

Frequently asked questions:

- **WHO DETERMINES WHAT MY PLAN SHOULD STATE?**

The Bankruptcy Code requires that you, with the assistance with your attorney, examine your financial circumstances as they currently exist and then propose a Plan to resolve your particular problem. The Bankruptcy Code requires that your Plan be proposed in good faith and that the Court determines that you are using your best efforts, but aside from that the particular terms of the Plan are generally up to you.

- **WHEN SHOULD PLAN PAYMENTS BEGIN?**

The exact Plan payment schedule will be determined at the creditor's meeting, but it is generally approximately 10 days following the first date scheduled for the meeting.

- **WHAT IF WE ARE UNABLE TO PAY?**

The first thing you should do is to contact your attorney for advice. You will need to provide information about your current financial situation. Your attorney will contact the trustee.

- **WHAT IF A CREDITOR CONTINUES TO CONTACT US?**

Notify your attorney and request that your attorney contact the creditor with information regarding your case.

- **HOW DO I KNOW WHAT CREDITORS ARE BEING PAID UNDER MY PLAN?**

You may review the status of all transactions in your case by using this web site. Information is updated approximately every three or four days.

- **WHAT IF WE HAVE OTHER QUESTIONS ABOUT OUR CASE?**

You can contact the trustee directly, via e-mail or by telephone at (603) 626-8899. You can also contact our staff, Priscilla or Karen at (603) 626-8899.

Legal questions that you might have must be addressed to your attorney, as we are not allowed to give legal address.

- **DO BOTH MY SPOUSE AND I NEED TO ATTEND THE CREDITOR'S MEETING?**

All debtors involved in a case are required to attend the meeting and swear to the accuracy of the details of their financial affairs.

- **WHAT IS THE DEBTOR EDUCATION PROGRAM?**

The Debtor Education Program is a voluntary program at the beginning of each individual case whereby the duties, rights, and responsibilities of debtors and creditors are discussed. An overview of what debtors can expect is provided in an informal session, at which questions from debtors are encouraged. The purpose of the program is to provide the debtor with as much information as possible so that he or she will be able to successfully complete his or her Plan.

- **WHEN AM I REQUIRED TO RESUME MAKING MY MORTGAGE AND CAR PAYMENTS?**

For all secured debts such as house mortgage payments and car payments, the Plan payments that you make will be put toward catching up the arrearages that might have built up over time in the pre-bankruptcy period. The future payments required by the terms of the original agreement you had with the Bank or Finance Company otherwise control, so that if, for example, your regular payment to the mortgage company was due on the 1<sup>st</sup> of the month and you had filed bankruptcy on the 25<sup>th</sup> of the month, the first post-bankruptcy filing payment due to the mortgage company would be due on the 1<sup>st</sup> of that month, approximately 1 week after the filing.

- **WHAT HAPPENS IF I AM UNABLE TO MAKE MY REGULAR PAYMENTS ON MY MORTGAGE OR CAR?**

Creditors are stopped from taking any collection action against you regarding your secured, collateralized debts as long as you keep up with the terms of your Plan. Keeping up with the terms of your Plan includes both making your Plan payments as proposed, and making the direct regular payments due to the creditor beginning with the first payment due post-bankruptcy filing. If you do not make the direct post-bankruptcy filing payments to the secured creditors, that particular creditor may request the Court grant it permission to repossess the vehicle or foreclose upon the mortgage despite the bankruptcy, in that they would allege that you are not keeping up with the required terms of your Plan.