

CHAPTER 11 QUARTERLY FEE AND DISBURSEMENT INFORMATION INSTRUCTIONS

AUTHORITY: Chapter 11 quarterly fees are established by law as set forth at 28 U.S.C. 1930(a)(6), as amended. Consult your attorney if you are in doubt as to whether the quarterly fees apply in your case.

PENALTIES: Failure to pay the quarterly fee is cause for conversion or dismissal of your case under 11 U.S.C. 1112(b)(10). Filing a false report may subject you to civil liability under 31 U.S.C. 3729(a)(7), and to criminal penalties under 18 U.S.C. 1001 and 1621.

WHO MUST PAY: Every case pending under Chapter 11 of the Bankruptcy Code is subject to 28 U.S.C. §1930(a)(6) and must pay the quarterly fee. If a trustee has been appointed to serve in the case, give this form to the trustee to complete and submit. If the case is jointly administered with another case or has been consolidated with another case for administrative purposes only, submit a separate quarterly fee payment stub for each case. If the court has ordered the case to be substantively consolidated (consolidated for all purposes), then only one fee is payable per quarter based on the disbursement total of all of the entities. However, if substantive consolidation occurs during a quarter, the individual cases remain subject to the fee for that part of the quarter prior to the consolidation. Dismissal of a case by the court does not relieve you of the responsibility to pay unpaid fees for previous quarters and the quarter that includes the dismissal.

WHEN TO PAY: The fee is due on the last day of the calendar month following the calendar quarter for which the fee is owed, starting with the quarter in which the case is commenced, and continuing until and including the quarter in which the case is dismissed, converted to another chapter, or closed by the court. The effective date is the date these orders are docketed by the court or as otherwise contained in the court order. For cases seeking plan confirmation, all quarterly fees must be paid in full on or before the court hearing or effective date of the plan.

FEE CALCULATION: The fee due is based on disbursements during the days of the quarter that the case is open: it is not prorated when open for less than a full quarter. The minimum fee applies even when there are no disbursements and even if the case was open for as little as one day of the quarter. The fee amount will be estimated if disbursements for all of the months of a quarter that the case is open have not been reported to the U.S. Trustee. The estimated fee is based on, a) reported disbursement history, b) initial financial data submitted when the case was filed, or c) an estimation done by the U.S. Trustee office. If you calculated the fee to be less than the estimated quarterly fee, you must submit the reports supporting your estimation to the U.S. Trustee, and send the revised fee amount to the U.S. Trustee Payment Center as described on the front and back of the below Quarterly Fee Payment Stub. The fee is based on the following table:

<u>Quarterly Disbursement Range</u>	<u>Fee Due</u>	<u>Quarterly Disbursement Range</u>	<u>Fee Due</u>
Less than \$15,000.00	\$ 325	\$1,000,000.00 to \$1,999,999.99	\$ 6,500
\$15,000.00 to \$74,999.99	\$ 650	\$2,000,000.00 to \$2,999,999.99	\$ 9,750
\$75,000.00 to \$149,999.99	\$ 975	\$3,000,000.00 to \$4,999,999.99	\$ 10,400
\$150,000.00 to \$224,999.99	\$ 1,625	\$5,000,000.00 to \$14,999,999.99	\$13,000
\$225,000.00 to \$299,999.99	\$ 1,950	\$15,000,000.00 to \$29,999,999.99	\$20,000
\$300,000.00 to \$999,999.99	\$ 4,875	\$30,000,000.00 or more	\$30,000

Pursuant to 31 U.S.C. §3717, the United States Trustee Program will assess interest on unpaid Chapter 11 quarterly fees charged in accordance with 28 U.S.C. §1930(a) effective October 1, 2007. The interest rate assessed is the rate in effect as determined by the Treasury Department at the time your account becomes past due. If payment of the full principal amount due is received within thirty (30) days of the date of the notice of initial interest assessment, the interest assessed will be waived. Questions about this policy should be addressed to your local United States Trustee office.

QUARTERLY FEE PAYMENT STUB COMPLETION: The amount written in the Amount Enclosed box must equal the amount of the check. If you are sending payments for more than one case, a separate payment form is required for each case, and the totals on the payment forms must equal the total of the check. Your account number is a special national U.S. Trustee number, and is not the number assigned by your local bankruptcy court. If you do not know your U.S. Trustee account number, contact your local U.S. Trustee office. The payment stub is specially printed for electronic processing, to assure proper credit, submit only the original stub, and not a copy of it. Substitute payment forms are available from your local U.S. Trustee office.

SENDING YOUR PAYMENT: The Payment Center is not a U.S. Trustee office; it is a bank that only processes your payment. They do not read any notes or supplemental material you may send with your payment, and will destroy all such material sent. If you need to report an address change, or are sending other papers such as your monthly financial reports, send these materials to your local U.S. Trustee office address on the front of this form.