

**UNITED STATES BANKRUPTCY COURT
District of Delaware
824 Market Street, 3rd Floor
Wilmington, DE 19801**

In Re:

Darlene L Wilson
7250 Bayside Dr.
Dover, DE 19901
SSN: xxx-xx-7364
Darlene Wilson
Jon B Wilson
7250 Bayside Dr.
Dover, DE 19901
SSN: xxx-xx-5225
Jon Wilson

Chapter: 13

Case No.: 21-11528-BLS

**ORDER OF COURT CONFIRMING PLAN AS MODIFIED AND SETTING
DEADLINES FOR CERTAIN ACTIONS AND NOTICE
OF OTHER ACTIONS AND ORDERS**

AND NOW, TO-WIT, 10/24/22, the Court finding that all creditors and parties in interest having received notice of the commencement of case, a copy of Debtor(s) Chapter 13 Plan, and an opportunity to object and be heard thereon, and no objections to confirmation have been made or remain of record, and the plan meets the requirements of 11 U.S.C. Section 1325,

I. IT IS HEREBY ORDERED that the Chapter 13 Plan dated 3/8/22 is confirmed as filed or as modified at the plan confirmation hearing. Terms of the plan not expressly modified by this Order remain in full force and effect. The Court retains jurisdiction to make such other and further orders as may be necessary or appropriate to effectuate the Plan and this Order, including those provisions which are checked below:

☒ **A. With Debtor(s) consent, the length of the plan is a total of 60 months. This statement of duration of the plan is approximate. The plan shall not be completed until the goals of the plan have been achieved. The total length of the plan shall not exceed (60) months.**

☒ **B. For the remainder of the plan term and with Debtor(s) consent, the periodic plan payment is/ or amended to be \$ \$500.00 (Monthly) for the first 12 months then shall pay \$2,673.16 (monthly) for the remaining 48 months .**

☐ **C. The plan is approved on an interim basis only as a form of adequate protection. The Trustee is authorized to distribute to secured and priority creditors with percentage fee.**

D. The plan is approved, subject to resolution of actions to determine the avoidability, priority, or extent of liens, the resolution of all disputes over the amount and allowance of claims entitled to priority under Section 507; the resolution of all actions to determine allowed amount of secured claims under Section 506; and the resolution of all objections to claims.

E. Payment Schedule:

☐ **1. The Debtor, or Debtor(s) counsel, shall submit wage attachments for approval within ten (10) days or case will be dismissed.**

☒ **2. Plan payments shall be paid by the Debtor directly to the Trustee, William Jaworski, P.O. Box 660, Memphis, TN 38101, with payments due on the 15th day of each month until the plan is completed.**

☐ **3. Plan payments shall be paid by the Debtor directly to the Trustee, Scott Waterman, P.O. Box 680, Memphis, TN 38101-0680, with payments due on the 15th day of each month until the plan is completed.**

F. Other Provisions:

☐ **1. Fee applications must be served and filed in accordance with Local Order within thirty (30) days.**

☐ **2. With the Debtor(s) consent, plan funding shall be increased by sales proceeds or other revenues including law suit proceeds.**

- ☐ 3. The stipulation between the Debtor and dated is incorporated into this Order.

□ 4.

II. IT IS FURTHER ORDERED that the following Deadlines are established:

A. Applications to Retain Brokers, Sales Agents, or other Professionals:

If the plan contemplated sales of assets or litigation proceeds as a source of funding, Debtor shall file motion(s) to employ the necessary professionals within thirty (30) days hereof.

B. Review of Claims Docket and Objections to Claims:

Debtor's counsel (or Debtor if not represented by counsel) must review all proofs of claim within thirty (30) days after the bar date. All objections to prepetition claims shall be filed within thirty (30) days of receipt of Chapter 13 Trustee's Motion to Allow Plan Distribution.

C. Motions or Complaints Pursuant to Section 506 or Section 507:

All actions to determine the avoidability, priority or extent of liens, all actions concerning the allowance or amount of claims entitled to priority under Section 507, and all actions pursuant to Section 506 shall be filed within ninety (90) days after the claims bar date.

D. Filing Amended Plans:

(1) Within ten (10) days after the Bankruptcy Court resolves the avoidability, priority, or extent of a lien, or any objection to claim, the Debtor shall file an amended Plan to provide for the allowed amount of the claim if the allowed amount differs from the amount stated in the Plan. (2) Debtor also shall file an amended Plan within thirty (30) days after the claims bar date(s) in the event that the claims as filed cause the Plan to be underfunded and Debtor does not object to the claim.

E. Service of this Order:

The Clerk shall serve a copy of this Order on all parties on the current mailing matrix within five (5) days.

F. Asset Deadline:

Motions and/or Complaints to sell assets must be filed within thirty (30) days.

G. Taxes:

The Debtor is to serve the Trustee with copies of all tax returns due and/or filed (state and federal income taxes) within 3 days after the returns are filed with the taxing body until the case is no longer in Chapter 13.

III. OTHER PROVISIONS: IT IS FURTHER ORDERED that:

A. After the claims objection deadline, the plan shall be deemed amended to conform to the claims filed or otherwise allowed. If the Plan expressly modified the terms of payment to any creditor pursuant to U.S.C. Section 1322(2), nothing in this Order shall be construed to change the payment terms established in the Plan.

B. Any creditor who files or amends a proof of claim shall serve a copy on the Trustee and counsel for the Debtor.

C. Any creditor whose payment changes due to variable interest rates, change in escrow, or change in monthly payment shall notify Trustee and Debtor at least twenty (20) days prior to the change taking effect.

D. The employment and fees of Debtor's general bankruptcy counsel and accountant as provided in the Plan, are approved unless a separate fee application has been ordered above.

E. The Trustee is not precluded from raising preconfirmation defaults in any subsequent motion to dismiss.

F. The IRS and State of Delaware, Division of Revenue are granted relief from stay for the limited purposes offsetting refunds for prepetition years against prepetition indebtedness. The IRS and State of Delaware, Division of Revenue shall amend their claim to reflect the offset.



Brendan Linehan Shannon
Bankruptcy Judge

Dated: 10/26/22

(VAN-308)

Notice Recipients

District/Off: 0311-1

User: admin

Date Created: 10/26/2022

Case: 21-11528-BLS

Form ID: van308

Total: 40

Recipients submitted to the BNC (Bankruptcy Noticing Center) without an address:

16802591 Ally
 16802603 Fst Collect
 16802608 Synch/Lowe

TOTAL: 3

Recipients of Notice of Electronic Filing:

ust U.S. Trustee USTPRegion03.WL.ECF@USDOJ.GOV
 tr William F Jaworski, Jr wjaworski@ch13de.com
 aty Peter K. Schaeffer, Jr. bankruptcy.notice@avenuelaw.com
 aty William F Jaworski, Jr wjaworski@ch13de.com

TOTAL: 4

Recipients submitted to the BNC (Bankruptcy Noticing Center):

db Darlene L Wilson 7250 Bayside Dr. Dover, DE 19901
 jdb Jon B Wilson 7250 Bayside Dr. Dover, DE 19901
 16802590 Aes/ Edsouth Pob 61047 Harrisburg, PA 17106
 17407556 Ashley Funding Services, LLC Resurgent Capital Services PO Box 10587 Greenville, SC
 29603-0587
 17431796 Avenue Law 1073 S Governors Ave DOVER, DE 19904
 17407509 Bureaus Investment Group Portfolio No 15 LLC c/o PRA Receivables Management, LLC PO Box
 41021 Norfolk, VA 23541
 17131688 CREDIT ACCEPTANCE 25505 W 12 MILE RD SOUTHFIELD, MI 48034
 16802592 Capital One Po Box 31293 Salt Lake City, UT 84131
 16802593 Capital One Bank Usa N Po Box 31293 Salt Lake City, UT 84131
 16802594 Cb/Cmpnyst Po Box 182789 Columbus, OH 43218
 16802595 Cbna Po Box 5002 Sioux Falls, SD 57117
 17131839 ChexSystems Inc. Attn: Consumer Relations 7805 Hudson Rd. Ste 100 Saint Paul, MN 55125
 16802596 Chime/Stride Bank Na 324 W Broadway Ave Enid, OK 73701
 16802597 Comenity Bank/Peebles Po Box 182789 Columbus, OH 43218
 16802598 Credit Acceptance Corp Po Box 513 Southfield, MI 48037
 16802599 Credit Collection Serv 725 Canton St Norwood, MA 02062
 16802600 Credit Collection Svcs Po Box 9134 Needham, MA 02494
 16802671 Department of Labor Division of Unemployment Insurance P.O. Box 9953 Wilmington, DE
 19809
 16802601 Dfs/Cash Central Of De 84 E 2400 N North Logan, UT 84341
 17388905 Educational Credit Management Corporation P.O. Box 16408 St. Paul, MN 55116-0408
 16802672 Ellen Slights, Assistant US Attorney P.O. Box 2046 Wilmington, DE 19899-2046
 16802602 Fay Servicing P.O. Box 111209 Nashville, TN 37222
 16802604 Hfc 961 N Weigel Ave Elmhurst, IL 60126-1058
 16802669 Kent County P.O. Box 802 Dover, DE 19903
 16844107 LVNV Funding, LLC Resurgent Capital Services PO Box 10587 Greenville, SC 29603-0587
 16802605 Lvnv Funding Llc Po Box 1269 Greenville, SC 29602
 16802606 National Credit Adjust 327 W 4th Ave Hutchinson, KS 67501
 16802607 Pheaa Pob 61017 Harrisburg, PA 17106
 16802670 State of Delaware Division of Revenue 820 N. French Street, 8th Floor Wilmington, DE
 19801-0820
 16802609 The Bureaus Inc 650 Dundee Rd Ste 370 Northbrook, IL 60062
 17028369 The Bureaus, Inc. c/o PRA Receivables Management, LLC PO Box 41021 Norfolk, VA
 23541
 17408335 U.S. Bank Trust National Association PO Box 814609 Dallas, TX 75381-4609
 17131888 U.S. Bank Trust National Association, not in its c/o McCalla Raymer Leibert Pierce, LLC Bankruptcy
 Department 1544 Old Alabama Road Roswell, GA 30076

TOTAL: 33