

# Some Important Questions 2019

Read the statements below and initial below when completed. DO NOT initial the "Signed on \_\_\_\_\_" line below until we review all of your responses and answer all questions that arise.

Initialed on \_\_\_\_\_

Signed on \_\_\_\_\_

Note that the information below refers to the singular "I" for ease of reading. If yours is a joint case both parties should read and understand this information and indicate by initialing where indicated.

Please read all of the statements below. If you understand the statement initial where indicated. If the statement does not apply to you, indicate by writing "N/A" instead of your initials. If you have a question about any of the statements do not initial but put a "?" before the statement. When you have gone through all of the statements please put the date above where it says "Initialed on \_\_\_\_\_."

## General Procedures

\_\_\_\_\_ I realize that it is a federal crime for me to allow my bankruptcy case to be filed if I know any of the information in it is not accurate and complete. If I withhold information, or if I have provided information that I know to be false, I can go to jail. I can also be denied a discharge, meaning that none of my debts could ever be legally forgiven.

\_\_\_\_\_ When I sign the bankruptcy paperwork, I will confirm that every person, business, or institution to whom I owe anything is listed. Creditors also include friends, relatives, and debts I have to pay anyway, such as the IRS. The exact amounts owed do not need to be known but best estimates should be given.

\_\_\_\_\_ From the time I retain Robert Keyes Law through the time my case is discharged and closed, I will not do any of the following things without first consulting Mr. Keyes. Some of these things below will be OK but I must consult with Mr. Keyes first:

- a. Borrow any money or use credit cards
- b. Sell anything belonging to me
- c. Transfer or give away any property or money
- d. Deposit any money belonging to me into anyone else's account
- e. Sign any contracts
- f. Withdraw any money from any IRA, 401k, 403b or any retirement account
- g. Engage in any financial transaction involving more than \$500

\_\_\_\_\_ I will give Robert Keyes Law's telephone number (734) 743-1590 to any creditor who calls me about anything.

\_\_\_\_\_ I have read and understood the Fee Agreement, the Supplemental Fee Agreement for Filing Fee Payments, have reviewed them with Mr. Keyes, and have no further questions.

\_\_\_\_\_ If I get sued or receive any communication from a Court about anything after the bankruptcy is filed, I will immediately notify Robert Keyes Law.

\_\_\_\_\_ I have not repaid ANY debts to relatives, friends, or business partners within the past twelve months.

\_\_\_\_\_ I have not paid more than \$600 to any individual creditor (other than normal rent, mortgage or car payments, or utility bills) within the past three months.

\_\_\_\_\_ I have not made any credit card balance transfers in the past three months.

### **Financial Accounts**

\_\_\_\_\_ I must list all financial accounts on which my name appears including those with children, parents, or anyone else.

\_\_\_\_\_ If I have closed any financial accounts within the last twelve months, I will still be required to get copies of the account statements for the seven months before filing.

\_\_\_\_\_ If I have money deposited in a bank or credit union to which I owe money, the bank or credit union may take that money unless I withdraw it before my case is filed. The safest thing to do is close any bank or credit union account to whom I owe money.

\_\_\_\_\_ I must list the balances in all financial accounts as of the actual date I sign the bankruptcy paperwork.

\_\_\_\_\_ During the past four years, I have not transferred or deposited money into anyone else's financial account, and no one is holding money belonging to me in his or her account.

\_\_\_\_\_ If I have been sued and a judgment has been entered against me, I should consider closing all bank accounts immediately to avoid being garnished.

### **Real Estate – I am surrendering \_\_\_\_\_**

\_\_\_\_\_ Until the bank actually forecloses, and takes possession of my property, I must keep liability insurance on it and must maintain the grounds, or I may receive tickets such as for un-mowed grass or snow on sidewalks.

\_\_\_\_\_ If I pay homeowner's association, condo fees or similar charges, I understand that fees that come due AFTER I file the case may be debts for which I am responsible even though I am filing bankruptcy and have given up the property.

### **Real Estate – I am keeping \_\_\_\_\_**

\_\_\_\_\_ I must continue to pay my mortgage(s), association fees, and all taxes. If I do not, my lender, condo association or taxing authority can foreclose.

\_\_\_\_\_ After my case is filed, I will not receive any statements from my bank, will not be able to make payments on-line or at a branch. The bank cannot contact me in any way. I must make payments via regular mail.

### **Debts**

\_\_\_\_\_ I must list all my debts including those to family members or friends. There is no such thing as keeping a debt or a credit card out of the bankruptcy.

\_\_\_\_\_ I understand that domestic support obligations, criminal fines, traffic or parking tickets, most student loans, and most taxes are not dischargeable. In some very specific cases unpaid income taxes may be discharged.

\_\_\_\_\_ If I owe traffic tickets my vehicle may be towed at any time even after the case is filed if I do not pay them.

\_\_\_\_\_ If I have been in an accident, caused injury and may be sued, the person who would be suing me must

be listed as a creditor.

\_\_\_\_\_ If I am divorced or getting divorced, I may be required to pay some debts that were incurred during the marriage even though I am filing bankruptcy. Some of these debts may be discharged in a Ch. 13 bankruptcy.

\_\_\_\_\_ After my case is closed, I can voluntarily pay any creditor I wish. For example, if I owe a family member or a particular merchant or health care provider, I can let them know I am filing bankruptcy, but I will pay them when the case is over.

## Assets

\_\_\_\_\_ Assets are things that I could sell, or money in some form. There are four broad categories of assets:

1. Physical objects – real estate, vehicles, everything in my residence, etc.
2. Money that is currently in a financial account of any kind.
3. Money that I don't have access to right now, but I am certain to get in the future. The most common item in this category is a future tax refund. Accounts receivable will also fall into this category.
4. Speculative sources of money – examples include possible amounts that I may be receive from a lawsuit of any kind or things / money that I may inherit.

\_\_\_\_\_ I must list all of the above assets.

\_\_\_\_\_ If I received a large tax refund within the last several months, I will need to document how it was spent.

\_\_\_\_\_ If I receive an inheritance, life insurance benefits, any other unexpected money, or win the Lotto within six months AFTER my case is filed, I must advise Robert Keyes Law. Some or all of that money may have to be paid to creditors.

\_\_\_\_\_ If I have been garnished within ninety days of my case being filed, I must list the amount garnished as an asset. Such garnished money may be recovered. If there is money recovered, I will keep 75% and pay Robert Keyes Law 25%.

\_\_\_\_\_ I understand that it may take about two months or more after a case is filed to recover garnished money.

## Vehicles

\_\_\_\_\_ If I am financing or leasing a vehicle and wish to keep it, I will not receive monthly statements and must continue making the payments on my own by regular mail. I will not be able to make payments on-line or over the phone. If I fail to continue making payments on time, my vehicle may be repossessed.

\_\_\_\_\_ It some cases the lender may be able to accept payment on-line or over the phone. Ask Mr. Keyes about that.

\_\_\_\_\_ I can surrender my vehicle at any time if I wish and will not owe anything on it.

**MY SIGNATURE WILL APPEAR BELOW ONLY AFTER I HAVE REVIEWED THESE QUESTIONS WITH MY ATTORNEY AND SIGNED THE BANKRUPTCY PETITION.** I further acknowledge that I have received a copy of the petition

Signature(s) \_\_\_\_\_

Name(s) \_\_\_\_\_