

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF INDIANA

IN RE:)
)
DISCHARGE OF DEBTORS) GENERAL ORDER 26-0002
WITH PLANS CONFIRMED)
UNDER 11 U.S.C. § 1191(b))
)

ORDER

On December 1, 2020, the Court enacted amendments to Local Rules B-3022-1 (Final Decree in Chapter 11 Cases Where the Debtor is not an Individual) and B-3022-2 (Final Decree in Chapter 11 Cases Where the Debtor is an Individual), and authorized a new Local Rule, B-4004-2 (Discharge in Sub V Chapter 11 Cases) (collectively, the “Rules”). The Rules were introduced to provide parties with direction regarding the post-confirmation process of Chapter 11 cases proceeding under the Small Business Reorganization Act of 2019 (“SBRA”), specifically the entry of Orders of Discharge and Final Decrees.

11 U.S.C. § 1192 (“§ 1192”) provides that for cases with plans confirmed under 11 U.S.C. § 1191(b) (“§ 1191(b)”), the Court shall enter an Order of Discharge “as soon as practicable after completion by the debtor of all payments due within the first 3 years of the plan, or such longer period not to exceed 5 years as the court may fix.” As some of the plans confirmed under § 1191(b) are now reaching the five-year period set forth within § 1192, the Court hereby revises and expands upon the provisions of the Rules.

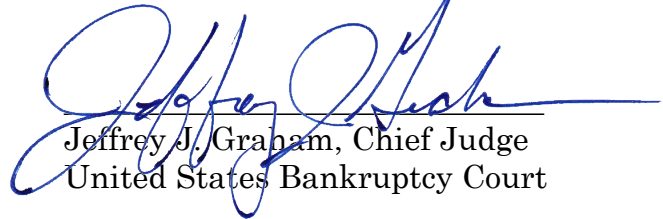
The following pleadings are to be filed in the order set forth below after the Debtor has completed the payments required under the plan:

- The Debtor or the Sub V Trustee shall file the Notice of Completion of §1192 Payments (“Notice”);
- Concurrently with the Notice or within 14 days thereafter, the Sub V Trustee shall file the Sub V Trustee’s Final Report and Account or Report of No Distribution (“Report”);
- Within 30 days of the filing of the Report, the Debtor shall file the Motion for Entry of Discharge – Chapter 11 Subchapter V Case, and in individual cases only, the Certification of Eligibility for Discharge – Chapter 11 Subchapter V Case; and
- Within 14 days of the Court’s entry of the Order of Discharge, the Debtor shall file the Application for Final Decree.

The Court shall schedule an initial post-confirmation § 1191(b) status conference approximately one year from the entry of the confirmation order and yearly thereafter, as needed, at which the attendance of the Debtor's counsel and the Sub V Trustee is required. Status conferences will be scheduled as soon as practicable for those cases confirmed more than one year prior to the entry of this General Order.

The provisions of this General Order supersede any conflicting Rules language until such time as the Rules are amended and this General Order is rescinded.

May 28, 2026



Jeffrey J. Graham, Chief Judge
United States Bankruptcy Court