

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF MISSISSIPPI**

In re: _____

Case No.: _____

Debtor(s)

Chapter 11

Chapter 11 Individual Debtor's Certification and Request for Entry of Discharge

I (we) certify under penalty of perjury that the below information is true and correct to the best of my (our) knowledge and belief.

Part I. Certification Regarding Eligibility to Receive a Discharge.

Box 1. My (our) Plan was confirmed on _____ under (*select one*):

Non-Subchapter V Case

11 U.S.C. § 1129

Subchapter V Case

11 U.S.C. § 1191(a) – (Consensual Plan)

11 U.S.C. § 1191(b) – (Non-Consensual plan)

Box 2. I (we) am seeking a discharge under (*select one*):

Non-Subchapter V Case

11 U.S.C. § 1141(d)(5)(A): Plan Payments Completed

11 U.S.C. § 1141(d)(5)(B): Plan Payments Not Completed:

the value, as of the effective date of the plan, of property actually distributed under the plan on account of each allowed unsecured claim is not less than the amount that would have been paid on such claim if the estate of the debtor had been liquidated under chapter 7 on such date.

modification of the plan under section 1127 is not practicable; and

subparagraph (C) permits the court to grant a discharge.

Subchapter V Case

11 U.S.C. § 1141(d)(1)-(3): Consensual Plan

The plan provided for entry of a discharge contemporaneously with confirmation under 11 U.S.C. § 1141(d)(1)(A)

11 U.S.C. § 1192: Non-Consensual Plan (See 11 U.S.C. 1181(c))

All payments due within the first 3 years of the plan, or any longer period fixed by the court have been completed. (See 11 U.S.C. § 1192)

Box 3. I (we) am eligible to receive a discharge because no order denying discharge has been entered in this case.

Part II. Certification Regarding Domestic Support Obligations (check one box) (See 1129(a)(14))

Box 4. I (we) owed no domestic support obligations when this bankruptcy petition was filed, and I (we) have not been required to pay any such obligations since then.

Box 5. I (we) have been required to pay a domestic support obligation. I (we) have paid all such amounts that my (our) chapter 11 plan required me (us) to pay. I (we) have also paid all such amounts that became due between the filing of my (our) bankruptcy petition and today.

Part III. If you checked Box 5 you must provide the information below.

My (our) current address:

My (our) current employer's name and address:

Name and Addresses of all domestic support obligation holders. (If additional space is needed, continue on a separate sheet and attach to the Certification.)

Part IV. Certification Regarding Section 11 U.S.C. § 522(q) (check one box) (See Fed. R. Bankr. P. 1007(b)(8); 11 U.S.C. § 1141(d)(5)(C))

Box 6. I (we) **have not** claimed an exemption pursuant to § 522(b)(3) and state or local law in property that I (we), or a dependent of mine (ours), uses as a residence, claims as a homestead, or acquired as a burial plot, as specified in § 522(p)(1) and (2) in an amount in excess of the statutory cap prohibited by § 522(q)(1).

Box 7. I (we) **have** claimed an exemption pursuant to § 522(b)(3) and state or local law that I (we), or a dependent of mine (ours), uses as a residence, claims as a homestead, or acquired as a burial plot, as specified in § 522(p)(1), and (2) in an amount in excess of the statutory cap prohibited by § 522(q)(1).

Part V. Certification Regarding Completion of Financial Management Course (See Fed. R. Bankr. P. 1007(b)(7))

- Box 8. 11 U.S.C. 1141(d)(3) **does** apply. I (we) have completed a course concerning personal financial management and have filed with the Bankruptcy Court Clerk's Office, Official Form 423 – Certification About a Financial Management Course **or** the course provider filed a certificate of completion of the financial management course on my (our) behalf.
- Box 9. 11 U.S.C. 1141(d)(3) **does not** apply. I (we) am not required to complete a course concerning personal financial management.
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Part VI: Debtor's Signature

I (we) further declare that on this date a copy of this Certification was served upon all creditors and interested parties.

If **Box 5** is checked:

I (we) further declare that on this date a copy of this Certification was served upon the following Domestic Support Obligation Holders, applicable state child support enforcement agency, and/or the persons indicated below (include name(s) and full mailing address):

Signed: _____
Debtor's Signature

_____ Date

Spouse's Signature (in Joint Cases only)

_____ Date

Certificate of Service

The undersigned hereby certifies that on the date specified below, a true and correct copy of this document was served on each entity listed on the attached service list either by prepaid United States mail or via electronic service through the Court's CM/ECF system.

Date: _____

Signature