

**Lashinsky, Ilene J. (USTP)**

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**From:** Lashinsky, Ilene J. (USTP)  
**Sent:** Thursday, September 11, 2014 2:47 PM

**Subject:** Form for Pro Se Debtors---REMINDER  
**Attachments:** Declaration for Debtors Without an Attorney July 2012.pdf

**Importance:** High

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

TRUSTEES:

It has come to my attention that perhaps some of you may not be requiring every debtor, who has used a document preparer, whether certified or not, whether on the Internet or in person, to complete both sides of the attached form. Please remember to have each unrepresented Debtor complete both sides of the form.

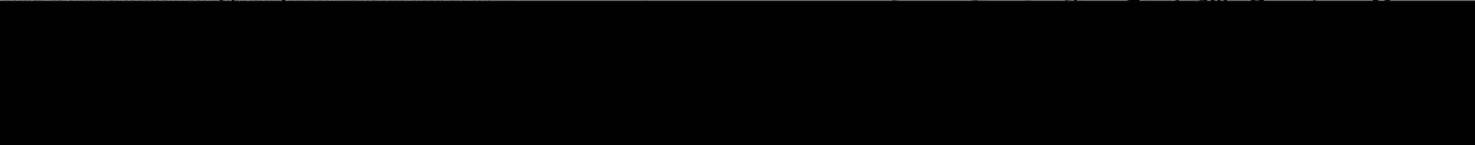
Once completed, the debtors are to return the form to you and, in turn, please forward each and every form to Lana Leduc in our office. We check each form and depending on the issues, we send out letters or take other actions when we find that BPPs are not in compliance with Section 110 or other aspects of the local rules and the Bankruptcy Code.

You are the first line in consumer protection with respect to the unrepresented debtors. We sincerely appreciate your continuing assistance in gathering this information, both orally on the record at the section 341 meetings of creditors as well as with the written form. If you have any questions, please feel free let me know. If you see systemic conduct from certain BPPs, please highlight that as well. Thank you. Ilene

*Ilene J. Lashinsky*  
*United States Trustee*  
*Region 14*  
*230 N. 1<sup>st</sup> Avenue, #204*  
*Phoenix, Arizona 85003*  
*602-682-2623*



**From:** Lashinsky, Ilene J. (USTP)  
**Sent:** Wednesday, July 25, 2012 2:31 PM

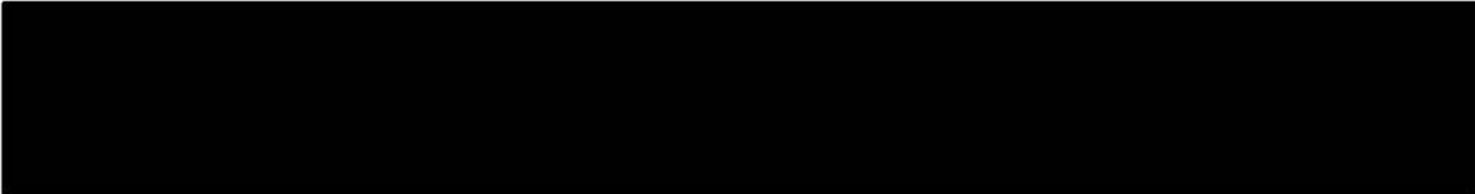


**Subject:** RE: Revised Form for Pro Se Debtors

Trustees:

As you requested, I have converted it from WordPerfect to a pdf document so that you can open it. Sorry. We are in the process of converting all of our forms to Word but this has not been converted as yet. Ilene

*Ilene J. Lashinsky*  
*United States Trustee*  
*Region 14*  
*230 N. 1<sup>st</sup> Avenue, #204*  
*Phoenix, Arizona 85003*  
*602-682-2623*



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**From:** Lashinsky, Ilene J. (USTP)  
**Sent:** Wednesday, July 25, 2012 12:36 PM

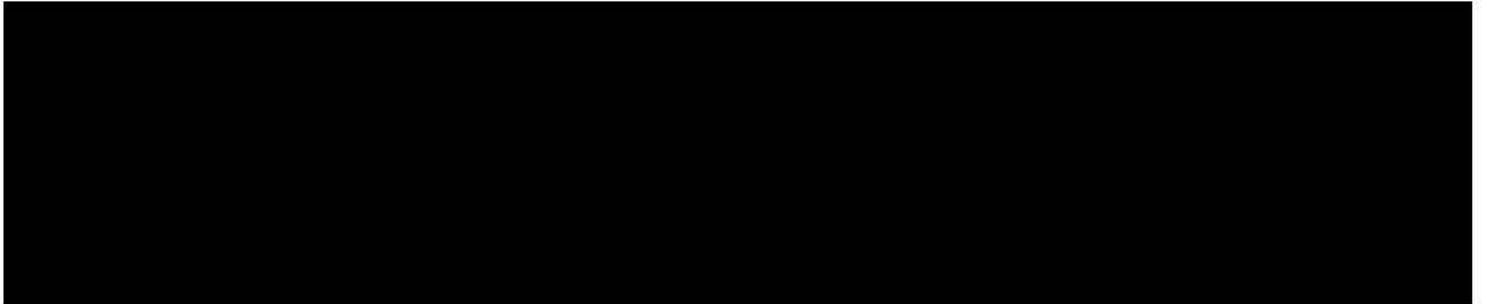


**Subject:** Revised Form for Pro Se Debtors  
**Importance:** High

Trustees:

We have revised the Declaration form we use to obtain information from *pro se* debtors regarding the assistance they have received. The revised form is attached. Please use it from now on for all *pro se* debtors! I also want to remind you that all completed forms are to be provided to Lana Leduc in our office as soon as possible. Please ensure that you receive a completed and signed form from every *pro se* debtor. Thank you so much for your continued cooperation in this matter. If you have any questions, please feel free to contact me. Ilene

Ilene J. Lashinsky  
United States Trustee  
Region 14  
230 N. 1st Avenue, #204  
Phoenix, Arizona 85003  
602-682-2623



**DECLARATION FOR DEBTORS WITHOUT AN ATTORNEY**

Debtor's Name: \_\_\_\_\_ Case No. \_\_\_\_\_

Joint Debtor's Name: \_\_\_\_\_ Telephone No. \_\_\_\_\_

Debtor(s) Address: \_\_\_\_\_

Case Trustee Name: \_\_\_\_\_ §341(a) Meeting Date: \_\_\_\_\_

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1. Did you pay someone to assist you in preparing your bankruptcy documents? Yes \_\_\_\_\_ No \_\_\_\_\_  
(If no, skip the rest of the questions and sign and date this document at the bottom)

2. Information about the person who assisted you in preparing your bankruptcy documents (hereinafter the "preparer"):

Name of Preparer: \_\_\_\_\_ Telephone No.: (\_\_\_\_) \_\_\_\_\_

Company Name: \_\_\_\_\_ Fee Charged: \$ \_\_\_\_\_

Address: \_\_\_\_\_

3. Amount Paid: \$ \_\_\_\_\_ Date of Payment: \_\_\_\_\_

4. Form of Payment: Cash \_\_\_\_\_ Check \_\_\_\_\_ Money Order/Cashiers' Check \_\_\_\_\_  
Other (please describe): \_\_\_\_\_

5. Were you given a contract of services from the preparer? Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please enclose a copy with this completed questionnaire.

6. Were you given a receipt for the money that you paid? Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, please enclose a copy with this completed questionnaire.

7. Was any amount paid to the preparer after the bankruptcy petition was filed? Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, how much? \$ \_\_\_\_\_.

8. Do you still owe any money to the preparer? Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, how much? \$ \_\_\_\_\_.

9. Did you give the preparer money for the Bankruptcy Court filing fee? Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, how much? \$ \_\_\_\_\_. Was payment made payable to the Bankruptcy Court? Yes \_\_\_\_\_ No \_\_\_\_\_

10. Did the preparer give you the petition and schedules to review before you signed them? Yes \_\_\_\_\_ No \_\_\_\_\_

11. If yes, did you find any errors? Yes \_\_\_\_\_ No \_\_\_\_\_ If so, were they corrected? Yes \_\_\_\_\_ No \_\_\_\_\_

12. Was there an additional fee charged for any corrections or changes? Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, how much? \$ \_\_\_\_\_.

13. Did you sign your own name on the petition and schedules? Yes \_\_\_\_\_ No \_\_\_\_\_

14. Did anyone else assist you with the preparation of your petition and schedules in addition to the name of the person shown on your petition? Yes \_\_\_\_\_ No \_\_\_\_\_
15. Did the preparer file your bankruptcy petition and schedules for you with the Court? Yes \_\_\_\_\_ No \_\_\_\_\_
16. Did the preparer explain the differences between Chapter 7 and Chapter 13 to you? Yes \_\_\_\_\_ No \_\_\_\_\_
17. Did the preparer explain reaffirmation? Yes \_\_\_\_\_ No \_\_\_\_\_
18. Did the preparer explain the different exemptions to you? Yes \_\_\_\_\_ No \_\_\_\_\_
19. At any time did you believe the preparer was an attorney? Yes \_\_\_\_\_ No \_\_\_\_\_  
If yes, when did you determine that they were not an attorney? \_\_\_\_\_
20. At any time did the preparer say or indicate he/she was working with an attorney or a retired attorney?  
Yes \_\_\_\_\_ No \_\_\_\_\_ If yes, did you meet with the attorney? Yes \_\_\_\_\_ No \_\_\_\_\_  
What was the attorney's name? \_\_\_\_\_
21. Did the preparer direct you to omit information from your bankruptcy documents? Yes \_\_\_\_\_ No \_\_\_\_\_
22. Were you directed by the preparer to put false information on your bankruptcy documents? Yes \_\_\_\_\_ No \_\_\_\_\_  
The false information is: \_\_\_\_\_
23. Did the preparer give you any written information about bankruptcy? Yes \_\_\_\_\_ No \_\_\_\_\_  
If so, what? \_\_\_\_\_
24. You engaged the services of the preparer as a result of: Newspaper advertisement \_\_\_\_\_ Billboard \_\_\_\_\_  
Telephone book advertisement \_\_\_\_\_ Referral \_\_\_\_\_ Other (specify) \_\_\_\_\_
25. Did the preparer charge you any fees for any other services? Yes \_\_\_\_\_ No \_\_\_\_\_
26. If yes, were any of the following services performed by the preparer: deed your home to the preparer or another person \_\_\_\_\_; have you sign a power of attorney \_\_\_\_\_; get a reverse mortgage for you \_\_\_\_\_; help with a short sale; \_\_\_\_\_?
27. Did the preparer tell you: to change where/how you paid your mortgage \_\_\_\_\_; to stop talking to your attorney or the mortgage company \_\_\_\_\_; the preparer would stop the foreclosure \_\_\_\_\_; keep you in your home after foreclosure; \_\_\_\_\_ change/modify your home loan \_\_\_\_\_?

Any other comments: \_\_\_\_\_

**I declare under penalty of perjury that the foregoing is true and correct.**

\_\_\_\_\_  
Signature (Debtor)

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature (Joint Debtor, if any)

\_\_\_\_\_  
Date

**PLEASE BRING THIS DOCUMENT TO YOUR CREDITORS MEETING  
AND GIVE IT TO YOUR TRUSTEE**