

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF KANSAS

In re:

Debtor(s).

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)
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Case no.
Chapter 13

Electronically Filed

**DEBTOR(S)' MOTION FOR ENTRY OF DISCHARGE AND
CERTIFICATION OF COMPLIANCE UNDER 11 U.S.C. § 1328(a)**

COMES NOW, the Debtor(s) in the above captioned case, by and through counsel, and move this Court for an Order granting discharge. In support hereof, Debtor(s) state:

1. This Court has jurisdiction pursuant to 28 U.S.C. § 157 and 11 U.S.C. § 1328.
2. Debtor(s) filed a voluntary petition for relief under Chapter 13 of Title 11.
3. Debtor(s) Chapter 13 Plan was confirmed on _____.

Further, the Debtor(s) in the above-captioned bankruptcy case certify:

PART I:

(to be completed by all Debtor(s) seeking discharge)

- ☐ I have completed all payments required by my confirmed plan, including all domestic support obligations, if any.
- ☐ I have not received a discharge in a case filed under Chapter 7, 11, or 12 during the 4-year period preceding the date of the order for relief under Chapter 13 in the present case.
- ☐ I have not received a discharge in a case filed under Chapter 13 during the 2-year period preceding the date of the order for relief under Chapter 13 in the present case.

Since the filing of this case:

- ☐ I have completed an instruction course concerning personal financial management approved by the United States Trustee.
- ☐ I have been excused from compliance with the requirement to complete an instructional course concerning financial management approved by the United States Trustee.
- ☐ I have **not** exempted more than \$160,375 in any of the following:
 - ☐ Real or personal property used as a residence by me or any of my dependents, OR
 - ☐ In a cooperative that owns property used as a residence by me or any of my dependents, OR
 - ☐ In a burial plot for me or any of my dependents, OR
 - ☐ In any real or personal property in which I or any of my dependents has claimed as a homestead.

You must answer the following inquiries ONLY if you have exempted more than \$160,635 in property as described above:

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- ☐ The property exempted by me for more than \$160,635 is reasonably necessary for my support and the support of my dependents.
- ☐ I was not convicted of a felony before the filing of this case.
- ☐ I was convicted of a felony before the filing of this case.
- ☐ I have been convicted of a felony during the pendency of this case.
- ☐ I am not aware of any pending proceeding in which I may be found guilty of a felony.

I owe a debt arising from one or more of the following:

- ☐ A violation of federal or state securities laws or regulations or orders issued under federal or state securities laws;
 - ☐ Fraud, deceit or manipulation in connection with the sale or purchase of any registered security;
 - ☐ A civil remedy under section 1964 of title 18; or
 - ☐ A criminal act, intentional tort, or willful or reckless misconduct that caused serious physical injury or death to another individual in the preceding 5 years.
- ☐ I am not aware of any pending proceeding in which I may be found liable for a debt of the kind described above.

PART II:

(to be completed only by Debtors seeking discharge who also owe a domestic support obligation as defined in 11 U.S.C. § 101(14A))

- ☐ I am required by either a pre-petition or post-petition judicial or administrative order, or by statute to pay a domestic support obligation and **have** paid all amounts due before and after my bankruptcy filing, including amounts due to the extent provided by my Chapter 13 Plan.
- ☐ I am required by either a pre-petition or post-petition judicial or administrative order, or by statute to pay a domestic support obligation and **have not** paid all amounts due before and after my bankruptcy filing, including amounts due to the extent provided by my Chapter 13 Plan.
- ☐ The following creditors hold debts which have been determined to be non-dischargeable under 11 U.S.C. § 523(a)(2) or (a)(4):

- ☐ My current address is:

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☐ My most recent employer's name and address are:

I declare under penalty of perjury that the foregoing is true and correct.

Signature of Debtor

Signature of Joint Debtor

Date

Date

CERTIFICATE OF SERVICE

I hereby certify that on _____, a true and correct copy of the foregoing **Motion for Entry of Discharge and Certificate of Compliance** was electronically filed with the United States Bankruptcy Court for the District of Kansas CM/ECF system, which gave notice to all parties participating therein and was sent via U.S. Mail, first class postage prepaid to the Creditor Matrix attached hereto.

s/_____
Attorney Name, S. Ct. Bar No.

s/_____
Debtor, *Pro Se* (if applicable)