

STANDING CHAPTER 13 TRUSTEE

P.O. Box 1169

Denver, CO 80201-1169

(303) 830-1971 phone

(303) 830-1973 fax

*****E-MAIL TO: appstoincur@ch13colorado.com*****

Attention: Jim Howard

INFORMATION SHEET FOR OUTSIDE LOAN APPLICATIONS

Your name: _____

Your case number: _____

The attached form must be completed in full before being returned to the Trustee's office.

PLEASE REMEMBER THE FOLLOWING:

1. A response will generally be provided within five to ten (5-10) business days from the receipt of the completed application and supporting documentation.
2. Your proposed lender must complete and sign their section of the application with you.
3. After you have worked with your lender you must see your attorney and have them review your application and supporting documentation. You may need to amend your budget as filed with the Court. The Trustee will not review your application without prior review from your attorney.
4. The trustee will not review incomplete applications.

AMONG THE FACTORS CONSIDERED BY THE TRUSTEE IN REVIEWING THE APPLICATION:

1. Whether you have enough income to cover the monthly payment on the new loan.
2. The dividend being paid to your unsecured creditors.
3. The length of the Chapter 13 Plan.
4. Whether you are current on your Plan payments.
5. The age of your Chapter 13 case and your performance under the Plan.
6. The monthly payment and interest rate of the loan.

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Application for Outside Loan Checklist

Based upon the type of loan you are pursuing, you must include with your application the following documents.

Mortgage for the Purchase of a Home

1. Real estate contract
2. Truth-In-Lending Statement, Good Faith Estimate, HUD-1 Form
3. Copies of pay stubs for the two (2) most recent pay periods
4. Source of funds affidavit (if you are making a down payment)
5. Amended Schedules I and J to be filed with the Court
6. Completed Outside Loan Application

Refinancing Existing Mortgage on Home

1. Truth-In-Lending Statement, Good Faith Estimate, HUD-1 Form
2. Copies of pay stubs for the two (2) most recent pay periods
3. Source of funds affidavit (if you are making a down payment)
4. Amended Schedules I and J (if Plan is being paid in full with the refinancing then the Schedules do not need to be filed with the Court)
5. Completed Outside Loan Application

Automobile Purchase

1. Copy of the proposed contract
2. Copies of pay stubs for the two (2) most recent pay periods
3. Amended Schedules I and J to be filed with the Court
4. Completed Outside Loan Application

Student Loan

1. Completed Outside Loan Application
2. Copy of the Student Loan Application

Emergency Loans and Miscellaneous Loans

1. Copy of the proposed contract
2. Copies of pay stubs for the two (2) most recent pay periods
3. Completed Outside Loan Application

APPLICATION FOR PURCHASING REAL PROPERTY

Part A (to be completed by applicant)

Name: _____

Do you presently own any real estate? _____

If yes, what is the current use of the property? _____

Do you currently rent where you live? _____

Monthly rental payment \$ _____

Part B (to be completed by applicant and lender)

Address of property to be purchased:

Purchase price \$ _____

Down payment amount \$ _____

Source of down payment _____

Total loan amount \$ _____

Total monthly payment (include PITI) \$ _____

Homeowner's Association dues \$ _____ (monthly/quarterly/yearly)

Interest rate for fixed rate mortgage _____%

Beginning interest rate for ARM _____%

Yearly adjustment _____ Total cap _____%

Type of loan: VA _____ FHA _____ Conventional _____ Other _____

I certify that the Part B information is true and correct.

Signature of mortgage company representative Date
Phone number _____
E-mail _____

Signature of borrower

APPLICATION TO REFINANCE AN EXISTING MORTGAGE

Part A (to be completed by the applicant)

Name: _____

Is this a refinance or second mortgage? _____

Address of property to be refinanced:

Part B (to be completed by applicant and lender)

1st mortgage holder _____
Principal balance \$ _____ Current interest rate _____ %
Monthly payment \$ _____
Payoff amount \$ _____

2nd mortgage holder _____
Principal balance \$ _____ Current interest rate _____ %
Monthly payment \$ _____
Payoff amount \$ _____

Does the current mortgage escrow for property taxes and/or insurance? _____
If not, what is the necessary monthly amount to maintain these expenses? \$ _____

New loan amount \$ _____ New monthly payment \$ _____
Does the new payment include property taxes and/or insurance? _____
If not, what is necessary monthly to maintain these expenses \$ _____

Will the new loan pay off all existing mortgages on the property? _____

Is the refinanced loan a fixed rate mortgage? _____ If so, the rate _____ %

If it is an ARM, list the beginning rate _____ %
Yearly adjustment date and amount _____
Cap over the life of the loan _____
Are there any balloon provisions to this loan? _____
If so, describe _____
Is there a pre-payment penalty to this loan? _____
If so, describe _____

Term of the refinance loan _____
Will this loan pay off the bankruptcy case? _____

What does the applicant intend to do with the proceeds?

I certify that the Part B information is true and correct.

Signature of mortgage company representative Date
Phone number _____
E-mail _____

Signature of borrower

APPLICATION FOR A CAR LOAN

Part A (to be completed by the applicant)

Name: _____

Reason for the car loan _____

What do you intend to do with the car(s) you presently drive?

Are you currently paying for any vehicle(s) through the confirmed plan? _____

If yes, what do you intend to do with this vehicle? _____

* If surrendering or trading in a current vehicle being paid through the plan, please review with your counsel to determine if the vehicle creditor's existing claim will need to be withdrawn or objected to.

Are you current on all rent or mortgage payments that have come due since you filed your Chapter 13? _____ If not, how many payments are your behind? _____

Part B (to be completed by applicant and lender)

Name of Lender _____

Make, Model, Year, and mileage on vehicle _____

Sales price of the car \$ _____

If used vehicle, list NADA/Blue Book value \$ _____

Down payment \$ _____

Source of down payment _____

Amount to be financed \$ _____

Total monthly payment \$ _____

Interest rate _____%

Term of loan _____

Monthly insurance cost \$ _____

I certify that the Part B information is true and correct.

Signature of loan officer, lending agent or salesperson

Phone number _____

E-mail _____

Date

Signature of borrower

APPLICATION FOR A STUDENT LOAN

Part A (to be completed by the applicant)

Name: _____

Reason for needing a student loan

Name of school you will attend _____

Dates you will attend _____

Expected employment opportunities upon graduation

Part B (to be completed by applicant and lender)

Amount of loan \$ _____

Term loan will cover: year _____ quarter _____ semester _____ other _____

Date first payment is due _____

Amount of monthly payment \$ _____ Interest rate _____ %

Total number of payments due _____

Is the loan guaranteed by any government agency? _____

What is the placement rate of graduates at this institution? _____ %

I certify that the Part B information is true and correct.

Signature of authorized representative of lender

Phone number _____

E-mail _____

Date

Signature of borrower

APPLICATION FOR AN EMERGENCY OR MISCELLANEOUS LOAN

Part A (to be completed by the applicant)

Name: _____

Reason for needing an emergency loan

Have you previously applied for any emergency loans with the Trustee? _____

If so, are you still paying on that loan? _____ What is the balance? \$ _____

Part B (to be completed by applicant and lender)

Name of the lender _____

Amount of loan \$ _____

Payment amount \$ _____ Frequency _____

Interest rate _____%

Will it be payroll deducted? _____

Is the applicant borrowing against pension/retirement proceeds? _____

Is the applicant pledging any other items as collateral? _____

If so, what _____

I certify that the Part B information is true and correct.

Signature of authorized representative of lender

Phone number _____

E-mail _____

Date

Signature of borrower

**ATTACHMENT TO CURRENT INCOME AND EXPENSE FORM FOR
OUTSIDE LOAN APPLICATION**

Statement of Applicant

Under penalty of perjury, I certify that the information contained herein is true and correct. If this application is to refinance a mortgage, I further state that I have reviewed the Chapter 13 file with my attorney and understand that certain claim(s) for mortgage arrearage may need to be withdrawn or objected to and that it is the responsibility of my attorney and me to see that this is done.

Signature of applicant

Is there a claim(s) filed on behalf of an existing mortgage holder(s)? If so, list here

Is there a balance(s) still due on the claim(s)? _____

In light of the refinancing, remember that debtor's counsel will need to follow up on whether or not existing claim(s) filed by mortgage holder(s) will need to be withdrawn. If a claim(s) needs to be withdrawn due to the refinancing, debtor's counsel will be responsible for ensuring that it is done or the claim is objected to within twenty (20) days of closing. Please provide the Trustee's office with a copy of the settlement sheet upon the closing of the refinance.*

*If the claim is not withdrawn or objected to, the Trustee will continue to fund the claim.

Verification to be completed by applicant's attorney

I have reviewed the foregoing application completed by my client and the lender and have reviewed the current monthly budget as well. The budget figures appear to be true and correct and the proposed loan appears to be in the best interest of my client.

Signature of attorney