

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

IN RE

\_\_\_\_\_

Debtor(s)

Case No. \_\_\_\_\_

Chapter \_\_\_\_\_

**TRUSTEE'S RESPONSE TO DEBTOR'S (S') OBJECTION TO NOTICE OF INTENT TO DISBURSE  
\_\_\_\_\_ TAX REFUND TO CREDITORS AND RAISE DEBOR'S(S') PLAN BASE**

In response to the "Debtor's(s') Objection to Notice of Intent to Disburse \_\_\_\_ Tax Refund to Creditors and Raise Debtor's(s') Plan Base" (the "Objection") filed \_\_\_\_\_ (date), Tim Truman\Alice Whitten, the Standing Chapter 13 Trustee would show the following:

- The Trustee has not been provided sufficient information or documentation from which to make a determination concerning the Objection. The Trustee needs the following information and/or documentation: \_\_\_\_\_.

**IF THE SUPPLEMENTAL INFORMATION OR RESPONSIVE AFFIDAVIT IS NOT PROVIDED TO THE TRUSTEE WITHIN TWENTY-ONE (21) DAYS OF THE DATE OF THIS RESPONSE, THEN THE REQUEST SHALL BE DEEMED TO BE DENIED.**

- The Request will be granted and funds paid to the Debtor(s), less the sum of \$200.00 to be paid by the Trustee to Debtor's(s') attorney in full payment of the attorney fees and expenses relating to the Request. Such payment to Debtor's(s') attorney will be treated as a refund to the Debtor(s) and not a payment received by the Trustee under plans, and as such, the Chapter 13 Trustee will not be entitled to any compensation or percentage fee from same.
- The Request will be granted and funds paid to the Debtor(s), subject to deduction of \$\_\_\_\_\_ to apply to plan arrearage and less the sum of \$200.00 to be paid by the Trustee to Debtor's(s') attorney in full payment of the attorney fees and expenses relating to the Request. . Such payment to Debtor's(s') attorney will be treated as a refund to the Debtor(s) and not a

payment received by the Trustee under plans, and as such, the Chapter 13 Trustee will not be entitled to any compensation or percentage fee from same.

- The Request will be partially granted in the amount of \$\_\_\_\_\_, subject to deduction of \$\_\_\_\_\_ to apply to plan arrearage and less the sum of \$200.00 to be paid by the Trustee to Debtor's(s') attorney in full payment of the attorney fees and expenses relating to the Request, with the balance retained for the benefit of general unsecured creditors. Such payment to Debtor's(s') attorney will be treated as a refund to the Debtor(s) and not a payment received by the Trustee under plans, and as such, the Chapter 13 Trustee will not be entitled to any compensation or percentage fee from same.
- The Request will not be granted and no funds will be paid to the Debtor(s) or Debtor's (s') attorney. If the Debtor still desire release of the funds, an Order must be obtained from the Court directing such a release.

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

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing "Trustee's Response to Debtor's (s') Objection to Notice of Intent to Disburse \_\_\_\_ Tax Refund to Creditors and Raise Debtor's(s') Plan Base" was served on the date the instrument was filed electronically. Service was accomplished electronically on the Debtor's (s') attorney and all parties who filed a notice of appearance consenting to electronic service, and by first class mail on the Debtor(s).

Dated: \_\_\_\_\_

By: Tim Truman\Alice Whitten  
Standing Chapter 13 Trustee