**THIS FORM DOCUMENT IS PROVIDED AS AN EXAMPLE FORM THAT MAY BE USED OR MODIFIED AS DEEMED APPROPRIATE.**

**THIS FORM IS NOT MANDATORY OR REQUIRED IN ANY CASE.**

**IN THE UNITED STATES BANKRUPTCY COURT**

**FOR THE DISTRICT OF MARYLAND**

In re: \*

\*

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, \* Case No. 20-\_\_\_\_\_\_-XXX

\* Chapter 11 (Subchapter V)

Debtor. \*

\*

\* \* \* \* \* \* \* \* \* \* \* \* \*

**DEBTOR’S PLAN REPORT**

The above-captioned debtor and debtor-in-possession (the “Debtor”) has elected to file this case under Subchapter V of Chapter 11 of Title 11 of the United States Code (the “Bankruptcy Code”).[[1]](#footnote-1) The Debtor files this report pursuant to § 1188(c) of the Bankruptcy Code and the Initial Scheduling Order entered by this Court.

1. Debtor’s Business or Commercial Activities.

[Provide a brief description of the Debtor’s business or commercial activities.]

1. Type of Plan of Reorganization. The Debtor intends to pursue the following type of plan of reorganization in this case:

\_\_\_\_ Consensual \_\_\_\_ Nonconsensual[[2]](#footnote-2) \_\_\_ Undetermined

1. Reasons for Type of Plan of Reorganization.

[Provide the Debtor’s rationale for pursuing a consensual or nonconsensual plan, or reason for being undetermined.]

1. Communications with Parties in Interest. The Debtor has had discussions with the following parties in interest concerning the Debtor’s plan of reorganization:

\_\_\_\_ Secured Creditors

\_\_\_\_ Priority Claimants

\_\_\_\_ Unsecured Creditors

\_\_\_\_ Equity Interest Holders

\_\_\_\_ Subchapter V Trustee

\_\_\_\_ Others; Describe: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

1. Nature of Communications with Parties in Interest.

[Provide a description of the Debtor’s communications with applicable parties in interest (including, e.g., secured creditors, priority creditors, unsecured creditors, equity interest holders, the case trustee, or others) concerning the Debtor’s plan of reorganization or explain the Debtor’s rationale for not discussing the plan with parties in interest.]

1. Efforts to Formulate Plan of Reorganization.

[Provide a description of efforts undertaken by the Debtor to develop a plan of reorganization and actions contemplated to complete formulation of the plan.]

1. Timing for Filing Plan of Reorganization. Does the Debtor intend to file a plan of reorganization within the 90-day deadline imposed by § 1189(b) of the Bankruptcy Code?

\_\_\_\_ Yes \_\_\_\_ No

If no is marked, please explain:

1. Administrative Expenses. The Debtor anticipates that the estate will incur the following administrative expenses during the pendency of this case and proposes the following monthly escrow payments to fund the payment of allowed administrative expense claims in the case.

Total Amount for Debtor’s Counsel’s Fees and Expenses: \_\_\_\_\_\_\_\_\_\_\_\_\_

Total Amount for Subchapter V Trustee’s Fees and Expenses: \_\_\_\_\_\_\_\_\_\_\_\_\_

Total Amount of Other Administrative Expense Claims: \_\_\_\_\_\_\_\_\_\_\_\_\_

Proposed Monthly Escrow Payment:[[3]](#footnote-3) \_\_\_\_\_\_\_\_\_\_\_\_\_

1. Additional Information.

[Insert any additional information the Debtor would like to provide the Court concerning this Chapter 11 case or the plan of reorganization (e.g. executory contracts/unexpired leases or sale/surrender of real/personal property).]

Dated: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

By:

Name of Debtor/Debtor Representative: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Relation to Debtor:

Signature of Debtor/Debtor Representative: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Represented by (if applicable):

Name of Counsel: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Signature of Counsel: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Address of Counsel, Firm Address and Other Information:

# End of Report

1. Subchapter V of Chapter 11 (11 U.S.C. §§ 1181-1195) was adopted by the Small Business Reorganization Act of 2019, Pub. L. No. 116-54, and became effective on February 19, 2020. [↑](#footnote-ref-1)
2. The term “nonconsensual plan” for purposes of this report means a plan confirmed under § 1191(b) of the Bankruptcy Code. [↑](#footnote-ref-2)
3. The Debtor will make the monthly escrow payments to the Subchapter V Trustee to be held in escrow pending further Order of the Court. The escrowed amounts shall be applied to the payment of allowed administrative expense claims in the case in accordance with the Bankruptcy Code. The Court will consider the monthly escrow payments proposed by the Debtor at the initial status conference under section 1188 of the Code and enter an appropriate Order thereafter. [↑](#footnote-ref-3)