

Official Form 12
(12/03)

**Form 12. ORDER AND NOTICE FOR HEARING
ON DISCLOSURE STATEMENT**

[Caption as in Form 16A]

**ORDER AND NOTICE FOR HEARING
ON DISCLOSURE STATEMENT**

To the debtor, its creditors, and other parties in interest:

A disclosure statement and a plan under chapter 11 [*or* chapter 9] of the Bankruptcy Code having been filed by _____, on _____,

IT IS ORDERED and notice is hereby given, that:

1. The hearing to consider the approval of the disclosure statement shall be held at: _____, on _____, at _____ o'clock __m.
2. _____ is fixed as the last day for filing and serving in accordance with Fed. R. Bankr. P. 3017(a) written objections to the disclosure statement.
3. Within _____ days after entry of this order, the disclosure statement and plan shall be distributed in accordance with Fed. R. Bankr. P. 3017(a).
4. Requests for copies of the disclosure statement and plan shall be mailed to the debtor in possession [*or* trustee *or* debtor *or* _____] at * _____.

Dated: _____

BY THE COURT

United States Bankruptcy Judge

* State mailing address

(Added Aug. 1, 1991.)

NOTES OF ADVISORY COMMITTEE ON RULES—1991

This form previously was numbered Official Form No. 28. The form is related to Rule 3017(a). Section 1125 of the Code requires court approval of a disclosure statement before votes may be solicited for or against a plan in either chapter 11 reorganization or chapter 9 municipality cases.

Objections to the disclosure statement may be filed. Rule 3017(a) specifies that the court may fix a time for the filing of objections or they can be filed at any time prior to approval of the statement.

Rule 3017(a) also specifies the persons who are to receive copies of the statement and plan prior to the hearing. These documents will not be sent to all parties in interest because at this stage of the case it could be unnecessarily expensive and confusing. However, any party in interest may request copies. The request should be made in writing (Rule 3017(a)), and sent to the person mailing the statement and plan which, as the form indicates, would usually be the proponent of the plan.

This form may be adapted for use if more than one disclosure statement is to be considered by the court.

Official Form 13
(12/03)

**Form 13. ORDER APPROVING DISCLOSURE STATEMENT AND FIXING TIME
FOR FILING ACCEPTANCES OR REJECTIONS OF PLAN,
COMBINED WITH NOTICE THEREOF**

[Caption as in Form 16A]

**ORDER APPROVING DISCLOSURE STATEMENT AND FIXING TIME
FOR FILING ACCEPTANCES OR REJECTIONS OF PLAN,
COMBINED WITH NOTICE THEREOF**

A disclosure statement under chapter 11 of the Bankruptcy Code having been filed by _____, on _____ *[if appropriate, and by _____, on _____]*, referring to a plan under chapter 11 of the Code filed by _____, on _____ *[if appropriate, and by _____, on _____ respectively]* *[if appropriate, as modified by a modification filed on _____]*; and

It having been determined after hearing on notice that the disclosure statement *[or statements]* contain[s] adequate information:

IT IS ORDERED, and notice is hereby given, that:

A. The disclosure statement filed by _____ dated _____ *[if appropriate, and by _____, dated _____]* is *[are]* approved.

B. _____ is fixed as the last day for filing written acceptances or rejections of the plan *[or plans]* referred to above.

C. Within _____ days after the entry of this order, the plan *[or plans]* or a summary or summaries thereof approved by the court, *[and [if appropriate] a summary approved by the court of its opinion, if any, dated _____, approving the disclosure statement [or statements], the disclosure statement [or statements], and a ballot conforming to Official Form 14 shall be mailed to creditors, equity security holders, and other parties in interest, and shall be transmitted to the United States trustee, as provided in Fed. R. Bankr. P. 3017(d).*

D. If acceptances are filed for more than one plan, preferences among the plans so accepted may be indicated.

E. *[If appropriate]* _____ is fixed for the hearing on confirmation of the plan *[or plans]*.

F. *[If appropriate]* _____ is fixed as the last day for filing and serving pursuant to Fed. R. Bankr. P. 3020(b)(1) written objections to confirmation of the plan.

Dated: _____

BY THE COURT

United States Bankruptcy Judge

[If the court directs that a copy of the opinion should be transmitted in lieu of or in addition to the summary thereof, the appropriate change should be made in paragraph C of this order.]