

**UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF KENTUCKY
DIVISION**

IN RE:

CASE NO.

DEBTOR(S)

**AMENDMENT TO PLAN:
ADDITION OF NON-EXEMPT PROCEEDS FROM
SALE OF PROPERTY**

1. The Debtor(s) are proposing to sell certain property commonly known as _____ (“Property”) pursuant to 11 U.S.C. Section 363(b)(1), as made applicable to Debtor(s) by 11 U.S.C. Section 1303.
2. Debtor(s) shall make reasonable efforts for _____ months to sell the property privately (for example, by listing the property with a realtor or by advertising the property as “for sale by owner”). Should there be no written offer to purchase forthcoming as a result of the attempted private sale, Debtor(s) shall then offer the Property for sale to the highest and best bidder at public auction within _____ months after expiration of the aforementioned period for private sale.
3. Upon receipt of a bona fide offer to purchase, the Debtor(s) shall provide appropriate notice and sufficient opportunity to object to the proposed sale to all creditors, the Trustee and the Court pursuant to Rule 2002(a)(2) of the Federal Rules of Bankruptcy Procedure. The Debtor(s) shall not transfer title to the property or otherwise close on the sale unless and until an order approving the sale is entered by the Court.
4. Upon entry of an order approving the sale, the Debtor(s) may proceed with closing. Any non-exempt proceeds received from the sale, net of liens, mortgages, commissions, fees and costs of sale, shall be paid to the Trustee for the benefit of the bankruptcy estate and disbursed as follows:
 - (a) First, to administrative claimants and costs whose efforts and actions resulted in the sale benefiting the estate;
 - (b) Second, to unsecured and undersecured creditors pro-rata pursuant to the priorities set forth in 11 U.S.C. Sec 726;
 - (c) Third, to the secured creditors, pro-rata; and
 - (d) Fourth, after payment of all remaining claims, administrative costs and expenses of the estate, the balance shall be refunded to the Debtor(s).
- 5. All non-exempt proceeds shall be paid to the Trustee in addition to the plan payments and shall not alter or reduce the periodic payments due under the plan, nor shall the duration of the plan be shortened, except to the extent said proceeds shall result in payment in full to all creditors and administrative costs.**

Date: _____

Signature: _____

Date: _____

Signature: _____

Attorney: _____