

**UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION**

IN RE:

CHAPTER 13

DOUGLAS T. REUTER and
KARI L. REUTER,
_____ /

CASE NUMBER 8:11-bk-09330-KRM

**ORDER GRANTING DEBTORS' MOTION TO MODIFY CONFIRMED
CHAPTER 13 PLAN AND REQUEST FOR ADDITIONAL ATTORNEY'S FEES**

THIS MATTER came on for a hearing on September 4, 2013 upon the Debtors' Motion to Modify Confirmed Chapter 13 Plan, and the Court having heard argument of counsel and being otherwise duly advised in the premises, it is

ORDERED as follows:

1. The Debtors' Motion to Modify Confirmed Chapter 13 Plan is hereby GRANTED to the extent provided herein and on the attached Amended Exhibit A.

2. In lieu of the provisions of the Order Confirming Plan and Exhibit A attached thereto entered on December 14, 2011, the Debtors' Plan payments shall commence on June 15, 2011 in the sum of \$1,576.00 per month for 5 months; thereafter, commencing on November 15, 2011 in the sum of \$271.00 per month for 21 months; thereafter, commencing on August 15, 2013 in the sum of \$1,271.00 per month for 1 month; thereafter, commencing on September 15, 2013 in the sum of \$968.00 per month for 33 months.

3. The modification in the Debtors' Plan payments, as herein provided, will increase the distribution to the allowed general unsecured claims from \$15,682.16 to an estimated dividend in the sum of \$37,400.24.

4. The Debtors' Counsel, Jodat Law Group, P.A., shall be allowed additional attorney's fees totaling \$275.00 which shall be paid through the confirmed Plan as an approved administrative expense for filing the Debtors' motion, in addition to any other fees previously awarded.

5. This Court's Order Confirming Plan and Exhibit A attached thereto entered on December 14, 2011 is modified in accordance with the attached Amended Exhibit A and shall in all other respects remain in full force and effect.

DONE AND ORDERED at Tampa, Florida on _____.

K. RODNEY MAY
UNITED STATES BANKRUPTCY JUDGE

Debtors' Counsel, Jodat Law Group, P.A. is directed to serve a copy of this Order on interested parties and file a proof of service within three (3) days of entry of the Order.

TES/WCH/cla

C13T 09/12/13

Douglas T. Reuter and Kari L. Reuter
Case No.: 8:11-bk-09330-KRM

AMENDED EXHIBIT A

CLAIM # Attorney Fees:

N/A Jodat Law Group, P.A. (\$3,300.00) \$ 800.00 **Total**
(To be paid at \$525.00 per month x 5; thereafter @ \$250.00 per month)
Additional Attorney Fees (Motion/Modify/Docket #49) \$ 275.00 **Total**

Priority:

1-3 Internal Revenue Service \$ 4,935.74 **Total**

Other:

Claim(s) No. 8 and 9 are surrendered in the plan as confirmed. The following creditor(s) did not file a claim in the case, to date, but were listed as surrendered in the plan as confirmed: GMAC (2); Creekwood Master Association

Distribution to unsecured – (Amount) (Estimated) \$ 37,400.24 Total

Order of Distribution:

1. Adequate protection over life of plan or until creditor is paid in full and allowed Attorney's Fees and Administrative Expenses
2. Secured Balance plus interest over the life of the plan or as otherwise specified.
3. Domestic Support Obligations under \$500.00
4. Small Secured creditors-Under \$500.00 in balance.
5. Arrearages and Domestic Support Obligations pro rata
6. Other Priority Creditors and Pro-Rata Distribution to Unsecured Creditors

Total Monthly Amount to be Paid to the Chapter 13 Trustee:

Starting	06/15/11	<u>\$1,576.00</u>	for 5 Months
	11/15/11	<u>\$ 271.00</u>	for 21 Months
	08/15/13	<u>\$1,271.00</u>	for 1 Month
	09/15/13	<u>\$ 968.00</u>	for 33 Months

Total Plan Length 60 Months

The Debtors shall, on or before April 15, 2012 provide the Chapter 13 Trustee with a complete copy of their 2011 federal income tax return, together with copies of all W-2's and Form 1099's, and shall on or before April 15th of each year thereafter for the duration of the Chapter 13 Plan also provide the Chapter 13 Trustee with complete copies of all subsequent federal income tax returns, together with all W-2's and Form 1099's.

The Debtors shall within sixty (60) days of Debtor wife becoming re-employed, notify the Chapter 13 Trustee of the new employment, provide the Trustee with a draft Form B22C with the new income inserted, provide updated pay advices and file an Amended Budget, Schedules I and J, serving a copy to the Trustee.

In addition to the periodic Plan payments, the Debtors shall pay to the Chapter 13 Trustee a sum, to be determined by the Court, derived from any net recovery which the Debtors may receive from a pending lawsuit of creditor harassment versus GMAC Mortgage, LLC as described in the Debtors' bankruptcy schedules and disclosed to the Trustee at the meeting of creditors. The Debtors shall advise the Trustee as to the status of the pending lawsuit of creditor harassment versus GMAC Mortgage, LLC on a semi-annual basis throughout the life of the Plan and shall promptly account for all proceeds received in settlement thereof.