

DISCLAIMER: Use of this form is not required. Every Chapter 11 case is unique. This form does not include all terms or conditions that may be appropriate, and includes terms that may not apply. Counsel should use discretion in deciding what should be included in the pleading.

UNITED STATES BANKRUPTCY COURT
Southern District of Indiana

In re:)
)
[Name of Debtor(s)],) Case No. [xx-xxxxx]
Debtor (s).)

**MOTION TO ESTABLISH BAR DATES
FOR FILING PROOFS OF CLAIM [OR INTEREST]*
AND APPROVING FORM AND MANNER OF NOTICE**

** If debtors are individuals, delete all references to "interest" or "interests"*

[Plan Proponent/Debtor/Chapter 11 Trustee], moves for the establishment of bar dates for filing proofs of claim [or interest] and states:

1. This Court has jurisdiction over this Motion and this matter pursuant to 28 U.S.C. §157(b). This matter is a core proceeding within the meaning of 28 U.S.C. §157(b)(2).
2. The Debtor filed a petition for relief under Title 11, Chapter 11, of the United States Code on [date] (the "Petition Date").
3. (select one) [Since the Petition Date, the Debtor has continued in the possession of its property pursuant to 11 U.S.C. §§ 1107 and 1108; OR, A Chapter 11 trustee was appointed on (date).]
4. In order to determine and allow claims against [or interests in] the Debtor, it is appropriate for the Court to fix bar dates for filing same.
5. The [Plan Proponent/Debtor/Chapter 11 Trustee] respectfully requests entry of an order pursuant to §§ 105, 501, 502, and 1111(a) of the Code and Fed.R.Bankr.P. 2002(a)(7), 3003(c)(3) and 5005(a) establishing various bar dates and approving the form and manner of notice, as follows (include all subparagraphs that apply):

- A. except as otherwise stated in subparagraphs B through E below, establishing [proposed bar date] (the “General Bar Date”) as the deadline for those holding or wishing to assert a claim against the Debtor (the “Claims”) [or an interest in the Debtor (the “Interests”)] whose Claim [or Interest] arose prior to the Petition Date to a file proof of such Claim [or Interest];
 - B. establishing the later of the General Bar Date or thirty (30) days after a claimant is served with notice that the Debtor has amended its schedules of assets and liabilities (the “Schedules”), reducing, deleting, or changing the status of a claim not previously scheduled as disputed, and/or contingent, and/or unliquidated, or adding a new claim as the bar date for filing a proof of claim with respect to such amended or added claim (the “Amended Schedules Bar Date”);
 - C. except as otherwise set forth in any order authorizing rejection of an executory contract or unexpired lease, establishing the later of the General Bar Date or thirty (30) days after the effective date of any order authorizing the rejection of an executory contract or unexpired lease as the bar date by which a proof of claim relating to the Debtor’s rejection of such contract or lease must be filed (the “Rejection Bar Date”);
 - D. establishing the later of the General Bar Date or [date] (180 days after the commencement of this case) (the “Governmental Unit Bar Date”) as the deadline for all governmental units, as defined in Section 101(27) of the Code, to file a proof of claim (the General Bar Date, the Amended Schedules Bar Date, the Rejection Bar Date and the Governmental Unit Bar Date, collectively, the “Bar Dates”); and
 - E. approving the Debtor’s proposed form and manner of notice of the Bar Dates.
6. The Debtor proposes that, at present, proofs of Claim [or Interests] need not be filed by those holding Claims [or Interests] against the Debtor of the types set forth in subparagraphs A through E below (include C and D only if they apply):
- A. Claims listed in the Schedules or any amendments thereto which are not listed as “contingent,” “unliquidated” or “disputed,” and which are not disputed by the creditor holding such claim as to nature, amount, or classification;
 - B. Claims as to which a proof of claim has already been properly filed;

- C. Claims previously allowed by or paid pursuant to an order of the Court; and
 - D. Claims [or Interests] made by any holder of equity securities of the Debtor solely with respect to such holder's ownership interest in or possession of such equity securities.
 - E. Claims that arose after the Petition Date, including administrative claims.
7. The Debtor proposes to provide a copy of the notice of the Bar Dates to all those known to hold Claims [or Interests] in the form of the notice (the "Notice") that is attached hereto as **Attachment A**.

WHEREFORE, the Debtor respectfully requests that this Court set the Bar Dates as requested, approve the Notice, and grant such other relief as is just and proper.

/s/ Counsel for Debtor(s)
Counsel for Debtor(s)
(required signature block)

CERTIFICATE OF SERVICE

(Certificates of Service forms are available
on the Court's website under Rules & Forms >
Local Forms > Motions & Related Notices/Certificates of
Service/Orders)

[Attach proposed notice as Attachment A]