

UNITED STATES BANKRUPTCY COURT
DISTRICT OF IDAHO

In Re:)
)
James/Melissa Hershberger)
8165 McMullen)
Boise,, ID 83709)
)
Debtor(s))
-----)

Chapter 13

U.S. COURTS

Case Number 01 00817 APR -3 PM 12:12

REC'D FILED
CAMERON S. BURKE
CLERK IDAHO
TRUSTEE RECOMMENDATIONS
ON CONFIRMATION OF PLAN

I. OBJECTION TO CONFIRMATION

II. MODIFICATIONS TO CHAPTER 13 PLAN:

- | NAME | ADDRESS | REASON |
|------|---------|---|
| - | - | -Debtors are current with Ch.13 payments. |
| - | - | -Trustee objects to the reserve language in the plan concerning attorney fees. |
| - | - | -IRS needs unfiled 2000 tax returns. |
| - | - | -State of Idaho needs unfiled '95 thru '00 tax returns. |
| - | - | -Plan states that the student loans will be paid by the trustee, however, Sallie Mae has filed 2 claims for a total of \$21,392.28. These claims will underfund the plan. |
| - | - | -Trustee has requested verification of the \$1,200.00 per year school expenses. |
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III CHAPTER 13 TRUSTEE'S RECOMMENDATIONS:

- () Plan together with any amendments set forth above complies with 11 USC 1325 and should be confirmed.
- () Plan does not comply with 11 USC 1325 and confirmation should be denied.
- Pending objections prevent confirmation without approval of the Bankruptcy Judge.
- () Vacate previously set confirmation hearing.

DATED: April 3, 2001

Bernie P. Rakoz
Trustee 9