### Volume 16

## PART I. DEBTORS AND CREDITORS

### CHAPTER 1. INTRODUCTION TO DEBT COLLECTION

### A. FEDERAL AND STATE CONSUMER LAW

§ 1:1	What is consumer law?
§ 1:2	Consumer law and debt collection
§ 1:3	The sources of consumer law—Common law
§ 1:4	—Federal statutes and regulations—The Consumer Credit Protection Act, including the Truth in Lending Act
§ 1:5	— — The Federal Trade Commission Act—General authority
§ 1:6	———Cease and desist orders and trade regulation
	rules
§ 1:7	———Remedies and penalties
§ 1:8	——The Consumer Financial Protection Bureau
§ 1:9	—State statutes or "little FTC acts"
§ 1:10	—Consumer credit statutes
§ 1:11	— — Miscellaneous state statutes
§ 1:12	—Article 9 of the Uniform Commercial Code
§ 1:13	—Equal Credit Opportunity Act
§ 1:14	—Truth in Lending Act
§ 1:15	—Fair Credit Billing Act
§ 1:16	—Fair Credit Reporting Act
§ 1:17	—Fair Debt Collection Practices Act
§ 1:18	—Tennessee Consumer Protection Act
§ 1:19	—Tennessee Uniform Debt-Management Services
	Act
§ 1:20	—Tennessee Collection Services Act
§ 1:21	Tennessee Flexible Credit Act
§ 1:22	The sources of consumer law—Tennessee Litigation
	Financing Consumer Protection Act

#### § 1:23 —Asset protection trusts

#### **B. DEBTOR PROTECTIONS**

- § 1:24 Debtor protections—In general
- § 1:25 Constitutional protections
- § 1:26 Bankruptcy Code
- § 1:27 Servicemembers Civil Relief Act
- § 1:28 Exemptions

### C. COMMERCIAL DEBT COLLECTIONS

- § 1:29 Introduction
- § 1:30 Creditor tort liability
- § 1:31 Lender liability

### D. DEBTOR LETTERS TO CREDITORS

- § 1:32 Debtor's sample letter to debt collector, advising how to contact debtor
- § 1:33 Debtor's sample letter to debt collector, stating that debtor does not owe debt
- § 1:34 Debtor's sample letter to debt collector, stating that contact should only be with debtor's attorney
- § 1:35 Debtor's sample request for information from mortgage servicer
- § 1:36 Debtor's sample request for information from secured creditor under Article 9 of the Uniform Commercial Code

### PART II. COLLECTION WITHOUT SUIT

#### CHAPTER 2. DEMAND LETTERS

### A. DEBT COLLECTORS' DEMAND LETTERS

- § 2:1 Introduction to debt collectors' demand letters
- § 2:2 Debt collector's initial demand letter and consumer debt validation notice
- § 2:3 Attorney's initial demand letter and consumer debt validation notice
- § 2:4 —Another form
- § 2:5 Attorney's demand letter to nonconsumer debtor

- § 2:6 Letter to employer for address § 2:7 Letter to postmaster for address § 2:8 Attorney's or agent's demand letter for payment of
- rent or possession
- § 2:9 Attorney's demand letter to guarantor
- § 2:10 Claim for possession, repossession or reclamation of secured personal property

#### SELLERS' DEMAND LETTERS—U.C.C. В. **ARTICLE 2**

- Introduction to sellers' demand letters pursuant to § 2:11 Article 2 of the Uniform Commercial Code
- § 2:12 Unsecured creditor's demand letter
- § 2:13 Reference in demand letter to right to collection costs, including attorney fees
- § 2:14 Seller's demand for contract price on failure to resell
- § 2:15 Seller's demand for return of goods
- § 2:16 Sellers' notice of suspension of credit

### C. LESSORS' DEMAND LETTERS—U.C.C. Article **2A**

- § 2:17 Introduction to lessors' demand letters pursuant to Article 2A of the Uniform Commercial Code
- Lessor's notice of election to cancel because of § 2:18 lessee's default
- § 2:19 Notice of default and of intent to repossess
- Demand for rent for goods accepted § 2:20

### D. LESSORS' DEMAND LETTERS—REAL **PROPERTY**

- § 2:21 Introduction to demand letters by lessors of real property
- § 2:22 Notice to tenant of default in rent obligation and notice of termination of lease
- Notice to guit for default in rent obligation and § 2:23 notice of termination of lease
- § 2:24 Demand letter for possession
- § 2:25 Demand letter for possession or compliance—Breach of covenants and conditions
- § 2:26 Lessee's Notice of Termination of Lease Under Servicemembers Civil Relief Act, 50 U.S.C.A. § 535

### E. SECURED CREDITORS' DEMAND LETTERS— U.C.C. Article 9

§ 2:27	Introduction to secured creditors' demand letters pursuant to Article 9 of the Uniform Commercial Code
§ 2:28	Notice to account debtor to pay secured creditor
§ 2:29	Accounting to debtor and demand for payment
§ 2:30	Demand for assembly of collateral
§ 2:31	Notice of intended repossession
§ 2:32	Notice of repossession and intent to make private sale of automobile
§ 2:33	Accounting to debtor and demand for payment of deficiency
§ 2:34	Proposal to retain the collateral after default
§ 2:35	Notice to other secured creditors of proposal to retain collateral after default
§ 2:36	Notification of disposition of collateral—Other than consumer goods transactions

### F. SECURED CREDITORS' DEMAND LETTERS—REAL PROPERTY

Notice of our plan to sell property—Consumer goods

- § 2:38 Introduction to demand letters by creditors secured by real property
- § 2:39 Default letter—Cure period

transactions

§ 2:40 —No cure period

§ 2:37

### CHAPTER 3. COLLECTION BY AGREEMENT

### A. ASSIGNMENTS

### 1. ASSIGNMENTS OF WAGES

- § 3:1 Introduction
- § 3:2 Assignment of wages
- § 3:3 —Future
- § 3:4 —Past due
- § 3:5 Employee's demand for release and cancellation of assignment of wages
- § 3:6 Release of assignment of wages

### 2. ASSIGNMENTS FOR THE BENEFIT OF CREDITORS

§ 3:7	Introduction
§ 3:8	Bankruptcy as alternative to assignment
§ 3:9	Assignment for benefit of creditors—Individual
§ 3:10	—Individual (short form)
§ 3:11	—Corporation
§ 3:12	——Another form
§ 3:13	Petition for approval of assignee's bond, etc., for purposes of administration of assignment for benefit of creditors
§ 3:14	Oath of assignee
§ 3:15	Clerk's certificate of qualification and incumbency
§ 3:16	Notice of assignment for benefit of creditors
§ 3:17	Affidavit of claim and consent to assignment
§ 3:18	Order approving assignee's bond, etc
§ 3:19	Notice of appointment of assignee—Publication form
§ 3:20	Creditor's consent to assignment
§ 3:21	—Another form
§ 3:22	Statement of claim
§ 3:23	Assignee's report to creditors regarding disposition of assets
§ 3:24	Assignee's report to creditors regarding sale of assets
§ 3:25	Final report of assignee

### 3. ASSIGNMENTS OF CONTRACT RIGHTS

§ 3:26 Assignments of contract rights

### B. COMPOSITION AND EXTENSION AGREEMENTS

### 1. COMPOSITION AGREEMENTS

§ 3:27	Introduction
§ 3:28	Lender liability
§ 3:29	Bankruptcy alternatives
§ 3:30	Procedure for proposing composition
§ 3:31	Notice of proposal for composition
§ 3:32	Acceptance of composition agreement
§ 3:33	Debtor's letter proposal for composition (with
	provision for acceptance by endorsement of partial
	payment check)

### TENNESSEE DEBTOR-CREDITOR

§ 3:34	* * *
\$ 2.25	and other creditors
§ 3:35	
§ 3:36 § 3:37	
8 5.51	Composition agreement providing for payment by installments—Guaranty by third party
§ 3:38	
3 0.00	Dicesion to participate in composition
2	2. EXTENSION AGREEMENTS
§ 3:39	Introduction
§ 3:40	
§ 3:41	Clause—Agreement invalid if specified percentage of
	creditors do not consent
§ 3:42	Forbearance agreement
C. (	COMPROMISE AND SETTLEMENT
	AGREEMENTS
	I. INTRODUCTION
§ 3:43	Introduction
2	2. ACCORD AND SATISFACTION
§ 3:44	Introduction
§ 3:45	
	discharge of obligation
§ 3:46	
	of obligation—Notation on check
ć	B. SETTLEMENT AGREEMENTS
§ 3:47	Introduction
§ 3.47 § 3:48	
§ 3:49	•
§ 3:49 § 3:50	
8 9:90	Settlement agreement and release—Commercial litigation
§ 3:51	
8 0.01	debtor
4	4. RELEASES
8 9.50	
§ 3:52	
§ 3:53	
§ 3:54	Release—Claim under contract

§ 3:55 —Breach of contract

### D. ALTERNATIVE DISPUTE RESOLUTION

- § 3:56 Alternative dispute resolution
- § 3:57 Arbitration agreement
- § 3:58 Agreement to mediate
- § 3:59 Motion for mediation
- § 3:60 Order of referral to mediation
- § 3:61 Report of mediator

### CHAPTER 4. STATUTORY LIENS

#### A. IN GENERAL

§ 4:1 Introduction to statutory liens

#### B. MECHANICS' AND MATERIALMEN'S LIENS

- § 4:2 Introduction to mechanics' and materialmen's liens
- § 4:3 Enforcement of mechanics' and materialmen's lien
- § 4:4 Notice to owner of right to lien
- § 4:5 Demand by remote contractor for payment— Including assertion of rights under Prompt Pay Act and claim for trust funds
- § 4:6 Notice of lien
- § 4:7 Notice of completion
- § 4:8 Notice of nonpayment
- § 4:9 Contractor's notice to owner that all liens have been paid
- § 4:10 Lien waiver
- § 4:11 Unconditional lien waiver and release upon final payment
- § 4:12 Release of lien
- § 4:13 Certificate of satisfaction of lien
- § 4:14 Bond
- § 4:15 Payment bond—Government property
- § 4:16 Performance bond—Government property
- § 4:17 Verified complaint to enforce mechanics' and materialmen's lien

#### C. ARTISANS' AND OTHER POSSESSORY LIENS

§ 4:18 Introduction

- § 4:19 Notice to owner of intention to sell property in possession of person who made repairs
- § 4:20 Notice of attorney's lien

#### D. WAREHOUSEMAN'S LIENS

- § 4:21 Introduction
- § 4:22 Notice of enforcement of warehouseman's lien

#### E. HOSPITAL LIENS

- § 4:23 Introduction
- § 4:24 Hospital lien—Lien against cause of action of person injured
- § 4:25 ——Another form
- § 4:26 Release of lien by health care provider

#### F. TAX LIENS

- § 4:27 Introduction
- § 4:28 Redemption of property after tax sale
- § 4:29 Notice of tax lien sales

### G. RECOVERY OF PERSONAL PROPERTY SUBJECT TO LIEN

§ 4:30 Action to recover personal property subject to motor vehicle lien

### CHAPTER 5. FORECLOSURE PURSUANT TO DEEDS OF TRUST

- § 5:1 Introduction to foreclosure pursuant to deeds of trust in Tennesse
- § 5:2 Appointment of successor trustee
- § 5:3 Notice of right to foreclose
- § 5:4 Notice of successor trustee's sale
- § 5:5 Letter to other lienholders and others with interest in property
- § 5:6 Federal tax lien letter
- § 5:7 State tax lien letter for lien filed by Department of Revenue
- § 5:8 Foreclosure contract
- § 5:9 Memorandum of purchase at trustee's sale
- § 5:10 Successor trustee's deed

§ 5:11	Workout, forbearance, and release agreement
§ 5:12	Deed in lieu of foreclosure—Terminating security
	instruments
§ 5:13	—Without merger
§ 5:14	Affidavit to support deed in lieu of foreclosure and related title insurance
§ 5:15	Miscellaneous income—IRS Form 1099-Misc
§ 5:16	Deficiency letter
§ 5:17	Complaint for foreclosure under deed of trust
§ 5:18	Complaint to reinstate erroneously released deed of trust and for foreclosure under deed of trust
§ 5:19	Cancellation of release and reinstatement of deed of trust
§ 5:20	Affidavit to reinstate mortgage to secure debt erroneously satisfied of record
§ 5:21	Foreclosure-rescue consultants
§ 5:22	Homeowner's right of cancellation of foreclosure-
	rescue agreement

### PART III. PREJUDGMENT REMEDIES

### CHAPTER 6. PREJUDGMENT REMEDIES INCLUDING ARREST (NE EXEAT)

### A. PREJUDGMENT REMEDIES

§ 6:1 Prejudgment remedies—In general

### **B.** ARREST (NE EXEAT)

2	6.2	Introduction
<b>(7</b>	n · /	Introduction

- § 6:3 Motion for writ of ne exeat
- § 6:4 Affidavit in support of motion for writ of ne exeat
- § 6:5 Motion for writ of ne exeat—Domestic relations
- § 6:6 Plaintiff's bond
- § 6:7 Order for writ of ne exeat
- § 6:8 Writ of ne exeat
- § 6:9 Defendant's bond
- § 6:10 Order discharging writ of ne exeat—Form

### **CHAPTER 7. ATTACHMENT**

§ 7:1 Introduction

§ 7:2	Complaint for prejudgment attachment
§ 7:3	Motion for prejudgment attachment
§ 7:4	Plaintiff's bond to indemnify defendant
§ 7:5	Writ of attachment
§ 7:6	—Another form
§ 7:7	Motion to dissolve attachment
§ 7:8	Defendant's bond for retention of attached property
§ 7:9	Defendant's bond for release of property from attachment
§ 7:10	Motion for sale of perishable property
§ 7:11	Motion to dismiss and discharge plaintiff's attachment action
§ 7:12	Order of publication

### CHAPTER 8. GARNISHMENT

- § 8:1 Introduction
  § 8:2 Exemptions
  § 8:3 Application (affidavit) for prejudgment writ of garnishment
  § 8:4 Order granting application for and directing issuance
- § 8:4 Order granting application for and directing issuance of writ of garnishment
- § 8:5 Notice of garnishment
- § 8:6 Motion to quash garnishment writ and dissolve garnishment proceedings

### **CHAPTER 9. INJUNCTIONS**

- § 9:1 Introduction
- § 9:2 Application for restraining order
- § 9:3 Affidavit in support of motion for restraining order
- § 9:4 Bond for restraining order or temporary injunction
- § 9:5 Restraining order
- § 9:6 Order extending restraining order
- § 9:7 Motion to dissolve restraining order
- § 9:8 Motion for temporary injunction
- § 9:9 Temporary injunction
- § 9:10 Motion to vacate temporary injunction
- § 9:11 Motion for issuance of show-cause order—Contempt of court for violation of injunction
- § 9:12 Judgment of contempt of court—Violation of temporary injunction

### CHAPTER 10. LIEN LIS PENDENS

§ 10:1 Introduction

§ 10:2 Abstract and notice of lien lis pendens
§ 10:3 —Another form
§ 10:4 Abstract of judgment
§ 10:5 Application for discharge of notice of lis pendens (with order)

### CHAPTER 11. PREJUDGMENT RECEIVERSHIP

§ 11:1	Introduction
§ 11:2	Receivership and Bankruptcy Code
§ 11:3	Motion for appointment of receiver
§ 11:4	Verified complaint for the appointment of receiver, temporary and permanent injunction, and other relief
§ 11:5	Motion for appointment of receiver ex parte
§ 11:6	Order appointing receiver
§ 11:7	Recitation of receiver's powers and injunctive provision
§ 11:8	Bond of receiver
§ 11:9	Receiver's final report and application for discharge
§ 11:10	Order confirming final report and discharging

### **CHAPTER 12. RECOVERY OF PROPERTY**

### A. RECOVERY OF PERSONAL PROPERTY

receiver

§ 12:1	Introduction to recovery of personal property
§ 12:2	Complaint for recovery of personal property— Wrongful taking and wrongful retention
§ 12:3	—Proper taking, wrongful retention
§ 12:4	Motion for immediate issuance of writ of possession
§ 12:5	Affidavit for recovery of personal property
§ 12:6	—Ex parte
§ 12:7	Bond for recovery of personal property
§ 12:8	Process for recovery of personal property—General sessions court
§ 12:9	——Action to satisfy lien on motor vehicle for repayment of loan
§ 12:10	—Courts other than general sessions
§ 12:11	Writ of possession—Personal property

- § 12:12 Restraining order § 12:13 Defendant's claim
- § 12:13 Defendant's claim of property § 12:14 "Re-repossessory" bond—Defendant
- § 12:15 Warrant—Detinue
- § 12:16 Writ of restitution

### B. RECOVERY OF REAL PROPERTY

- § 12:17 Introduction
- § 12:18 Warrant for forcible entry and detainer
- § 12:19 Judgment for forcible entry and detainer
- § 12:20 Writ of possession

### CHAPTER 13. SEQUESTRATION

- § 13:1 Introduction
- § 13:2 Plaintiff's application and affidavit for writ of sequestration
- § 13:3 Notice to defendant of plaintiff's application for writ of sequestration
- § 13:4 Order for writ of sequestration
- § 13:5 Writ of sequestration
- § 13:6 Plaintiff's bond for sequestration
- § 13:7 Defendant's bond for replevy of sequestered property
- § 13:8 Defendant's sworn motion to vacate, dissolve or modify writ of sequestration

### CHAPTER 14. SETTING ASIDE FRAUDULENT TRANSFERS

- § 14:1 Introduction to prejudgment actions to set aside fraudulent transfers
- § 14:2 Complaint on claim for debt and to set aside fraudulent transfer

### PART IV. POSTJUDGMENT REMEDIES

### CHAPTER 15. POSTJUDGMENT REMEDIES AND DEBTOR PROTECTIONS

#### A. POSTJUDGMENT REMEDIES

§ 15:1 Postjudgment remedies—In general

#### TABLE OF CONTENTS

- § 15:2 Interest on judgments
- § 15:3 Bankruptcy protection

#### B. STAYS

- § 15:4 Introduction
- § 15:5 Motion for stay—Pending appeal
- § 15:6 Bond for stay pending appeal
- § 15:7 Motion for stay—Settlement negotiations
- § 15:8 Petition to appellate court for stay
- § 15:9 Motion for stay—Military service
- § 15:10 Affidavit—Motion for stay—Military service
- § 15:11 Motion to vacate stay—Defendant fraudulently removing property
- § 15:12 Affidavit in support of motion to vacate stay

### C. EXEMPTIONS

- § 15:13 Personal property
- § 15:14 Homestead
- § 15:15 Property held in tenancy by the entireties
- § 15:16 Federal exemptions
- § 15:17 Exemption procedure
- § 15:18 Notice of exemptions
- § 15:19 Debtor's filing of exempt property
- § 15:20 Judgment debtor's motion to strike writ of execution attaching exempt property

#### D. CHARITABLE IMMUNITY

§ 15:21 Introduction

### CHAPTER 16. LETTERS TO JUDGMENT DEBTORS

- § 16:1 Introduction
- § 16:2 First letter to nonconsumer judgment debtor
- § 16:3 Follow-up letter to nonconsumer judgment debtor
- § 16:4 —Installment payment missed
- § 16:5 First letter to consumer judgment debtor
- § 16:6 Follow-up letter to consumer judgment debtor
- § 16:7 —Installment payment missed

### CHAPTER 17. INTRODUCTION TO SUPPLEMENTARY PROCEEDINGS

§ 17:1 Introduction

§ 17	Creditor's bill of discovery	
§ 17	Judicial show cause order in creditor's bill of discovery	
§ 17	· · · · · · · · · · · · · · · · · · ·	
§ 17		
§ 17	Motion for order requiring third party to appear	
§ 17	Order requiring third party to appear	
§ 17	Interrogatories in aid of judgment	
§ 17	—Another form	
§ 17	O Interrogatories to officer of corporate judgment debtor	
§ 17	1 Motion to compel answers to interrogatories in aid of judgment	
§ 17		
§ 17	· ·	
§ 17		
CF	APTER 18. POSTJUDGMENT	
	RNISHMENT	
§ 18		
§ 18	S	
§ 18	1	
§ 18	11	
§ 18	S	
§ 18	• 6	
§ 18	Notice to judgment debtor and garnishee of garnishment and right to pay judgment in installments	
§ 18	Motion for conditional judgment against garnishee—Failure to answer	
§ 18		
§ 18	· ·	
§ 18		
§ 18	1 0 0	
§ 18	1 0	
_	9	

### **CHAPTER 19. EXECUTION**

- § 19:1 Introduction
- § 19:2 Debtor's rights prior to execution

#### TABLE OF CONTENTS

§ 19:3	Execution sale
§ 19:4	Debtor's right to redeem real property even after execution sale
§ 19:5	Request for writ of execution
§ 19:6	Execution bond
§ 19:7	Indemnity bond
§ 19:8	Notice to judgment debtor of execution
§ 19:9	Judgment debtor's delivery bond
§ 19:10	Judgment creditor's execution upon forfeiture of judgment debtor's bond
§ 19:11	Motion to quash execution
§ 19:12	Motion to set aside execution
§ 19:13	Notice of execution sale
§ 19:14	Motion to set aside proceedings for sale on execution and to stay all proceedings pending appeal
§ 19:15	Order setting aside proceedings for sale on execution and staying all proceedings pending appeal
§ 19:16	Responsibility for execution of levy or attachment

### CHAPTER 20. CHARGING ORDER ON PARTNERSHIP INTERESTS

- § 20:1 Introduction
- § 20:2 Motion for charging order
- § 20:3 Charging order

### CHAPTER 21. JUDGMENT LIENS

- § 21:1 Introduction
- § 21:2 Procedure for registering judgment lien on real property
- § 21:3 Procedure for registering execution lien on personal property
- § 21:4 Bankruptcy complications
- § 21:5 Abstract of judgment
- § 21:6 Judgment lien
- § 21:7 Satisfaction of judgment
- § 21:8 Release of judgment lien
- § 21:9 —Another form
- § 21:10 Partial release of judgment lien

### CHAPTER 22. FRAUDULENT TRANSFERS

§ 22:1 Introduction to postjudgment actions to avoid fraudulent transfers

§ 22:2	Fraudulent transfers in other contexts
§ 22:3	Fraudulent transfers in the bankruptcy context
§ 22:4	Uniform Fraudulent Transfer Act
§ 22:5	Complaint to set aside fraudulent transfer of real
§ 22:6	property Complaint to set aside fraudulent transfer
§ 22:7	—Intra-family transfer
§ 22:8	Creditor's bill
§ 22:9	—With request for appointment of receiver
§ 22:10	Reciting previous attempts to enforce
CHA	PTER 23. INJUNCTIONS
§ 23:1	Introduction
§ 23:2	Judgment for permanent injunction and damages
§ 23:3	Motion to suspend injunction pending appeal
§ 23:4	Order suspending injunction pending appeal
§ 23:5	Bond on suspending injunction pending appeal
§ 23:6	Order granting injunction pending appeal
CHA	PTER 24. CONTEMPT PROCEEDINGS
§ 24:1	Introduction
§ 24:2	Punishment for contempt
§ 24:3	Motion for contempt
§ 24:4	Petition for order to show cause why debtor should not be held in contempt
§ 24:5	Affidavit in support of motion for contempt or
§ 24.0	request for show cause order
§ 24:6	Order setting contempt hearing
§ 24:7	Judgment of civil contempt
§ 24:8	Contempt order
§ 24:9	Order of attachment for contempt
§ 24:10	Warrant for arrest and imprisonment of debtor for contempt
§ 24:11	Writ of sequestration upon contempt order
CHA	PTER 25. POSTJUDGMENT
RECI	EIVERSHIP
§ 25:1	Introduction
§ 25.1 § 25:2	Motion to appoint receiver
§ 25.2 § 25:3	Affidavit in support of motion to appoint receiver
§ 25.3 § 25:4	Order to show cause why receiver should not be
χ ΔJ.4	appointed

§ 25:5	Order appointing receiver
§ 25:6	Order appointing receiver (short form)
§ 25:7	Receiver's bond
§ 25:8	Notice of appointment of receiver—With demand for payment or delivery
§ 25:9	Show cause order—Contempt—Debtor's failure to deliver property to receiver
§ 25:10	Motion to excuse turnover by receiver under Bankruptcy Code
§ 25:11	Receiver's motion for order of sale
§ 25:12	Order of sale
§ 25:13	Report of sale and motion for confirmation
§ 25:14	Order confirming receiver's sale
§ 25:15	Receiver's final report
§ 25:16	Motion to confirm receiver's final report
§ 25:17	Order confirming receiver's final report—Allowing fees and providing for distribution of funds

### CHAPTER 26. ENFORCEMENT OF FOREIGN JUDGMENTS

§ 26:1	Introduction to enforcement of foreign judgments in Tennessee—Federal judgments
§ 26:2	—Foreign state court judgments
§ 26:3	—Enforcement of defamation judgments of courts outside the United States
§ 26:4	Authentication of judgment for filing in another state
§ 26:5	Affidavit in support of complaint to enforce foreign judgment
§ 26:6	Notice of filing of foreign judgment
§ 26:7	Summons for enforcement of foreign judgment

### **CHAPTER 27. REVIVAL OF JUDGMENT**

- § 27:1 Introduction
- § 27:2 Petition to revive and extend judgment and lien
- § 27:3 Motion for revival of judgment
- § 27:4 Order for notice to show cause on revival of judgment
- $\S~27:5$  Notice to show cause on revival of judgment
- § 27:6 Order for revival of judgment
- § 27:7 Writ of scire facias

### PART V. BANKRUPTCY

### CHAPTER 28. BANKRUPTCY ALTERNATIVES

§ 28:1	Bankruptcy overview
§ 28:2	Jurisdiction and structure of bankruptcy court
§ 28:3	Bankruptcy rules and forms
§ 28:4	Bankruptcy terms
§ 28:5	Venue
§ 28:6	Motion for change of venue
§ 28:7	Bankruptcy as debtor's alternative
§ 28:8	Who may be a debtor?
§ 28:9	Bankruptcy as creditor's alternative
§ 28:10	Chapter 7 liquidation
§ 28:11	Chapter 9 municipal debt adjustment
§ 28:12	Chapter 11 reorganization or liquidation
§ 28:13	Chapter 12 adjustment of debts of family farmer or family fisherman with regular annual income
§ 28:14	Chapter 13 adjustment of debts of individual with regular income
§ 28:15	Chapter 15 ancillary and other cross-border cases

### **Table of Laws and Rules**

**Table of Cases** 

**Index** 

### Volume 16A

### CHAPTER 29. COMMENCEMENT OF A CASE

### A. VOLUNTARY CASES

$\S 29:1$	Voluntary petitions
§ 29:2	Voluntary petition for individual—Official Form
	B101, with Forms B101A and B101B
§ 29:3	Voluntary petition for non-individual—Official
	Form B201, with Attachment B201A for non-
	individual filing under Chapter 11
§ 29:4	Declaration under penalty of perjury for non-
	individual debtors—Official Form B202

§ 29:5	Required lists, schedules, statements and fees
§ 29:6	Checklist—Required lists, schedules, statements and fees—Director's Form B2000
§ 29:7	Caption—Official Forms B416A and B416B
§ 29:8	Motion to extend time to complete filing
§ 29:9	Order extending time to complete schedules
§ 29:10	Application and order to pay filing fee in installments—Official Form B103A
§ 29:11	Application and order for waiver of Chapter 7 filing fee for individuals who cannot pay filing fee in full or in installments—Official Form B103B
§ 29:12	Required schedules for individual debtors—Official Form B106 through B106J-2
§ 29:13	Statement of financial affairs for individuals filing for bankruptcy—Official Form B107
§ 29:14	Required schedules for non-individual debtors— Official Forms B206 through B206H
§ 29:15	Statement of financial affairs for non-individuals filing for bankruptcy—Official Form B207
§ 29:16	Notice of commencement of case under Bankruptcy Code, meeting of creditors, and deadlines— Official Form B309A through B309I
§ 29:17	Matrix
§ 29:18	Amendments to schedules
§ 29:19	Debtor's motion to amend schedules and mailing matrix
§ 29:20	Order granting debtor's motion to amend schedules
§ 29:21	Statement of social security number—Official Form B121
§ 29:22	Corporate ownership statement
§ 29:23	Statement of military service—Director's Form B2020
§ 29:24	Individual debtor's statement of compliance with credit counseling requirement—Official Form B101
§ 29:25	Motion for additional time to obtain credit briefing
§ 29:26	Debtor's statement concerning payment advices
§ 29:27	Bankruptcy petition preparer's notice, declaration and signature—Official Form B 119
§ 29:28	Notice required by 11 U.S.C.A. § 342(b) for individuals filing for bankruptcy—Director's Form B 2010
§ 29:29	Certificate of commencment of case—Director's Form B 2060

§ 29:30	Tax returns
§ 29:31	Motion for Rule 2004 examination
§ 29:32	Order for Rule 2004 examination
§ 29:33	Order for Rule 2004 examination of nondebtor witness
§ 29:34	Subpoena for Rule 2004 examination—Director's Form B 2540
§ 29:35	Notice of Chapter 7 case for individuals or joint debtors, with no proof of claim deadline—Official Form B309A
§ 29:36	Notice of Chapter 7 case for individuals or joint debtors, with proof of claim deadline set—Official Form B309B
§ 29:37	Notice of Chapter 7 case for non-individuals, with no proof of claim deadline—Official Form B309C
§ 29:38	Notice of Chapter 7 case for non-individuals, with proof of claim deadline set—Official Form B309D
§ 29:39	Notice of Chapter 11 case for individuals or joint debtors—Official Form B309E
§ 29:40	Notice of Chapter 11 case for corporations or partnerships—Official Form B309F
§ 29:41	Notice of Chapter 12 case for individuals or joint debtors—Official Form B309G
§ 29:42	Notice of Chapter 12 case for corporations or partnerships—Official Form B309H
§ 29:43	Notice of Chapter 13 case—Official Form B309I
B. IN	VOLUNTARY CASES
§ 29:44	Involuntary petitions
§ 29:45	Involuntary petition against individual—Official Form B105
§ 29:46	Involuntary petition against non-individual— Official Form B205
§ 29:47	Summons to debtor in involuntary case—Director's Form B 2500E
§ 29:48	Answer to involuntary petition
§ 29:49	Order for relief involuntary case—Director's Form B 2530
§ 29:50	Order to file schedules, lists and statements

### C. JOINT ADMINISTRATION AND SUBSTANTIVE CONSOLIDATION

 $\S~29:51$  Notice of motion to jointly administer cases

§ 29:52	Order for joint administration of cases and transferring case to judge assigned to lead case
§ 29:54	Order jointly administering Chapter 7 cases Order jointly administering Chapter 11 cases Notice of motion to substantively consolidate cases

### CHAPTER 30. EMPLOYMENT OF PROFESSIONALS AND APPEARANCES

§ 30:1	Court authorization
§ 30:2	Application for employment of professionals
§ 30:3	United States trustee, Region 8, guidelines for applications to employ professional persons
§ 30:4	Attorney's statement regarding fee arrangements
§ 30:5	Disclosure of compensation of attorney for debtor— Procedural Form B2030
§ 30:6	Professional's affidavit of disinterestedness
§ 30:7	Application for order approving employment of attorney
§ 30:8	Applications for compensation or reimbursement
§ 30:9	United States trustee's guidelines for fee and reimbursement applications
§ 30:10	United States trustee, Region 8, supplemental guidelines for fee applications
§ 30:11	Notice of appearance and request for notice
§ 30:12	Appearance of child support creditor or representative
§ 30:13	Motion of intent to collect child support
§ 30:14	Order granting motion of intent to collect child support
§ 30:15	Motion to be admitted pro hac vice
§ 30:16	Notice of substituted counsel
§ 30:17	Motion for administrative order establishing procedures for professional compensation
§ 30:18	Disclosure of compensation of attorney for Chapter

### CHAPTER 31. DEBTOR'S DUTIES AND BENEFITS

§ 31:1	Duties of debtor
§ 31:2	Property of bankruptcy estate
§ 31:3	Exclusions from property of the bankruptcy estate
§ 31:4	Exemptions under the Bankruptcy Code

\$ 31:6 Other exemptions under Federal law \$ 31:7 Property claimed as exempt—Official Form \$ 31:8 Servicemembers Civil Relief Act \$ 31:9 Objection to debtor's claimed exemption \$ 31:10 Motion to extend time to file objections to exemptions \$ 31:11 Notice of objection—Official Form B20A \$ 31:12 Avoidance of transfers \$ 31:13 Lien avoidance \$ 31:14 Motion to avoid lien \$ 31:15 Statement of debtor to support motion to a \$ 31:16 Order on motion to avoid lien—Eastern Di Tennessee—Passive \$ 31:17 Motion to avoid judicial lien \$ 31:18 Order avoiding judicial lien—Eastern Distratement \$ 31:19 Reaffirmation agreement \$ 31:20 Reaffirmation agreement—Director's Form \$ 31:21 Reaffirmation agreement, alternative—Director's Form \$ 31:22 Reaffirmation agreement, alternative—Director's	n B106C
\$ 31:8 Servicemembers Civil Relief Act \$ 31:9 Objection to debtor's claimed exemption \$ 31:10 Motion to extend time to file objections to exemptions \$ 31:11 Notice of objection—Official Form B20A \$ 31:12 Avoidance of transfers \$ 31:13 Lien avoidance \$ 31:14 Motion to avoid lien \$ 31:15 Statement of debtor to support motion to a \$ 31:16 Order on motion to avoid lien—Eastern Di Tennessee—Passive \$ 31:17 Motion to avoid judicial lien \$ 31:18 Order avoiding judicial lien—Eastern Distraction \$ 31:19 Reaffirmation agreement \$ 31:20 Reaffirmation agreement—Director's Form \$ 31:21 Reaffirmation agreement—Director's Form	n B106C
\$ 31:9 Objection to debtor's claimed exemption \$ 31:10 Motion to extend time to file objections to exemptions \$ 31:11 Notice of objection—Official Form B20A \$ 31:12 Avoidance of transfers \$ 31:13 Lien avoidance \$ 31:14 Motion to avoid lien \$ 31:15 Statement of debtor to support motion to a \$ 31:16 Order on motion to avoid lien—Eastern Di Tennessee—Passive \$ 31:17 Motion to avoid judicial lien \$ 31:18 Order avoiding judicial lien—Eastern Distraction \$ 31:19 Reaffirmation agreement \$ 31:20 Reaffirmation agreement cover sheet—Offi Form B427 \$ 31:21 Reaffirmation agreement—Director's Form	
\$ 31:10 Motion to extend time to file objections to exemptions \$ 31:11 Notice of objection—Official Form B20A \$ 31:12 Avoidance of transfers \$ 31:13 Lien avoidance \$ 31:14 Motion to avoid lien \$ 31:15 Statement of debtor to support motion to a \$ 31:16 Order on motion to avoid lien—Eastern Di Tennessee—Passive \$ 31:17 Motion to avoid judicial lien \$ 31:18 Order avoiding judicial lien—Eastern Distraction \$ 31:19 Reaffirmation agreement \$ 31:20 Reaffirmation agreement cover sheet—Offi Form B427 \$ 31:21 Reaffirmation agreement—Director's Form	
exemptions  § 31:11 Notice of objection—Official Form B20A  § 31:12 Avoidance of transfers  § 31:13 Lien avoidance  § 31:14 Motion to avoid lien  § 31:15 Statement of debtor to support motion to a  § 31:16 Order on motion to avoid lien—Eastern Di Tennessee—Passive  § 31:17 Motion to avoid judicial lien  § 31:18 Order avoiding judicial lien—Eastern Distrated Tennessee—Hearing  § 31:19 Reaffirmation agreement  § 31:20 Reaffirmation agreement cover sheet—Offi Form B427  § 31:21 Reaffirmation agreement—Director's Form	
§ 31:11 Notice of objection—Official Form B20A § 31:12 Avoidance of transfers § 31:13 Lien avoidance § 31:14 Motion to avoid lien § 31:15 Statement of debtor to support motion to a § 31:16 Order on motion to avoid lien—Eastern Di Tennessee—Passive § 31:17 Motion to avoid judicial lien § 31:18 Order avoiding judicial lien—Eastern Dist Tennessee—Hearing § 31:19 Reaffirmation agreement § 31:20 Reaffirmation agreement cover sheet—Offi Form B427 § 31:21 Reaffirmation agreement—Director's Form	claim of
\$ 31:13 Lien avoidance \$ 31:14 Motion to avoid lien \$ 31:15 Statement of debtor to support motion to a \$ 31:16 Order on motion to avoid lien—Eastern Di Tennessee—Passive \$ 31:17 Motion to avoid judicial lien \$ 31:18 Order avoiding judicial lien—Eastern Distraction Tennessee—Hearing \$ 31:19 Reaffirmation agreement \$ 31:20 Reaffirmation agreement cover sheet—Offi Form B427 \$ 31:21 Reaffirmation agreement—Director's Form	
§ 31:14 Motion to avoid lien § 31:15 Statement of debtor to support motion to a § 31:16 Order on motion to avoid lien—Eastern Di Tennessee—Passive § 31:17 Motion to avoid judicial lien § 31:18 Order avoiding judicial lien—Eastern Distratement § 31:19 Reaffirmation agreement § 31:20 Reaffirmation agreement cover sheet—Offi Form B427 § 31:21 Reaffirmation agreement—Director's Form	
§ 31:15 Statement of debtor to support motion to a § 31:16 Order on motion to avoid lien—Eastern Di Tennessee—Passive § 31:17 Motion to avoid judicial lien § 31:18 Order avoiding judicial lien—Eastern Distraction Tennessee—Hearing § 31:19 Reaffirmation agreement § 31:20 Reaffirmation agreement cover sheet—Offi Form B427 § 31:21 Reaffirmation agreement—Director's Form	
§ 31:16 Order on motion to avoid lien—Eastern Di Tennessee—Passive § 31:17 Motion to avoid judicial lien § 31:18 Order avoiding judicial lien—Eastern Distration—Tennessee—Hearing § 31:19 Reaffirmation agreement § 31:20 Reaffirmation agreement cover sheet—Offi Form B427 § 31:21 Reaffirmation agreement—Director's Form	
Tennessee—Passive  § 31:17 Motion to avoid judicial lien  § 31:18 Order avoiding judicial lien—Eastern Distration Tennessee—Hearing  § 31:19 Reaffirmation agreement  § 31:20 Reaffirmation agreement cover sheet—Offither Form B427  § 31:21 Reaffirmation agreement—Director's Form	avoid lien
§ 31:18 Order avoiding judicial lien—Eastern Distraction Tennessee—Hearing § 31:19 Reaffirmation agreement § 31:20 Reaffirmation agreement cover sheet—Offirm B427 § 31:21 Reaffirmation agreement—Director's Form	strict of
Tennessee—Hearing § 31:19 Reaffirmation agreement § 31:20 Reaffirmation agreement cover sheet—Offi Form B427 § 31:21 Reaffirmation agreement—Director's Form	
§ 31:20 Reaffirmation agreement cover sheet—Offi Form B427 § 31:21 Reaffirmation agreement—Director's Form	rict of
Form B427 § 31:21 Reaffirmation agreement—Director's Form	
§ 31:22 Reaffirmation agreement, alternative—Dir	B2400A
Form B2400A/B ALT	ector's
§ 31:23 Motion for approval of reaffirmation agreed Director's Form B2400B	ment—
§ 31:24 Order approving reaffirmation agreement– Director's Form B2400C	_
§ 31:25 Alternate Order approving reaffirmation agreement—Director's Form B2400C ALT	- -
§ 31:26 Redemption of personal property	
§ 31:27 Motion for redemption	
§ 31:28 Order authorizing redemption	
§ 31:29 Valuation	
§ 31:30 Automatic stay	
§ 31:31 Relief from automatic stay	
§ 31:32 Agreed order extending automatic stay	
§ 31:33 Motion for relief from stay and abstention	
§ 31:34 Objection to motion for relief from stay	
§ 31:35 Automatic stay—Effect of prior filings	
§ 31:36 —Effect of debtor's statement of intent	
§ 31:37 Agreed order granting relief from stay and abandonment—Form 11, Western District Tennessee	

§ 31:38	Adequate protection
§ 31:39	Consent order granting adequate protection,
	modifying plan and withdrawing objection to
0.01.10	confirmation of chapter 13 plan
§ 31:40	Use, sale or lease of property
§ 31:41	Motion for authority to sell real property
§ 31:42	Order authorizing debtor to sell real property
§ 31:43	Executory contracts and unexpired leases
§ 31:44 § 31:45	Abandonment Order pursuent to \$ 554 and Pule 6007
§ 31:45 § 31:46	Order pursuant to § 554 and Rule 6007 Discharge
8 91.40	Discharge
<b>CHAI</b>	PTER 32. CLAIMS OF CREDITORS
§ 32:1	Definition of claim and proof of claim
§ 32:2	Filing of proof of claim
§ 32:3	Proof of claim—Official Form B410
§ 32:4	Proof of claim, Attachment A—Official Form B410A
§ 32:5	Notice of mortgage payment change—Official Form B410S-1
§ 32:6	Notice of postpetition mortgage fees, expenses, and charges—Official Form B410S-2
§ 32:7	Motion by transferee for substitution as claimant
§ 32:8	Transfer of claim other than for security— Director's Form B2100A
§ 32:9	Order on post-petition claims in Chapter 13— Western District of Tennessee
§ 32:10	Order acknowledging debtor's amendment to add creditors
§ 32:11	Notice to newly scheduled creditor
§ 32:12	General power of attorney—Director's Form B4011A
§ 32:13	Special power of attorney—Director's Form B4011B
§ 32:14	Creditor's counsel's notice of appearance, request for service and request for addition to mailing matrix
§ 32:15	Appearance of child support creditor or representative—Director's Form B2810
§ 32:16	Notice of need to file proof of claim, due to recovery of assets—Director's Form B2040
§ 32:17	Motion to set bar date for filing claim in Chapter 9 or Chapter 11 case
§ 32:18	Objections to and allowance of claims or interests
§ 32:19	Objections to allowance of claims

§ 32:20	Notice of objection to claim—Official Form B420B
§ 32:21	Motion for payment of unclaimed funds
§ 32:22	Motion to withdraw unclaimed funds—Appendix
	C-1, Middle District of Tennessee
§ 32:23	Notice of filing claim by debtor or trustee
§ 32:24	Order disallowing (or allowing) claim
§ 32:25	Motion for valuation of security
§ 32:26	Objection to claim based on value of collateral
§ 32:27	Notice of withdrawal of claim

## CHAPTER 33. LITIGATION IN THE BANKRUPTCY COURT

§ 33:1 Introduction to litigation in the bankruptcy court

### A. MOTION PRACTICE

§ 33:2	Introduction to motion practice in the bankruptcy
	court
§ 33:3	Captions to motions
§ 33:4	Notice of motion or objection—Official Form B420A
§ 33:5	Notice of hearing—Eastern District of Tennessee
§ 33:6	—Middle District of Tennessee
§ 33:7	Certificate of service—Western District of Tennessee
§ 33:8	Certificate of compliance with Local Bankruptcy
	Rule 9013-1—Western District of Tennessee
§ 33:9	Exhibit summary—Eastern District of Tennessee

### **B. ADVERSARY PROCEEDINGS**

§ 33:10	Introduction to adversary proceedings
§ 33:11	Turnover proceedings
§ 33:12	Chapter 13 debtor's complaint to compel turnover—Western District of Tennessee
§ 33:13	Consent order granting turnover and setting value of vehicle
§ 33:14	Avoidance complaints
§ 33:15	Preferential transfers
§ 33:16	Preference complaint
§ 33:17	Fraudulent transfers
§ 33:18	Complaint to deny discharge
§ 33:19	Exceptions to discharge of particular debts
§ 33:20	Motion to extend deadline to determine dischargeability and object to discharge

§ 33:21	Revocation of discharge
§ 33:22	Adversary proceeding cover sheet—Director's Form B1040
§ 33:23	Caption for adversary proceeding other than for complaint filed by debtor—Official Form B416D
§ 33:24	Summons in adversary proceeding—Director's Form B 2500A
§ 33:25	Summons and notice of pretrial conference in adversary proceeding—Director's Form B 2500B
§ 33:26	Summons and notice of trial in adversary proceeding—Director's Form B 2500C
§ 33:27	Summons to third party in adversary proceeding— Director's Form B 2500D
§ 33:28	Summons and notice of pretrial conference—
	Western District of Tennessee
§ 33:29	Summons and notice of complaint—Western District of Tennessee
§ 33:30	Pretrial order—Western District of Tennessee
§ 33:31	Consent to jury trial in bankruptcy court—Western District of Tennessee
§ 33:32	Order scheduling settlement conference
§ 33:33	Execution of judgments
§ 33:34	Summary of exhibits
§ 33:35	Subpoena to appear and testify—Director's Form B2550
§ 33:36	Subpoena to testify at deposition—Director's Form B2560
§ 33:37	Subpoena to produce documents or other discovery—Director's Form B2570
§ 33:38	Judgment in adversary proceeding—Director's Form B 2610C
§ 33:39	Certification of judgment for registration in another district—Director's Form B2650
C. AP	PEALS

§ 33:40	Introduction to appeals from the bankruptcy court
§ 33:41	Notice of appeal and statement of election—Official Form B417A
§ 33:42	Motion to extend time to appeal
§ 33:43	Motion for stay pending appeal
§ 33:44	Order for stay pending appeal
§ 33:45	Optional appellee statement of election to proceed in district court—Official Form B417B

§ 33:46 Certification to court of appeals—Official Form B424

§ 33:47 Designation of record and statement of issues on appeal

§ 33:48 Appellee's designation of additional items for inclusion in record on appeal

§ 33:49 Certificate of compliance with Rule 8015(a)(7)(B) or 8016(d)(2)—Official Form B417C

# CHAPTER 34. LIQUIDATION, REORGANIZATION OR ADJUSTMENT OF DEBTS

### A. CHAPTER 7 LIQUIDATION

§ 34:1	Notice to individual consumer debtor—Procedural Form B2010
§ 34:2	Duties for Chapter 7 debtor under Bankruptcy Code, as amended by 2005 Bankruptcy Act
§ 34:3	Official Forms to commence Chapter 7 case
§ 34:4	Chapter 7 statement of current monthly income— Official Form B122A-1
§ 34:5	Chapter 7 statement of exemption from presumption of abuse—Official Form B122A-1Supplement
§ 34:6	Chapter 7 means test calculation—Official Form B122A-2
§ 34:7	Statement regarding payment advices—Local Form 1007.1, Eastern District of Tennessee
§ 34:8	Amendment to schedules
§ 34:9	Acknowledgement of debtor's amendment—Local Form 55, Western District of Tennessee
§ 34:10	Motion to amend schedules to add prepetition creditor
§ 34:11	Order granting motion to amend schedules to add omitted prepetition creditor—Western District of Tennessee
§ 34:12	Chapter 7 debtor's statement of intention—Official Form B108
§ 34:13	Debtor's certification of completion of instructional course concerning personal financial management—Official Form B423
§ 34:14	Discharge—Official Form B318

### B. CHAPTER 9 ADJUSTMENT OF DEBTS OF A MUNICIPALITY

- MUNICIPALITY

  § 34:15 Introduction to Chapter 9
  § 34:16 Purpose of municipal bankruptcy
  § 34:17 Commencement of the case
- § 34:18 Proofs of claim§ 34:19 Roles of parties to a Chapter 9 case

### C. CHAPTER 11 LIQUIDATION OR REORGANIZATION

REURGANIZATION		
§ 34:20	Introduction to Chapter 11	
§ 34:21	Statement of current monthly income for Chapter 11 cases—Official Form B122B	
§ 34:22	For Chapter 11 cases—List of creditors who have the 20 largest unsecured claims against you who are not insiders (individual)—Official Form B104	
§ 34:23	—List of creditors who have the 20 largest unsecured claims against you who are not insiders (non-individuals)—Official Form B204	
§ 34:24	Attachment to voluntary petition for non- individuals filing for bankruptcy under Chapter 11—Official Form B201A	
§ 34:25	Certificate of retention of debtor in possession— Director's Form B2070	
§ 34:26	Chapter 11 trustee's (or debtor in possession's) application to defer payment of certain fees—Western District of Tennessee	
§ 34:27	Motion to appoint Chapter 11 trustee	
§ 34:28	Periodic report regarding value, operations, and profitability of entities in which debtor's estate holds substantial or controlling interest—Official Form B426	
§ 34:29	Sua sponte case management order—Western District of Tennessee	
§ 34:30	Order in reference case management conference— Western District of Tennessee	
§ 34:31	Small business monthly operating report—Official Form B425C	
§ 34:32	Chapter 11 plan	
§ 34:33	Disclosure statement	
§ 34:34	Order and notice for hearing on disclosure statement—Official Form B312	
§ 34:35	Plan of reorganization in a small business case under Chapter 11—Official Form B425A	

§ 34:36	Disclosure statement in a small business case under Chapter 11—Official Form B425B
§ 34:37	Order approving disclosure statement and fixing time for filing acceptances or rejections of plan—Official Form B313
§ 34:38	Order conditionally approving disclosure statement—Director's Form B3130S
§ 34:39	Ballot for accepting or rejecting plan—Official Form B314
§ 34:40	Ballot tally—Western District of Tennessee
§ 34:41	Order confirming plan—Official Form B315
§ 34:42	Order approving disclosure statement and confirming plan—Procedural Form B3150S
§ 34:43	Final report of debtor—Local Form 15, Western District of Tennessee
§ 34:44	Debtor's motion for final decree—Western District of Tennessee
§ 34:45	Final decree—Local Form 17, Western District of Tennessee
§ 34:46	—Director's Form B2710
§ 34:47	Individual Chapter 11 discharge—Director's Form B3180RI
D CI	

## D. CHAPTER 12 ADJUSTMENT OF DEBTS OF A FAMILY FARMER OR FAMILY FISHERMAN WITH REGULAR ANNUAL INCOME

§ 34:48	Introduction
§ 34:49	Bankruptcy rules for Chapter 12 administration
§ 34:50	Chapter 12 plan
§ 34:51	Motion for authorization to incur crop loan
§ 34:52	Order confirming Chapter 12 plan—Director's Form B2300A
§ 34:53	Financial review of debtor's farming/fishing business
§ 34:54	Financial review of debtor's non-farming/non-fishing business
§ 34:55	Order fixing time to object to proposed modification of confirmed Chapter 12 plan—Director's Form B2310A
§ 34:56	Discharging Chapter 12 debtor
§ 34:57	Chapter 12 discharge order—Director's Form B3180F
§ 34:58	Chapter 12 hardship discharge order—Director's Form B3180FH

### E. CHAPTER 13 ADJUSTMENT OF DEBTS OF AN INDIVIDUAL WITH REGULAR INCOME

§ 34:59	Introduction
§ 34:60	Bankruptcy rules for Chapter 13 administration
§ 34:61	Chapter 13 statement of current monthly income and calculation of commitment period—Official Form B122C-1
§ 34:62	Chapter 13 calculation of disposable income— Official Form B122C-2
§ 34:63	Order to employer to make payments to trustee
§ 34:64	Monthly family budget—Appendix B, Local Bankruptcy Rules, Middle District of Tennessee
§ 34:65	Chapter 13 plan—Western District of Tennessee
§ 34:66	—Middle District of Tennessee
§ 34:67	Objections to confirmation of Chapter 13 plan
§ 34:68	Objection to confirmation of Chapter 13 plan— Eastern District of Tennessee
§ 34:69	Order confirming Chapter 13 plan—Eastern District of Tennessee
§ 34:70	—Middle District of Tennessee
§ 34:71	—Western District of Tennessee
§ 34:72	—Director's Form B2300B
§ 34:73	Notice of plan modification before confirmation— Eastern District of Tennessee
§ 34:74	Notice of motion to modify confirmed plan and objection deadline—Eastern District of Tennessee
§ 34:75	Order granting motion to modify and confirming modified plan—Eastern District of Tennessee
§ 34:76	Motion to suspend Chapter 13 plan payments
§ 34:77	Disclosure of compensation of attorney for Chapter 13 debtor—Eastern District of Tennessee
§ 34:78	Chapter 13 debtor's certifications regarding domestic support obligations and section 522(q)—Director's Form B2830
§ 34:79	Chapter 13 discharge—Director's Form B3180W
§ 34:80	Chapter 13 hardship discharge—Director's Form B3180WH
§ 34:81	Notice of final cure—Director's Form B4100N
§ 34:82	Response to notice of final cure—Director's Form $B4100R$

### F. CHAPTER 15 ANCILLARY AND OTHER CROSS-BORDER CASES

§ 34:83 Introduction to Chapter 15

§ 34:84 Respect for foreign law in Chapter 15 cases
 § 34:85 Petition for recognition of foreign proceeding—Official Form B401
 § 34:86 Summons in a Chapter 15 case seeking recognition of a foreign nonmain proceeding—Director's Form B2500F

### CHAPTER 35. CONVERSION, DISMISSAL AND REOPENING

§ 35:1	Chapter 7 conversions
§ 35:2	Debtor's motion to convert Chapter 7 case to
	Chapter 11 case [or 12 or 13]
§ 35:3	Creditor's motion to convert Chapter 7 case to
	Chapter 11 case
§ 35:4	Chapter 11 conversions
§ 35:5	Chapter 12 and 13 conversions
§ 35:6	Debtor's notice of conversion of case under Chapter
	13 to case under Chapter 7
§ 35:7	Dismissal or conversion of Chapter 13 case to
	Chapter 7, 11, or 12 on motion of creditor
§ 35:8	Disclosure of compensation to attorney for debtors
	for conversion from Chapter 13 to Chapter 7
§ 35:9	Creditor's motion to dismiss or convert Chapter 13
	case to Chapter 7, 11, or 12
§ 35:10	Debtor's motion to dismiss Chapter 13 case
§ 35:11	Trustee's motion to dismiss Chapter 13 case for failure to pay trustee
\$ 25.10	
§ 35:12	Trustee's motion to dismiss Chapter 13 case for material default
§ 35:13	Dismissal of Chapter 7 cases
§ 35:14	Creditor's motion to dismiss Chapter 7 case
§ 35:15	United States trustee's motion to dismiss Chapter
	7 case—Primarily consumer debts and abuse
§ 35:16	Dismissal of Chapter 11 case
§ 35:17	Reopening closed cases
§ 35:18	Motion to reopen closed case to determine

**Table of Laws and Rules** 

dischargeability

**Table of Cases** 

Index