

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN**

**NOTICE OF REQUEST FOR
PUBLIC COMMENTS REGARDING
PROPOSED LOCAL FORM FOR CHAPTER 13 PLANS**

Several changes to the Federal Rules of Bankruptcy Procedure (Fed. R. Bankr. P.) and to the official bankruptcy forms will become effective December 1, 2017. Among the most important changes is an amendment to Fed. R. Bankr. P. 3015(c) that requires all bankruptcy courts nationally to use a new Official Form 113 for a Chapter 13 plan, but permits an exception to this requirement if a bankruptcy court adopts its own local form for a Chapter 13 plan that complies with new Fed. R. Bankr. P. 3015.1.

After reviewing new Official Form 113, and considering our Court's positive experience with the current version of the model plan that has been used in the Eastern District of Michigan since January 1, 2013, we have decided to opt out of the use of new Official Form 113 and instead adopt under new Fed. R. Bankr. P. 3015(c) a local form for Chapter 13 plans in our district. To draft a proposed local form, we began with the form of the model Chapter 13 plan that is currently approved for use in our district and made only those changes necessary for it to comply with new Fed. R. Bankr. P. 3015.1.

New Fed. R. Bankr. P. 3015.1(a) states that if a local form is adopted it must first be publicly noticed and made available for review and comment. For a clean version of the Court's proposed local form, click [here](#).

To assist you in reviewing the proposed local form, click [here](#) for a redlined version that shows the changes that we made to the model Chapter 13 plan that is currently approved for use in our district to comply with new Fed. R. Bankr. P. 3015.1.

All practitioners in the Eastern District of Michigan are encouraged to read amended Fed. R. Bankr. P. 3015 and new Fed. R. Bankr. P. 3015.1 to gain an understanding of all of the provisions that are required to be included in any local form that is to be adopted by the Court.

Any comments on the Court's proposed local form must be submitted in writing by email to: mieb_13PlanComments@mieb.uscourts.gov.

The deadline for submitting comments is **September 25, 2017**.

After the close of public comments, the Court will consider all comments submitted, and then adopt a final version of a local form that will be required for all Chapter 13 plans filed on or after December 1, 2017 in the Eastern District of Michigan, regardless of when the case was filed, and regardless of whether the case was filed in Detroit, Flint or Bay City. Once the final version of the local form has been approved by the Court, we intend, in conjunction with the Consumer Bankruptcy

Association, to schedule a seminar to give practitioners the opportunity to learn about the new local form before its use becomes mandatory.

Thank you in advance for taking the time to review the proposed local form and for your comments on it.

PHILLIP J. SHEFFERLY
Chief Bankruptcy Judge

Dated: August 22, 2017