

FILED
December 2, 2013
U. S. Bankruptcy Court
District of Colorado
Kelly J. Sweeney, Acting Clerk

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF COLORADO

IN THE MATTER OF SUBSTITUTING A REVISED
VERSION OF THE REAFFIRMATION COVER SHEET FOR
LOCAL BANKRUPTCY FORM 4008-1.1

GENERAL PROCEDURE ORDER NUMBER 2013-3

This matter arises *sua sponte* to substitute a revised version of the Reaffirmation Cover Sheet for Local Bankruptcy Form 4008-1.1. Effective December 1, 2013, a new national version of the Reaffirmation Cover Sheet, Official Form 27, will be effective and was modified to address changes to other national Official Forms. The Court finds that the new Official Form 27 should be used in the Bankruptcy Court for the District of Colorado with a further modification to incorporate information requested in Local Bankruptcy Form 4008-1.1. Accordingly, it is

ORDERED THAT the attached form shall be substituted for the Reaffirmation Cover Sheet Local Bankruptcy Form 4008-1.1 for all reaffirmation agreements filed on and after December 1, 2013.

Dated: December 2, 2013.

BY THE COURT:

S/ _____
Howard R. Tallman, Chief Judge
Sidney B. Brooks, Judge
A. Bruce Campbell, Judge
Elizabeth E. Brown, Judge
Michael E. Romero, Judge

Local Bankruptcy Form 4008-1.1 (Updated 12/1/13)

B 27 (Official Form 27) (12/13)

UNITED STATES BANKRUPTCY COURT

_____ District of _____

In re _____,
Debtor

Case No. _____
Chapter _____

REAFFIRMATION AGREEMENT COVER SHEET

This form must be completed in its entirety and filed, with the reaffirmation agreement attached, within the time set under Rule 4008. It may be filed by any party to the reaffirmation agreement.

1. Creditor's Name: _____
2. Amount of the debt subject to this reaffirmation agreement:
\$_____ on the date of bankruptcy \$_____ to be paid under reaffirmation agreement
3. Annual percentage rate of interest: _____% prior to bankruptcy
_____% under reaffirmation agreement (____ Fixed Rate ____ Adjustable Rate)
4. Repayment terms (if fixed rate): \$_____ per month for _____ months
5. Collateral, if any, securing the debt: Current market value: \$_____
Description: _____
6. Does the creditor assert that the debt is nondischargeable? ____Yes ____ No
(If yes, attach a declaration setting forth the nature of the debt and basis for the contention that the debt is nondischargeable.)

Debtor's Schedule I and J Entries

- 7A. Total monthly income from \$_____ Schedule I, line 12
- 8A. Total monthly expenses \$_____ from Schedule J, line 22
- 9A. Total monthly payments on \$_____ reaffirmed debts not listed on Schedule J

Debtor's Income and Expenses as Stated on Reaffirmation Agreement

- 7B. Monthly income from all \$_____ sources after payroll deductions
- 8B. Monthly expenses \$_____
- 9B. Total monthly payments on \$_____ reaffirmed debts not included in monthly expenses
- 10B. Net monthly income \$_____
(Subtract sum of lines 8B and 9B from line 7B. If total is less than zero, put the number in brackets.)

11. Explain with specificity any difference between the income amounts (7A and 7B):

12. Explain with specificity any difference between the expense amounts (8A and 8B):

If line 11 or 12 is completed, the undersigned debtor, and joint debtor if applicable, certifies that any explanation contained on those lines is true and correct.

Signature of Debtor (only required if
line 11 or 12 is completed)

Signature of Joint Debtor (if applicable, and only
required if line 11 or 12 is completed)

Other Information

☐ Check this box if the total on line 10B is less than zero. If that number is less than zero, a presumption of undue hardship arises (unless the creditor is a credit union) and you must explain with specificity the sources of funds available to the Debtor to make the monthly payments on the reaffirmed debt:

Was debtor represented by counsel during the course of negotiating this reaffirmation agreement?

_____Yes _____No

If debtor was represented by counsel during the course of negotiating this reaffirmation agreement, has counsel executed a certification (affidavit or declaration) in support of the reaffirmation agreement?

_____Yes _____No

Do the loan documents and/or sale and security agreement between the parties provide for (1) a default upon borrower filing for bankruptcy relief or becoming insolvent

_____yes _____no; and/or (2) the cross-collateralization of other assets of the debtor?

_____yes _____no.*

FILER'S CERTIFICATION

I hereby certify that the attached agreement is a true and correct copy of the reaffirmation agreement between the parties identified on this Reaffirmation Agreement Cover Sheet.

Signature

Print/Type Name & Signer's Relation to Case