

UNITED STATES BANKRUPTCY COURT
DISTRICT OF ARIZONA

In re: Chapter 13
Case No.

APPLICATION FOR ORDER WAIVING
REQUIREMENT FOR BUSINESS
EVALUATION; AND DECLARATION OF
DEBTOR(S)

BUSINESS NAME:

Debtor(s)

Debtor(s) herein request(s) an order waiving the requirement pursuant to 11 U.S.C. 1302 (c) for an evaluation of the debtor(s)' business for the following reason(s) [check all applicable]:

- The proposed chapter 13 plan provides for 100% repayment on unsecured claims.
- The debtor(s)' business is of a *de minimis* nature. The income derived from the business is nominal and does not comprise the majority of the debtor(s) net income.
- The debtor is an independent contractor.
- The debtor either operates the business out of his/her home or does not lease commercial real property for the business.
- The debtor is not incurring post-petition trade debt and is current on post-petition taxes.
- The debtor is current on post-petition trade debt payments and post-petition taxes.
- The debtor either has no employees or employs only members of his/her immediate family.
- Other:

In addition, the proposed provides for payment to the trustee of all projected disposable income of the debtor(s).

Dated: _____
Debtor(s)' Attorney

DECLARATION OF DEBTOR(S)

I/We, the undersigned debtor(s) herein, declare under penalty of perjury that the foregoing description of the nature of my/our business is true and correct to the best of my/our knowledge.

Dated: _____
Debtor,

Dated: _____
Debtor

UNITED STATES BANKRUPTCY COURT
DISTRICT OF ARIZONA

In re: Chapter 13
Case No.

ORDER WAIVING REQUIREMENT
FOR BUSINESS EVALUATION

BUSINESS NAME:

Debtor(s)

Upon consideration of Debtor(s)' APPLICATION FOR ORDER WAIVING REQUIREMENT FOR BUSINESS EVALUATION; AND DECLARATION OF DEBTOR(S) in support thereof filed with the Court on _____, and good cause appearing therefor;

IT IS ORDERED THAT the requirement that the Chapter 13 Trustee conduct an evaluation of the Debtor(s)' business pursuant to 11 U.S.C. Section 1302(c) is hereby waived.

Dated:

U.S. BANKRUPTCY JUDGE

Prepared and submitted by:
(insert attorney's name and address)

The Chapter 13 Trustee has reviewed the attached APPLICATION FOR ORDER WAIVING REQUIREMENT FOR BUSINESS EVALUATION; AND DECLARATION OF DEBTOR(S) AND has no objection thereto.

Dated:

Dianne C. Kerns, Trustee