

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA

CM/ECF PRACTICES ADVISORY NO. 05-1

**NEW EDVA-WDVA UNIFORM CHAPTER 13 FORM OF PLAN: ONE
FORMATTING CHANGE APPLICABLE TO EASTERN DISTRICT OF VIRGINIA**

Earlier this year, the Eastern and Western District of Virginia bankruptcy judges approved the Chapter 13 Form of Plan for use in both the Eastern and Western districts. In the Eastern District, use of the form of plan is permissive until October 17, 2005. On and after that date, however, use of the new form of plan is required. Revised EDVA LBR 3015-2 is applicable to all chapter 13 cases pending on October 17, 2005, or filed after that date and addresses the proper use of the form of plan. (*See Eastern District of Virginia Standing Order No. 05-7 Adopting Revision to Local Bankruptcy Rules entered on September 28, 2005, and effective October 17, 2005.*)

The form of plan prescribed for use in the Eastern District has been modified to accommodate one minor formatting change on the plan's first page. The blank line located in the second bold-text paragraph on that page has been extended "slightly" to accommodate language that shall be inserted into the form when the form of plan accompanies the debtor's petition at the time of filing. For ease and clarity of reference, the language to be inserted at that blank line is set forth below in *italics*:

This plan may be confirmed and become binding, and the included Motions in paragraphs 3, 6, and 7 to value collateral, avoid liens, and assume or reject unexpired leases or executory contracts may be granted, without further notice or hearing unless written objection is filed on or before *ten (10) days prior to the date set for the confirmation hearing* and the objecting party appears at the confirmation hearing.

The fillable-PDF version of the form of plan referenced above, as slightly reformatted, has been placed on the Court's Internet web site and is accessible at the "Bankruptcy Forms" link on the Court's Home Page, at: <http://www.vaeb.uscourts.gov/scripts/formsqry.exe>.

William C. Redden
Clerk of Court

Date: October 6, 2005