

**UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF ALABAMA, WESTERN DIVISION**

In Re: \_\_\_\_\_ Case No. \_\_\_\_\_  
Debtor(s)

**CONSENT TO ACTION AT HEARING ON TRUSTEE’S MOTION TO DISMISS**

This matter is before the Court on the motion (Doc. \_\_\_\_\_) (the “Motion”) of the standing chapter 13 trustee (the “Trustee”) to dismiss the above-styled chapter 13 case (the “Case”). The Motion is set for hearing on \_\_\_\_\_ at \_\_\_\_\_ (the “Hearing”).\*\* The above-named debtor(s) (the “Debtor”) and the Trustee are in agreement and request that the Court take the following action(s) (collectively, the “Actions”) at the Hearing (**check all that apply**):

- Dismiss the Case.
- Allow the Debtor until \_\_\_\_\_ (month) \_\_\_\_\_ (day), \_\_\_\_\_ (year) to convert the Case to a case under chapter 7 of the Bankruptcy Code (the “Conversion Deadline”), and order that failure to convert the Case by the Conversion Deadline will result in dismissal of the Case, without further hearing.
- Modify the Debtor’s plan payments to \$\_\_\_\_\_ (amount) \_\_\_\_\_ (frequency).
- Continue the Hearing to \_\_\_\_\_ (month) \_\_\_\_\_ (day), \_\_\_\_\_ (year), at \_\_\_\_\_ (time).
- Approve the Trustee’s withdrawal of the Motion.
- Require the issuance of a payroll deduction order to the employer of the Debtor, \_\_\_\_\_ (name of Debtor), at:

Employer’s name: \_\_\_\_\_  
 Employer’s address: \_\_\_\_\_  
 Employer’s telephone number: \_\_\_\_\_

The Debtor understands that the Debtor must make direct payments to the Trustee until the employer begins deducting from the Debtor’s pay.

Other Action(s): \_\_\_\_\_

If a duly executed\* consent form is filed electronically with the Clerk of Court by 10:00 a.m. on the business day preceding the Hearing, then (1) the Clerk’s Office will add the consent form to the Hearing docket, and (2) neither the Debtor nor the attorney for the Debtor shall be required to appear for the Hearing.

**CONSENTED TO BY:**

|         |      |                    |      |
|---------|------|--------------------|------|
| Debtor* | Date | Chapter 13 Trustee | Date |
|---------|------|--------------------|------|

|         |      |                        |      |
|---------|------|------------------------|------|
| Debtor* | Date | Attorney for Debtor(s) | Date |
|---------|------|------------------------|------|

\*If dismissal of the Case is selected above, the Debtor's handwritten signature on this form is required. In joint bankruptcy cases where dismissal is requested, both debtors must sign the form. The date of the Debtor's signature must be the date that the Debtor signs the form. If dismissal is not one of the Actions selected, counsel for the Debtor may sign the form on the Debtor's behalf.

\*\*This form should be filed using the *Consent to Action at Hearing on Trustee Motion to Dismiss* event in CM/ECF (*Bankruptcy > Miscellaneous*).