

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF OHIO

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NORTHERN DISTRICT OF OHIO
YOUNGSTOWN

IN RE:

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HONORABLE KAY WOODS

ALL PENDING CHAPTER 13 CASES,

ADMINISTRATIVE ORDER

NO. 17-10

ORDER ESTABLISHING PROCEDURES FOR DEBTORS' PLAN PAYMENTS AND
ADEQUATE PROTECTION PAYMENTS FOR ALLOWED CLAIMS SECURED BY
PERSONAL PROPERTY PURSUANT TO 11 U.S.C. § 1326(a)(1)(A) AND (C)

Dated at Youngstown, Ohio this 1st day of December, 2017.

This Administrative Order shall be applicable to all chapter 13 cases in which the debtors file Official Form 113 - Chapter 13 Plan.

It appearing to the Court that it would enable the Standing Chapter 13 Trustee to efficiently monitor debtors' plan payments, promote judicial economy, and be in the best interest of the administration of chapter 13 cases if this Court were to establish a procedure (i) by which debtors may comply with the requirements of § 1326(a)(1)(A) and (C) with respect to initiating payments to the Trustee; and (ii) determining adequate protection payments required to be made to creditors holding allowed claims secured by personal property of chapter 13 debtors.

Accordingly, the following procedures shall be applicable to all chapter 13 cases in which the debtors file Official Form 113
- Chapter 13 Plan:

1. From each of the debtor's monthly plan payments, the Trustee shall accrue, for the benefit of all scheduled creditors that are secured by personal property and entitled to adequate protection, to the extent of available funds, an amount equal to the "Current installment payment" in § 3.1 of the plan, "Monthly payment to creditor" column in § 3.2 of the plan, and/or "Monthly plan payment" column in § 3.3 of the plan;
and
2. Upon confirmation of the debtor's plan, the Trustee shall pay to the secured creditor, consistent with normal administrative procedures, the amount of the adequate protection payments accrued on its allowed claim.

It is further ordered that the within provisions with respect to payment to the Trustee and adequate protection payments to secured creditors are without prejudice to the right of any secured creditor or debtor, upon specific motion, to request an amendment

or modification of the within Administrative Order as may be deemed necessary and appropriate.

IT IS SO ORDERED.

Kay Woods

KAY WOODS

UNITED STATES BANKRUPTCY JUDGE