

Information & Instructions: Application And Order To Pay Fee In Installments

1. This form includes an acknowledgment by the debtor that the case can be dismissed if the debtor fails to pay any installment.
2. It also clarifies the fact that payment to a bankruptcy petition preparer does not relieve the debtor of paying the remaining installment payments for the filing fee.
3. The debtor cannot make more than four installments and the final payment must be paid no later than 120 days after the filing of the petition.
4. For good cause shown, the court can extend the time of payment but no later than 180 days after the filing date, see Fed. Bank. R. P. 1006(b)(2).

Form: Application And Order To Pay Fee In Installments

**APPLICATION AND ORDER
TO PAY FILING FEE IN INSTALLMENTS**

[Name of attorney in charge]
 [Address]
 [Telephone and facsimile numbers]
 [Federal identification no.]
 Attorneys for [the Movant's name]

UNITED STATES BANKRUPTCY COURT

FOR THE [NAME] DISTRICT OF TEXAS [NAME] DIVISION

In Re Case No. _____

[Debtor's Name] Chapter _____

APPLICATION FOR PAYMENT OF FILING FEE IN INSTALLMENTS

1. In accordance with Fed. R. Bankr. P. 1006, I hereby apply for permission to pay the Filing Fee amounting to \$ _____ in installments.
2. I certify that I am unable to pay the Filing Fee except in installments.
3. I further certify that I have not paid any money or transferred any property to an attorney for services in connection with this case and that I will neither make any payment nor transfer any property for services in connection with this case until the filing fee is paid in full.

4. I propose the following terms for the payment of the Filing Fee:

\$ _____ Check with the filing of the petition or ___ on or before _____.

\$ _____ on or before _____.

\$ _____ on or before _____.

\$ _____ on or before _____.

\$ _____ on or before _____.

5. I understand that failure to pay any installment when due my bankruptcy case may be dismissed and I may not receive a discharge of my debts.

Respectfully submitted,

[Law firm or attorney's name]

By: _____

[Name of attorney]

Attorney for [Name]

[Address]

[Telephone & facsimile numbers]

Federal I. D. no.[Number]

Debtor

Co-Debtor

Date _____

Date _____

UNITED STATES BANKRUPTCY COURT

FOR THE [NAME] DISTRICT OF TEXAS [NAME] DIVISION

In Re

Case No. _____

[Debtor's Name]

Chapter _____

ORDER FOR PAYMENT OF FILING FEE IN INSTALLMENTS

The Debtor having applied for permission to pay the filing fee in this case in installments:

It is ordered that the Debtor pay the filing fee still owing, namely, \$[Amount], as follows:
[set out payment terms].

IT IS ORDERED that all payments be made at the office of the Clerk of the United States Bankruptcy Court located at [location].

IT IS FURTHER ORDERED that until the filing fee is paid in full the debtor shall not pay any money for services in connection with this case, and the debtor shall not relinquish any property as payment for services in connection with this case. The debtor's attorney or bankruptcy preparer shall not accept any money or property from the Debtor in connection with this case until the filing fees have been paid in full.

Signed on _____

UNITED STATES BANKRUPTCY JUDGE

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