and after August 7, 2014, through regularly appointed deputies, may prepare, sign, and enter orders as specified below for the governance of cases filed in the United States Bankruptcy Court, Northern District of Ohio, and assigned to the undersigned judge, without submission to a judge, unless otherwise directed by a judge of the United States Bankruptcy Court sitting at Akron, Ohio. Administrative Order 14-05, dated May 9, 2014, which previously governed the delegation of authority to sign and enter certain orders, is hereby superseded and replaced. The Court delegates authority to the Clerk to prepare, sign and enter orders, as follows:

1. Orders granting leave to pay filing fee in installments.

2. Orders extending time to file schedules and statement of financial affairs of individual debtors, provided, however, that such filings must be made by the close of the fourth working day prior to the date on which the meeting of creditors pursuant to 11 U.S.C. § 341 is scheduled.

3. Orders to appear and show cause why a case should not be dismissed for a debtor's failure to pay filing fee, to file documents required by 11 U.S.C. § 521 and Bankruptcy Rule 1007, or to file a plan within the time required by Bankruptcy Rule 3015.

4. The following orders, if submitted by the Office of the Chapter 13 Trustee and in substantially the same form as the approved forms attached thereto:

   a. Order relating to payments in Chapter 13, including, "Orders for Employer Deductions," "Orders for Debtor to Pay Trustee," "Orders Changing Payment to the Trustee," "Orders Changing Employer/Bank Deductions," and "Orders Stopping Employer Deduction."

   b. Orders confirming plans.

   c. "Orders of Dismissal for Failure to Comply with Agreed Entry Resolving Trustee's Motion to Dismiss" following the submission of an affidavit or notice to that effect by the Chapter 13 Trustee.

5. Initial Pretrial Orders for Adversary Proceeding.

6. Orders granting discharge in cases under Chapter 7 of the Bankruptcy Code.

7. Orders granting discharge in cases under Chapter 13 of the Bankruptcy Code.

8. Orders approving a Trustee's Final Report in cases under Chapter 13 of the Bankruptcy Code.

9. Orders for 2004 Exam by Chapter 7 or Chapter 13 Trustees where the date of the 2004 examination is at least ten days after the date of the order.

10. Agreed Orders re: Pre-Confirmation Adequate Protection Payments.

11. Agreed Orders re: Suspension of Plan Payments to a Date Certain.

12. Agreed orders resolving the Chapter 13 Trustee's Motion to Dismiss a debtor's case;

13. Orders granting the Chapter 13 Trustee's Motion to Dismiss a debtor's case that is either (a) unopposed with either (1) signature of the debtor's counsel attesting to no opposition; or (2) notice of no opposition filed by the debtor; or (b) unopposed and premised on debtor's failure to make plan payments when due;

14. Orders granting a debtor's Motion to Voluntarily Dismiss a Chapter 13 case;

15. Orders submitted by or approved by the Chapter 13 Trustee to release a debtor's employer wage order;

16. Agreed orders requiring a specific applicable commitment period in a Chapter 13 debtor's plan;

17. Agreed orders requiring a Chapter 13 debtor's plan to pay 100 percent dividend to unsecured creditors in order for the debtor to receive a discharge;

18. Agreed orders requiring a debtor to turnover future wage bonuses during the pendency of the debtor's Chapter 13 plan;

19. Orders approved by the Chapter 13 Trustee granting Motions to Modify a debtor's plan that either (a) do not adversely affect unsecured creditors; or (b) were served on all creditors and were not opposed;

20. Agreed orders approved by the Chapter 13 Trustee (and objecting third party, if applicable) resolving Motions to Modify a debtor's plan and any corresponding objection;

21. Orders granting a debtor's Motion to Pay the Chapter 13 Trustee Directly that have been approved by the Chapter 13 Trustee;

22. Orders granting a debtor's Motion for First Extension of Time to File Certificate of Completion of Personal Financial Management Course;

23. Orders granting a Chapter 7 debtor's First Motion for Extension of Time for Granting a Discharge;

24. Orders granting the Chapter 7 Trustee's First Motion for Extension of Time to File a Motion or Complaint Objecting to Discharge;

25. Orders granting the United States Trustee's First Motion for Extension of Time to File a Motion or Complaint Objecting to Discharge;

26. Orders granting Motion to Reopen a debtor's case for the purposes of Redacting Personal Identifiable Information;

27. Orders granting Motions to Redact Personal Identifiable Information;

28. Orders granting Petition(s) for Unclaimed Funds.

The Clerk's actions authorized by this order shall be accomplished by the affixing to such orders the following language:

ENTERED PURSUANT TO ADMINISTRATIVE ORDER NO. 14-07.

KEN HIRZ, CLERK OF BANKRUPTCY COURT

BY_____
Deputy Clerk

Any party adversely affected by an order so entered shall be entitled to reconsideration thereof by a judge of the United States Bankruptcy Court if, within ten days of service of notice of the entry of such order, such party files a written motion for reconsideration, which motion or memorandum attached shall state the grounds therefore. Such motions for reconsideration will ordinarily be considered by the Court upon the papers submitted.

Any party adversely affected by an order shall retain all rights of any nature relating to the impropriety of the order on the underlying motion.

IT IS SO ORDERED.

DATED: August 8, 2014

Alan M. Koschik
United States Bankruptcy Judge

THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO

IN RE:	)	CHAPTER 13
	)	CASE NO:
DEBTOR & JOINT DEBTOR NAME	)	
	)	MARILYN SHEA-STONUM
Debtor(s)	)	BANKRUPTCY JUDGE
	)	
	)	ORDER FOR EMPLOYER DEDUCTIONS
	)	UPON _____
		Last 4 digits of SSN: xxxx

The Debtor has filed a petition under Chapter 13 of the Bankruptcy Code and has submitted all future income to the jurisdiction of this Court in accordance with the statute:

IT IS, THEREFORE, ORDERED that until further order of this Court, the entity from whom the Debtor receives income:

Employer Name
Address
City, State, Zip
ATTN: PAYROLL

shall deduct from said income the sum of **payment amount**, beginning on the next pay day following receipt of this order and shall deduct a similar amount each pay period thereafter, including any period for which the Debtor receives a periodic or

CHAPTER 13
Keith Rucinski
Trustee
1 Cascade Plaza
Suite 2020
Akron, Oh 44308
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Fax
(330) 762-7072
Email
krucinski@ch13akron.com

lump sum payment as a result of vacation, termination or other benefits arising out of present or past employment, or from any other benefits payable to the Debtor and shall remit the deductible sum to:

OFFICE OF THE CHAPTER 13 TRUSTEE
KEITH RUCINSKI, TRUSTEE
P.O. BOX #73984-N
CLEVELAND, OH 44193-1194

****AND IDENTIFY WITH REMITTANCE THE NAME AND CASE NUMBER WHICH IN THE UPPER RIGHT CORNER TO ALLOW PROPER POSTING****

IT IS FURTHER ORDERED that, unless otherwise specifically authorized by this Court to do so, the EMPLOYER SHALL CEASE all future deductions for garnishment of for the repayment of credit union loans. Deductions for child support, alimony, and the repayment of retirement loans may continue.

IT IS FURTHER ORDERED that pursuant to 11 USC Section 503(a), any payroll fee/administrative cost shall not be taken without prior application to and approval by the Court

IT IS FURTHER ORDERED that the employer shall notify the Trustee if the Debtor's income is terminated and the reason thereof. Written correspondence must be faxed to the Trustee at:

330-762-7072

IT IS FURTHER ORDERED that this order supersedes any previous orders made to the employer in this case.

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Submitted by:

_____

Keith Rucinski, Chapter 13 Trustee
Ohio Reg. No. 0063137
One Cascade Plaza, Suite 2020
Akron, OH 44308
Phone: 330.762.6335
Fax: 330.762.7072
Email: krucinski@ch13akron.com

If you have any questions regarding this information please contact:
JoAnn Romig
Office of the Chapter 13 Trustee
330-762-6335 ext. 226
jromig@ch13akron.com

Note

Be sure to put case number and the name of your employee on remittance checks.

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Keith Rucinski
Trustee
1 Cascade Plaza
Suite 2020
Akron, Oh 44308
(330) 762-6335
Fax
(330) 762-7072
Email
krucinski@ch13akron.com

cc: Debtor & Joint Debtor Name
Address
City, State, Zip
(via Regular Mail)

Attorney (via ECF)

Keith Rucinski, Chapter 13 Trustee (via ECF)

Employer Name
Address
City, State, Zip
(via Regular Mail)

Office of the US Trustee (via ECF)

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Trustee
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(330) 762-7072
Email
krucinski@ch13akron.com

THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO

IN RE:	)	CHAPTER 13
	)	CASE NO:
DEBTOR & JOINT DEBTOR NAME	)	
	)	MARILYN SHEA-STONUM
Debtor(s)	)	BANKRUPTCY JUDGE
	)	
	)	ORDER FOR DEBTOR(S) TO PAY
	)	TRUSTEE

The above named Debtor(s) have filed a petition under Chapter 13 of the bankruptcy code thus submitted all future income to the jurisdiction of this Court in accordance with the statute:

IT IS, THEREFORE, ORDERED that the Debtor(s) named above shall pay the sum **payment amount & frequency**, and each succeeding period thereafter to:

OFFICE OF THE CHAPTER 13 TRUSTEE
KEITH RUCINSKI, TRUSTEE
P.O. BOX #73984-N
CLEVELAND, OH 44193-1194

****AND IDENTIFY WITH REMITTANCE THE NAME AND CASE NUMBER WHICH IN THE UPPER RIGHT CORNER TO ALLOW PROPER POSTING****

CHAPTER 13
Keith Rucinski
Trustee
1 Cascade Plaza
Suite 2020
Akron, Oh 44308
(330) 762-6335
Fax
(330) 762-7072
Email
krucinski@ch13akron.com

IT IS FURTHER ORDERED that all payments must be made by money orders, cashier's check, or certified check.

IT IS FURTHER ORDERED that the payments required herein are to commence IMMEDIATELY UPON RECEIPT of this order and, thereafter, by the 20th of the month.

IT IS FURTHER ORDERED that this order supersedes any previous orders to the Debtor(s) to make payments to the Trustee in this case.

###

Approved by:

_____

Keith Rucinski, Chapter 13 Trustee
Ohio Reg. No. 0063137
One Cascade Plaza, Suite 2020
Akron, OH 44308
Phone: 330.762.6335
Fax: 330.762.7072
Email: **krucinski@ch13akron.com**

If you have any questions regarding this information please contact:
JoAnn Romig
Office of the Chapter 13 Trustee
330-762-6335 ext. 226
jromig@ch13akron.com

Note

Be sure to put your case number on the money order.

cc: Debtor & Joint Debtor Name
Address
City, State, Zip
(via Regular Mail)

Attorney (via ECF)

Keith Rucinski, Chapter 13 Trustee (via ECF)

Employer Name
Address
City, State, Zip
(via Regular Mail)

Office of the US Trustee (via ECF)

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Fax
(330) 762-7072
Email
krucinski@ch13akron.com

THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO

IN RE:	)	CHAPTER 13
	)	CASE NO: print #
DEBTOR & JOINT DEBTOR NAME	)	
	)	MARILYN SHEA-STONUM
	)	BANKRUPTCY JUDGE
Debtor(s)	)	
	)	ORDER CHANGING PAYMENT TO THE
	)	TRUSTEE PURSUANT TO
	)	
	)	**SOURCE FOR CHANGE**
	)	

It appearing to the Court that payments by the Debtor(s) must be changed to properly fund the plan repayment.

IT IS, THEREFORE, ORDERED:

That the Debtor(s) pay the sum of **current payment** per month, beginning immediately upon receipt of this Order to:

OFFICE OF THE CHAPTER 13 TRUSTEE
KEITH RUCINSKI, TRUSTEE
P.O. BOX #73984-N
CLEVELAND, OH 44193-1194

CHAPTER 13
Keith Rucinski
Trustee
1 Cascade Plaza
Suite 2020
Akron, Oh 44308
(330) 762-6335
Fax
(330) 762-7072
Email
krucinski@ch13akron.com

**** AND IDENTIFY WITH REMITTANCE THE NAME AND CASE NUMBER WHICH IS IN THE UPPER RGHT CORNER TO ALLOW FOR PROPER POSTING****

###

Submitted by:

Keith Rucinski, Chapter 13 Trustee
Ohio Reg. No. 0063137
One Cascade Plaza, Suite 2020
Akron, OH 44308
Phone: 330.762.6335
Fax: 330.762.7072
Email: **krucinski@ch13akron.com**

If you have any questions regarding this information, please contact:
JoAnn Romig
Office of the Chapter 13 Trustee
330-762-6335 ext. 226
jromig@ch13akron.com

Note
Be sure to include your case number on the money order.

cc: Debtor & Joint Debtor Name
Address
City, State, Zip

Attorney (via ECF)

Keith Rucinski, Chapter 13 Trustee (via ECF)

Office of the US Trustee (via ECF)

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Keith Rucinski
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Fax
(330) 762-7072
Email
krucinski@ch13akron.com

THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO

IN RE:	)	CHAPTER 13
	)	CASE NO:
DEBTOR & JOINT DEBTOR NAME	)	
	)	MARILYN SHEA-STONUM
Last 4 digits of SSN: xxxx	)	BANKRUPTCY JUDGE
Debtor(s)	)	
	)	ORDER CHANGING EMPLOYER
	)	DEDUCTIONS PURSUANT TO
	)	
	)	**SOURCE FOR CHANGE**
	)	

It appearing to the Court that the payment by the Debtor(s) must be changed to properly fund the Chapter 13 Plan repayment.

IT IS, THEREFORE, ORDERED:

That the Debtor's employer, **employer name,** change the deduction to **current pay freq** from the Debtor's wages and forward the same to the following address:

OFFICE OF THE CHAPTER 13 TRUSTEE
KEITH RUCINSKI, TRUSTEE
P.O. BOX 73984-N
CLEVELAND, OH 44193-1194

CHAPTER 13
Keith Rucinski
Trustee
1 Cascade Plaza
Suite 2020
Akron, Oh 44308
(330) 762-6335
Fax
(330) 762-7072
Email
krucinski@ch13akron.com

AND IDENTIFY WITH REMITTANCE THE NAME AND CASE NUMBER WHICH IS IN THE UPPER RIGHT HAND CORNER TO ALLOW FOR PROPER POSTING

####

Submitted by:

_____

Keith Rucinski, Chapter 13 Trustee
Ohio Reg. No. 0063137
One Cascade Plaza, Suite 2020
Akron, OH 44308
Phone: 330.762.6335
Fax: 330.762.7072
Email: **krucinski@ch13akron.com**

If you have any questions regarding this information please contact:
JoAnn Romig
Office of the Chapter 13 Trustee
330-763-6335 ext. 225
jromig@ch13akron.com

Note

Be sure to put case number and the name of your employee on remittance checks.

cc: Debtor & Joint Debtor Name
Address
City, State, Zip
(via Regular Mail)

Attorney (via ECF)

Keith Rucinski, Chapter 13 Trustee (via ECF)

Employer Name
Address
City, State, Zip
(via Regular Mail)

Office of the US Trustee (via ECF)

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(330) 762-7072
Email
krucinski@ch13akron.com

THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO

IN RE:	)	CHAPTER 13
	)	CASE NO:
DEBTOR & JOINT DEBTOR NAME	)	
	)	MARILYN SHEA-STONUM
Last 4 digits of SSN:	)	BANKRUPTCY JUDGE
	)	
Debtor(s)	)	ORDER STOPPING EMPLOYER
	)	DEDUCTIONS

The Chapter 13 Trustee has advised the Court that the Chapter 13 Plan of the Debtor(s) has been completed and/or that this Chapter 13 case has been converted or dismissed. Accordingly, payroll deductions from the paycheck of the Debtor(s) should cease.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED that the Debtor's employer, **debtor employer**, stop making deductions for the Chapter

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13 Trustee.

###

Submitted by:

Keith Rucinski, Chapter 13 Trustee
Ohio Reg. No. 0063137
One Cascade Plaza, Suite 2020
Akron, OH 44308
Phone: 330.762.6335
Fax: 330.762.7072
Email: **krucinski@ch13akron.com**

cc: Debtor & Joint Debtor Name
Address
City, State, Zip
(via Regular Mail)

Attorney (via ECF)

Jerome L. Holub, Chapter 13 Trustee (via ECF)

Employer Name
Address
City, State, Zip
(via Regular Mail)

Office of the US Trustee (via ECF)

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Email
krucinski@ch13akron.com

THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF OHIO

IN RE:	)	CHAPTER 13 PROCEEDING
Sample Copy	)	
	)	ORDER CONFIRMING PLAN
	)	
	)	CASE NO. **XX-XXXXXX**
	)	
	)	JUDGE MARILYN SHEA-STONUM
DEBTOR(S)		

The Chapter 13 plan (the "Plan") in this case came on for confirmation at a hearing before the Court. A copy of the Plan is attached to this Order Confirming Plan (the "OCP"). Based upon the papers filed in this case, information presented by the Standing Chapter 13 Trustee (the "Trustee") and such other matters, if any, presented by the debtor or the debtors, in a joint case, (collectively, the "Debtor"), Debtor's counsel, any objector or any other interested party, the Court finds that:

A) Notice of the confirmation hearing was duly given.
B) The Plan complies with applicable provisions of Title 11 of the United States Code (the "Bankruptcy Code").

IT IS THEREFORE ORDERED THAT:

1) The Plan is confirmed. «docket_report_notes»
2) The Debtor's Plan is incorporated into this OCP as if fully rewritten herein, provided, however, that should there be any inconsistencies between the Plan and this OCP, this OCP shall control.
3) The Plan may extend beyond its stated term, but not to exceed a total of sixty (60) months in duration, in order to carry out the provisions of this OCP without further application or notice pursuant to Bankruptcy Code Section 1322(c).
4) Pursuant to Bankruptcy Code Section 1302(b)(4), the Trustee is authorized and permitted to send notices, plan balances and other general information concerning the administration of the Plan directly to the Debtor.
5) The property of this bankruptcy estate shall consist of all items listed in Bankruptcy Code Sections 541 and 1306, including, but not limited to all postpetition assets and income acquired by the Debtor.

6) All property of the estate acquired after the commencement of the case and not reported to the Trustee or scheduled in accordance with Rule 1007(h) of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules") shall remain property of the estate and will not vest in the Debtor upon confirmation under Bankruptcy Code Section 1327(b).

7) All property owned by the Debtor prepetition which is properly disclosed on the petition schedules shall remain in possession of the Debtor and such prepetition property shall vest in the Debtor upon confirmation. Creditors, as that term is defined in Bankruptcy Code Section 101, may not proceed against property which has vested in the Debtor without requesting a hearing pursuant to Bankruptcy Code Section 362.

8) The valuation of secured claims listed in the Plan pursuant to Bankruptcy Code Section 506(a) shall be determined by the Court upon motion and the opportunity for hearing as discussed in the Court's decision in In Re Fiorilli, 196 B.R. 83 (Bankr. N.D. Ohio 1996) and Creditors shall not be bound by valuations made in the Plan and schedules unless this procedure is followed.

9) Creditors seeking to be paid under the Plan must file a proof of claim pursuant to Bankruptcy Rule 3002.

10) Absent an objection or court order, the Trustee shall pay proofs of claim as filed pursuant to Bankruptcy Code Section 502 and Bankruptcy Rule 3001(f).

11) Pursuant to Bankruptcy Code Sections 521(3) and (4) and Bankruptcy Rule 4002(3) and (4), the Debtor is under a continuing obligation to cooperate with the Trustee and disclose all income and assets.

RESPONSIBILITY OF THE DEBTOR IN A CHAPTER 13 PLAN

1) The Debtor agrees to make timely payments in the amount stated in the Plan (the "Plan Payments"). Furthermore, the Debtor agrees to devote all future disposable income to the Plan as required by Bankruptcy Code Sections 1322(a)(1) and 1325(b)(2). A Debtor who is regularly employed must make Plan Payments by payroll deduction, unless the Trustee has consented to an agreed order allowing direct payments. A Debtor who is self-employed or who has other sources of income must make the Plan Payments by money order or certified check. ***The Debtor is responsible for making the Plan Payments to the Trustee by no later than the 20th of each month.***

2) If the Plan provides that the Debtor is to make postpetition mortgage payments directly outside of the Plan, the Debtor agrees to make those postpetition mortgage payments timely.

3) The Debtor must give notice of any change of address to Debtor's attorney, the Trustee and the Clerk of the U.S. Bankruptcy Court.

4) The Debtor is under a continuing obligation during the course of the Plan to consult Debtor's attorney if Debtor is unable to make Plan Payments.

5) The Debtor shall not incur additional debt exceeding $1,000 (One thousand dollars), cumulatively over the life of the Plan, without notice to the Trustee and approval from the Court.

6) The Debtor shall not transfer any interest in real property or automobiles without the Court's approval.

7) The Debtor shall not transfer personal property valued at $1,500 (One thousand five hundred dollars) or more without the Court's approval.

8) If the Debtor seeks to refinance real estate, the Debtor is under an on-going obligation to consult with Debtor's attorney before completing said refinancing. Refinancing must be reviewed by the Trustee and approved by the Court.

9) The Debtor is under a continuing obligation during the Plan to pay all applicable taxes as such taxes become due, including, but not limited to, (a) income taxes to federal, state, and local taxing authorities, (b) local property taxes and (c) sales and payroll taxes for which the Debtor is personally

responsible. The Debtor must timely file all postpetition tax returns. Upon request of the Trustee, the Debtor must supply copies of tax returns to the Trustee during the Plan.

10) Tax refunds in excess of $1,500 (One thousand five hundred dollars), calculated to exclude Earned Income Tax Credits and child and dependant care credits, are property of the bankruptcy estate and must be paid to the Trustee, for the benefit of creditors, for distribution according to the Plan.

11) The Debtor may make application to the Trustee and the Court if the Debtor has a compelling reason to retain tax refunds in excess of $1,500 (One thousand five hundred dollars).

12) The Debtor is under a continuing obligation to maintain homeowner's insurance during the Plan. Furthermore, the Debtor is under a continuing obligation to maintain minimum automobile liability coverage required by Ohio law during the Plan. The Trustee is authorized to request proof of automobile and homeowner's insurance, as the Trustee deems appropriate.

13) A Debtor engaged in self-employment (sole proprietorship, S-corporation, owner of C-corporation, or rental properties) is required semi-annually to supply updated financial information as requested by the Trustee.

RESPONSIBILITY OF HOLDERS OF SECURED CLAIMS

1) Holders of secured claims on either real or personal property of the Debtor do not need to seek relief from the automatic stay pursuant to Bankruptcy Code Section 362 for the limited purpose of supplying the Debtor coupon books, notice of a change in address of the creditor, notice of a change in servicing agent for the creditor, annual 1098 tax information, and all other information that provides the Debtor an accounting of payments paid both by the Debtor directly and by the Trustee.

2) All holders of claims secured by mortgages or deeds of trust on real property shall apply payments designated as a cure of prepetition arrearage and paid under the Plan to prepetition payments, and shall apply payments designated as postpetition payments and paid outside the plan after the commencement of the case to on-going postpetition payments.

3) All holders of secured claims shall refrain from imposing late charges on postpetition payments if those payments are paid timely.

4) Provided that the Debtor is current in his/her postpetition mortgage payments and current in his/her plan payments to the Trustee, and is occupying the premises that is subject to the mortgage or deed of trust, holders of claims secured by mortgages or deeds of trust shall refrain from the imposition of monthly inspection fees, attorneys fees, paralegal fees or other type of bankruptcy monitoring fees without prior approval of the Bankruptcy Court, after notice and hearing.

5) All holders of claims secured by mortgages or deeds of trust shall refrain from holding an amount equivalent to more than one month's postpetition payment in a "suspense account" or other similar device that serves to prevent the application to the account of the Debtor's payment of either principal or interest.

6) If the Plan provides that the Trustee is to make the mortgage payment (both prepetition and postpetition), the mortgage payments are deemed timely paid as long as the Debtor is current in payments to the Trustee. This provision does not apply if the Plan provides for payment of postpetition mortgage payments directly by the Debtor outside the Plan.

PAYMENT OF ATTORNEY FEES IN A CHAPTER 13 PLAN

1) Debtor's counsel fees in Chapter 13 cases filed in Akron, Ohio, shall be deemed an administrative expense of the bankruptcy estate pursuant to Bankruptcy Code

Section 503(b). Upon confirmation of the Plan, provided sufficient funds have been paid into the Plan, the Trustee shall commence payment of attorney fees pursuant to Bankruptcy Code Sections 507(a)(1) and 1326(b)(1), subject to Administrative Order No. 04-01.

2) Debtor's counsel shall remain counsel of record and provide representation on behalf of the Debtor until completion or dismissal of this case, unless said representation has been excused by the Court. Failure to attend to such representation may result in an order requiring disgorgement of fees.

3) Pursuant to the disclosure of compensation of Attorney for debtor(s) attorney fees have been requested in the total amount of $XXXX.XX.

###

Approved:

/s/ Jerome L. Holub
Jerome L. Holub, Esquire
Chapter 13 Trustee
One Cascade Plaza. #2020
Akron, OH 44308
Phone: 330-762-6335
Fax: 330-762-7072

THE UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO

IN RE:	)	
	)	CHAPTER 13
DEBTOR & JOINT DEBTOR NAME	)	CASE NO:
	)	
	)	MARILYN SHEA-STONUM
	)	BANKRUPTCY JUDGE
Debtor(s)	)	
	)	ORDER OF DISMISSAL FOR FAILURE TO
	)	COMPLY WITH AGREED ENTRY
	)	RESOLVING TRUSTEE'S MOTION TO
	)	DISMISS

On ----------, an agreed entry was filed with the Court to resolve the Trustee's motion to dismiss. The agreed entry is incorporated herein as if fully rewritten.

The Trustee has filed with the Court and served upon the Debtor(s) and any counsel representing the Debtor(s) a notice that plan payments were not current and that the Debtor(s) would only have 10 days to deliver missing payments. In accordance with the terms of the parties' agreed entry, the Trustee, pursuant to his

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submission of a proposed Order of Final Dismissal, has represented to the Court that the Debtor(s) has/have failed to bring all payments current.

WHEREFORE, based upon the foregoing, this case is hereby dismissed.

###

Submitted by:

_____

Keith Rucinski, Chapter 13 Trustee
Ohio Reg. No. 0063137
One Cascade Plaza, Suite 2020
Akron, OH 44308
Phone: 330.762.6335
Fax: 330.762.7072
Email: **krucinski@ch13akron.com**

cc: Debtor & Joint Debtor Name
Address
City, State, Zip

Attorney (via ECF)

Keith Rucinski, Chapter 13 Trustee (via ECF)

Office of the US Trustee (via ECF)

All creditors listed on the matrix (via ECF)

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