(Name of Attorney)
(Name of Firm)
(Address)
(Telephone)
(Facsimile)
(Attorney for _____)

AK LBF 5
Dated 11/12/08

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF ALASKA

In re: Debtor(s)	Case No. CHAPTER 13 PLAN ☐ Original ☐ Amended Dated:

The debtor(s) propose(s) the following Chapter 13 plan:

1. **Payments to Trustee**: The debtor(s) will pay to the trustee:

(a) ***Monthly payments*** in the amount of $_____ , commencing on _____, 20__ (not later than 30 days after the petition is filed) and continuing on the same day of each month thereafter for the applicable commitment period of ☐ three years ☐ five years or for ____ months;

(b) ***Permanent Fund Dividends*** received each year during the commitment period;

(c) ***Tax Refunds***: Debtor(s) ☐ COMMIT(S) ☐ DO(DOES) NOT COMMIT all tax refunds to funding the plan. Tax refunds will be paid in addition to the plan payments stated above. *If no selection is made, tax refunds are committed*.

(d) ***Additional payments*** of $_____ each (___ in number), totaling $_____, to be paid as follows:

2. **Trustee's Distributions to Creditors**: From the payments so received, the trustee will make disbursements in the following order (unless otherwise noted in paragraph 2(i)).

(a) ***Allowed administrative expenses of the trustee*** as provided by 11 U.S.C. § 507(a)(1)(C) in the amount of ten percent (10%), or the percentage set from time to time by the Attorney General of the United States, under 28 U.S.C. § 586(e).

(b) ***Allowed unsecured claims for domestic support*** as provided by 11 U.S.C. § 507(a)(1).

(c) ***Allowed Expenses of Administration*** as provided by 11 U.S.C. § 507(a)(2), including: $_____ in estimated attorneys fees and costs for the debtor's attorney.

(d) ***Cure of Arrearage on Secured Claims That Are Not Modified***: Arrearage on secured creditor's claims that are duly filed and allowed, and are not modified, estimated as follows:

(i) Residential Mortgage:

Creditor/Collateral	Estimated Arrearage Amt	Number of Payments	Estimated Payment Amt	Interest Rate

(ii) Other Secured Claims:

Creditor/Collateral	Estimated Arrearage Amt	Number of Payments	Estimated Payment Amt	Interest Rate

(e) ***Modified Secured Claims***: Distributions to secured creditors whose claims are duly filed and allowed, but are modified, estimated as follows:

Creditor/Collateral	Value of Collateral	Number of Payments	Estimated Payment Amt	Interest Rate

[This paragraph 2(e) addresses the repayment terms of all secured claims that are not addressed under paragraph 2(d) above or under paragraphs 2(f) or 3 below. These "modified secured claims" are all those held by creditors whose rights are modified under applicable bankruptcy law. The allowed claims of each creditor listed in paragraph 2(e) will be allowed as a secured claim in the amount of the value of the security and paid in installments as shown until the balance, with interest as stated, has been paid. The remainder of the amount owing will be allowed as a general unsecured claim and paid under the provisions of paragraph 2(h) if a proof of claim is duly filed and allowed.]

(f) ***Secured Claims Not Modified***. Distributions to secured creditors whose claims are duly filed and allowed, but are not modified and not paid directly by debtor under paragraph 3, in accordance with the contract terms as follows:

Creditor/Collateral	Estimated Balance	Number of Payments	Payment Amt	Interest Rate

(g) ***Allowed Priority Unsecured Claims*** in the order and in the amount prescribed by 11 U.S.C. § 507(a)(3) - (a)(9) including the following estimated tax claims:

Tax Creditor	Type of Tax	Year	Amount

Debtor(s) will check the following correct answer:

☐ Yes, I/we have filed all required tax returns. ☐ No, I/we have not filed all required tax returns.

(h) To ***Unsecured Non-priority Claims*** that are duly filed and allowed, the balance of the debtor's plan payments will be distributed pro-rata.

(i) ***Alternate Payment Instructions to Trustee***:

☐ Payments under paragraphs 2(b), (c), and (g) are to be made in equal installments over the commitment period.

☐ Payments under paragraph 2(h) are to be made concurrently with payments made under paragraphs 2(a) – (f).

☐ Other (specify) _____

3. **Secured Claims Not Modified**: The following creditors' claims are fully secured, are not modified, will be paid directly by the debtor(s) outside the Plan under the original contract terms, and will receive no distributions under Paragraph 2 (except distributions set out in paragraph 2(d) above):

(a) ***Residential Mortgage***:

Creditor/Collateral	Estimated Balance Owed	Present Monthly Payment

(b) ***Other***: [*See* AK LBR 3015-1(b)(2)]

Creditor/Collateral	Estimated Balance	Number of Payments	Payment	Due Date

4. **Secured Property Surrendered**: The secured property described below will be surrendered to the following named creditors, and any duly filed and allowed unsecured claim resulting from such surrender will be paid under Paragraph 2(g):

5. **Executory Contracts**: Except as provided above, the following executory contracts and unexpired leases of the debtor(s) are assumed or rejected as noted below. If rejected, the debtor(s) will surrender any collateral or leased property and any duly filed and allowed unsecured claim for damages will be paid under paragraph 2(g):

Contract/Lease	Assumed /Rejected

6. **Plan Analysis/Disposable Income Analysis/Liquidation Analysis/Schedule of Direct Payments**: The attached Plan Analysis, Disposable Income Analysis, Liquidation Analysis, and Schedule of Direct Payments to Creditors are accurate to the best of my (our) knowledge. If there are discrepancies between the Plan and the analyses, the provisions of the Plan, as confirmed, control.

7. **Retention of Security Interests and Revesting of Property**: Secured creditors will retain their liens until the claims as determined under applicable nonbankruptcy law have been paid in full or a discharge is entered under 11 U.S.C. § 1328 as provided by 11 U.S.C. § 1325(a)(5)(B). Except as provided in this plan or in the order confirming the plan, upon confirmation of this plan all of the property of the estate vests in the debtor(s) free and clear of any claim or interest of any creditor provided for by this plan under 11 U.S.C. § 1327.

8. **Orders Granting Relief From Stay**. If at any time during the life of this plan, an order terminating the automatic stay is entered, no distributions under this plan will be made to the creditor obtaining relief from stay until such time as the creditor files an amended proof of claim. The allowed claim for a deficiency will be treated as a general unsecured claim under paragraph 2(g).

9. **Plan Changes**: The court may after hearing, upon such notice as the court may designate, increase or reduce the amount or the time for payment where it appears that circumstances so warrant.

10. **Certification**. It is certified that the foregoing plan complies with the requirements of the applicable provisions of the Bankruptcy Code (title 11, United States Code), the Federal Rules of Bankruptcy Procedure, and the Alaska Local Bankruptcy Rules.

DATED _____, 20___.

_____
Attorney for Debtor(s)

SIGNED UNDER PENALTY OF PERJURY.

_____
Debtor

_____
Debtor

PLAN ANALYSIS

(Numerical References are to Plan Paragraphs)

Monthly Income and Expenses:

Monthly Income from Schedule I (excluding Alaska PFD) $_____

Monthly Expenses from Schedule J $_____

Difference (Schedule I <less> Schedule J) $_____

Debtor(s) Payments to Trustee:

1(a) $_____ (Mo. Pymt.) x ____ (No. Pymts) = $_____

1(b) $_____ (Perm. Fund) x ____ (No. Years) = $_____

1(c) $_____ (Tax Refund) x ____ (No. Years) = $_____

1(d) $_____ (Add'l Pymts) x ____ (No. Pymts) = $_____

TOTAL PAYMENTS (Life of Plan): $_____

Estimated Distributions by Trustee:

2(a) Trustee's Commission (10% of the total plan payments) $_____

2(b) Domestic Support Obligations $_____

2(c) Unpaid Attorney's Fees and Costs $_____

2(c) Other Administrative (if known) $_____

2(d) Total Arrearages Secured Claims (Not Modified)

(i) Residential Mortgage $_____

(ii) Other $_____

2(e) Total Distributions Modified Secured Claims $_____

2(f) Total Distributions Unmodified Secured Claims $_____

2(g) Priority: Taxes $_____

Other $_____

2(h) Total Distributions Unsecured Claims $_____

TOTAL DISTRIBUTIONS: $_____

DISPOSABLE INCOME DISTRIBUTION ANALYSIS

[Check **ONE** box as applicable and complete computation]

☐ Disposable Income determined under §1325(b)(3) [See Official Form 22C, Line 23]

Total Distributions Unsecured Claims (Line 2(h)) divided by 60 $_____

Monthly Disposable Income (from Official Form 22C, Line 58) $_____

☐ Disposable Income **not** determined under §1325(b)(3) [See Official Form 22C, Line 17 or 23]

Total Distributions Unsecured Claims (Line 2(h)) divided by ____ (months in commitment period)

[See Official Form 22C, Line 17] $ _____

Current Monthly Income [from Official Form 22C, Line 11] $_____

<less> Marital Adjustment [as defined in Official Form 22C, Line 19] $_____

<less> Support Income [as defined in Official Form 22C, Line 54] $_____

<less> Qualified Retirement Deduction [as defined in Official Form 22C, Line 55] $_____

<less> Monthly Expenses [from Official Form 6, Schedule J, Line 18] $_____

<less> Payroll Deductions [from Official Form 6, Schedule I, Line 5] $_____

Monthly Disposable Income $ _____

LIQUIDATION ANALYSIS

(Insert Amounts from Bankruptcy Schedules for A, B, D, and E, Below)

A. Non Exempt Equity: in real property $_____

in personal property $_____

B. Value of Property Recoverable Under Avoiding Powers $_____

C. **Total Estate Equity** (sum of A & B above): $_____

D. Total Priority Debt $_____

E. Total Unsecured Debt $_____

F. Estimated Chapter 7 Administrative Expenses $_____

G. Estimated Plan Dividend (Unsecured Creditors) _____%

H. Estimated Chapter 7 Dividend (Unsecured Creditors) _____%

SCHEDULE OF DEBTOR'S LEASE PAYMENTS, PAYMENTS TO SECURED CREDITORS AND DOMESTIC SUPPORT OBLIGATIONS

Creditor/Nature of Claim	Estimated Balance	Number of Payments	Payment	Due Date