

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF INDIANA

WAGE ASSIGNMENT ORDERS
IN CHAPTER 13 CASES

)
)
)

GENERAL ORDER NO. 09-0004

ORDER

Under 11 USC 1325(c), the Chapter 13 Trustee may, in any case in which he or she has been appointed, at any time:

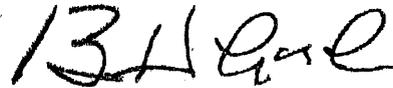
- a. Submit an order ("the Wage Assignment Order" or "Order to Pay") directing a debtor's employer to remit to the trustee the payment stated in debtor's plan (including amended plans and motions for post-confirmation modification) or in a confirmation order; or
- b. Notify the debtor's counsel or, if pro se, the debtor, that he or she is to submit the Wage Assignment Order. Such notice shall be provided in writing, or orally at the meeting of creditors.

If the Chapter 13 Trustee proceeds under subparagraph (b) above, then the debtor's counsel or debtor shall submit such an order to the Court within seven (7) days of the notice from the Trustee. Failure to do so is, in itself, grounds for the Trustee to move to dismiss the case.

If the Chapter 13 Trustee has given notice that the debtor's counsel or pro se debtor should submit a Wage Assignment Order, that obligation continues throughout the case, unless rescinded by the Chapter 13 Trustee. Debtor or debtor's counsel must submit a new order whenever the plan payment changes.

Date:

JUL 21 2009



Basil H. Lorch III
Chief Bankruptcy Judge