



U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS

ENTERED

TAWANA C. MARSHALL, CLERK
THE DATE OF ENTRY IS
ON THE COURT'S DOCKET

The following constitutes the ruling of the court and has the force and effect therein described.

Signed December 16, 2014

United States Bankruptcy Judge

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS

IN RE: §
PROCEDURE FOR COLLECTING § GENERAL ORDER 2014-04
STANDING TRUSTEES' PERCENTAGE §
FEE IN CHAPTER 12 AND 13 CASES §

**GENERAL ORDER ON PROCEDURE FOR COLLECTING STANDING
TRUSTEES' PERCENTAGE FEE IN CHAPTER 12 AND 13 CASES**

The Department of Justice, through the Executive Office of the United States Trustee (the "EOUST"), which is responsible for overseeing the administration of bankruptcy trustees under 28 U.S.C. § 586, has revised its position concerning the timing of the percentage fees collected in bankruptcy cases by Standing Chapter 12 and 13 Trustees.

Standing Trustees are now required by the EOUST to take and account for their percentage fee at the time of the receipt of payments pursuant to 28 U.S.C. § 586(e)(2), rather than at the time of disbursement. This timing change will have no effect on the total fees paid.

Therefore, effective December 1, 2014, or as soon as each Standing Chapter 12 or 13 Trustee implements the necessary software changes, the percentage fee provided in 28 U.S.C. § 586(e)(1)(B) will be collected from all funds on hand, and thereafter, it will be collected on all payments received by the Standing Trustee under the plan at the time of receipt. All references to collecting fees on disbursements in General Order 2014-03, any plan, or any Order Confirming Plan are modified to provide that the Standing Trustee shall collect fees on receipt.

SO ORDERED.

The Chief Bankruptcy Judge has been authorized to enter this Order on behalf of the Court.

###END OF ORDER###