

Alice Whitten
Chapter 13 Standing Trustee
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**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF TEXAS
FORT WORTH DIVISION**

IN RE:

**TIM TESTIT
TONYA TESTER
DEBTORS**

Case No: 15-90062-DML

Chapter 13

**NOTICE OF INTENT TO DISBURSE EXCESS 2009 TAX REFUND TO
CREDITORS AND RAISE DEBTORS' PLAN BASE**

Notice is hereby given that the Trustee has received Debtors' 2009 income tax refund in the amount of \$15,000.00, and pursuant to General Order 2009-03, paragraph 9b has refunded to the Debtors \$1,000.00 of the first \$2,000.00, and retained \$1,000.00, to apply to Plan payment arrearages.

Unless a timely objection is filed with the Court, the Trustee will pay the \$13,000.00 (the tax refund in excess of \$2,000.00) pro rata to the allowed unsecured creditors; and raise the Debtors' plan base and the Unsecured Creditors' Pool by that same amount.

**IF NO OBJECTION TO THE TRUSTEE'S PROPOSED ACTION IS FILED WITH THE COURT
WITHIN TWENTY-ONE (21) DAYS FROM THE DATE OF SERVICE HEREOF, THE TRUSTEE
WILL ACT AS STATED ABOVE.**

/s/ Alice Whitten

Alice Whitten, Chapter 13 Trustee
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CERTIFICATE OF SERVICE

This is to certify that a true and correct copy of the above and foregoing Notice was served on the date the instrument was filed electronically. Service was accomplished electronically on Debtors' counsel and all parties who filed a notice of appearance consenting to electronic service, and by United States first class mail, postage paid upon the Debtors.

/s/ Alice Whitten

Alice Whitten

TIM TESTIT
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