

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF OHIO

In re:)
)
ADMINISTRATION OF) Administrative Order No. 17-5
CHAPTER 13 CASES IN THE)
CANTON AND CLEVELAND)
COURT LOCATIONS)

ORDER GOVERNING ADEQUATE PROTECTION PAYMENTS

This Administrative Order is effective for all Chapter 13 cases filed in the Canton and Cleveland court locations on or after December 1, 2017.

- I. Unless the Court orders otherwise, the debtor shall make the pre-confirmation adequate protection payments to creditors identified in Sections 3.2 and 3.3 of the plan as part of the total plan payment to the Trustee.
- II. If a proper proof of claim has been filed, the Trustee shall pay as the pre-confirmation adequate protection payments the amount provided for in the **“Monthly payment to creditor”** column in Section 3.2 of the plan and/or the **“Monthly plan payment”** column of Section 3.3 of the plan. The intent of this paragraph is for the debtor to provide the same monthly payment to the secured creditor both before confirmation and after confirmation.
- III. The Trustee may assess an administrative fee for effecting adequate protection payments equal to the percentage fee established by the Attorney General pursuant to 28 U.S.C. § 586(e)(1)(B). If pre-confirmation adequate protection payments are made through the Trustee, such payment to the Trustee constitutes authorization for the Trustee to receive a fee even if the case is dismissed.
- IV. Nothing in this Administrative Order shall relieve any party from complying with any obligation under the United States Bankruptcy Code, the Federal Rules of Bankruptcy Procedure, the Local Rules for the United States Bankruptcy Court, Northern District of Ohio, or any applicable Administrative or General Orders.

ORDER GOVERNING ADEQUATE PROTECTION PAYMENTS

/s/ Russ Kendig

Russ Kendig

Chief United States Bankruptcy Judge

Dated: October 31, 2017

/s/Arthur I. Harris

Arthur I. Harris

United States Bankruptcy Judge

/s/ Jessica E. Price Smith

Jessica E. Price Smith

United States Bankruptcy Judge