

UNITED STATES BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA
JACKSONVILLE DIVISION

FILED
JACKSONVILLE, FLORIDA

APR 25 1994

IN RE:

CLERK, U.S. BANKRUPTCY COURT
MIDDLE DISTRICT OF FLORIDA

INTERIM ADEQUATE PROTECTION
PAYMENTS IN CHAPTER 13 CASES.

No. 94-003-Misc-Jax

GENERAL ORDER REQUIRING INTERIM PAYMENTS
AND REQUIRING ADEQUATE PROTECTION PAYMENTS
IN CHAPTER 13 CASES TO BE PAID THROUGH
THE STANDING TRUSTEE

Upon the recommendation of the Chapter 13 Standing Trustee, the Court adopts a general policy regarding interim adequate protection payments and

ORDERS:

1. The debtor shall file a plan within fifteen days from the date the petition is filed pursuant to Federal Rule of Bankruptcy Procedure 3015(b).

2. Pursuant to 11 USC §1326(a), the debtor shall commence making the payments proposed by the plan thirty (30) days after the plan is filed.

3. Upon receipt by the Court of a statement from the Standing Chapter 13 Trustee that the debtor has not filed a plan or has not commenced or has defaulted in the interim payments, this case may be dismissed without further notice or hearing.


4. All adequate protection payments ordered on or after May 1, 1994, shall be disbursed by the Standing Chapter 13 Trustee out of the interim payments received from the debtor. To the

extent the adequate protection payment ordered by the Court exceeds the amount designated for that creditor in the proposed plan, the debtor shall increase the payments to the Trustee to cover the difference. The Trustee shall only disburse adequate protection payments out of available funds.

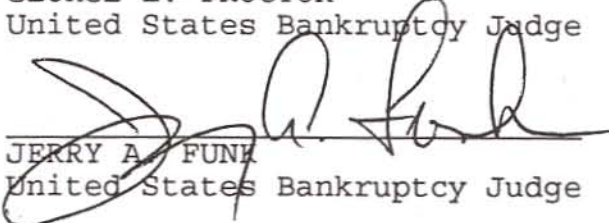
5. Adequate protection payments are deemed paid if the debtor is current on its full interim payment. The Trustee shall disburse adequate protection payments no later than thirty (30) days after receipt of the debtor's payment.

6. Upon dismissal of a case prior to confirmation, the Trustee shall disburse adequate protection payments before making any refund to the debtor subject to any §503(b) expenses awarded by the Court to the Trustee.

ORDERED at Jacksonville, Florida, this 25 day of April, 1994.



GEORGE L. PROCTOR
United States Bankruptcy Judge



JERRY A. FUNK
United States Bankruptcy Judge