Note: Use this form when plan payments have been completed (or if the Debtor qualifies for a discharge before completion of plan payments under 11 U.S.C. § 1141(d)(5)(B)). **There is a filing fee for the motion to reopen; as of April 1, 2016, the fee was $1,167.**

IN THE UNITED STATES BANKRUPTCY COURT

FOR THE EASTERN DISTRICT OF WISCONSIN

In re Chapter 11

\_\_\_\_\_\_\_\_\_\_\_\_\_, Case No. \_\_\_\_\_\_\_\_\_\_\_\_

Debtor.

**MOTION TO REOPEN CASE FOR ENTRY OF DISCHARGE AND FINAL DECREE**

**AND CHAPTER 11 FINAL REPORT**

\_\_\_\_\_\_\_\_\_\_\_\_\_ (the “Debtor”), by his/her attorney, requests that the Court reopen this case to grant the Debtor a discharge, enter a final decree and close this case. In support, the Debtor states:

1. This Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157(a) and 1334(a). This is a core proceeding under 28 U.S.C. § 157(b)(2)(A) as a matter concerning the administration of the estate. The basis for relief is 11 U.S.C. §§ 350 and 1141(d)(5) and Fed. R. Bankr. P. 3022.
2. On \_\_\_\_\_\_\_\_\_\_, the Court entered an order confirming the Debtor’s chapter 11 plan.
3. On \_\_\_\_\_\_\_\_\_\_, the Court entered an order administratively closing the Debtor’s case, subject to being reopened for entry of a discharge upon completion of the plan.
4. The Plan has been substantially consummated as defined by 11 U.S.C. § 1101(2), the bankruptcy estate has been fully administered, and the Debtor has completed all payments under the plan. [Or, if the Debtor qualifies for a discharge before all plan payments are completed, state the elements of § 1141(d)(5)(B). Note that this “hardship discharge” would require separate notice and opportunity for hearing.]
5. Attached to this Motion as Exhibit A is the Debtor’s Final Report.
6. The Debtor has filed a certificate showing that the Debtor completed a course in financial management.
7. The Debtor satisfies the provisions of 11 U.S.C. § 1141(d)(5)(C)(i) in that the provisions of 11 U.S.C. § 522(q)(1) are inapplicable to the Debtor.
8. The Debtor satisfies the provisions of 11 U.S.C. § 1141(d)(5)(C)(ii) in that there are no pending proceedings in which the Debtor may be found guilty of a felony of the kind described in § 522(q)(1)(A) or liable for a debt of the kind described in § 522(q)(1)(B).

WHEREFORE, the Debtor respectfully requests that the Court enter an order reopening this case, determining that the Debtor is eligible for a discharge, granting the Debtor a discharge of all dischargeable debts, issuing a final decree and closing this case.

Dated \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Signature Block for Debtor’s Attorney

**Note:** Unless the Court orders or the confirmed plan provides otherwise, serve this Motion along with the Notice on the “shortened service list” for the case. If there is no shortened service list, serve the Debtor, Creditors’ Committee (or top 20 unsecured creditors if there is no committee), the U.S. Trustee, and all creditors who have requested notice in the case. File a certificate of service. After the notice period runs without objection, file a certificate of no objection, and upload the proposed order reopening the case, granting the discharge and entering the final decree. A local form order is available.

IN THE UNITED STATES BANKRUPTCY COURT

FOR THE EASTERN DISTRICT OF WISCONSIN

In re Chapter 11

\_\_\_\_\_\_\_\_\_\_\_\_\_, Case No. \_\_\_\_\_\_\_\_\_\_

Debtor.

**CHAPTER 11 FINAL REPORT**

1. **\_\_\_\_\_\_\_\_\_\_\_** Percent dividend paid to general class of unsecured creditors.
2. \_\_\_\_\_\_\_\_\_\_\_ Debtor has completed all payments under the plan or the Court has granted a discharge after motion and notice as specified in 11 U.S.C. § 1141(d)(5).

Date:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

Signature Block for Debtor’s Attorney

**EXHIBIT A**