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Director

ADMINISTRATIVE OFFICE OF THE
UNITED STATES COURTS

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WASHINGTON, D.C. 20544

September 27, 2005

**MEMORANDUM TO: JUDGES, UNITED STATES BANKRUPTCY COURTS
CLERKS, UNITED STATES BANKRUPTCY COURTS**

SUBJECT: Changes in Statutory and Miscellaneous Bankruptcy Fees effective October 17, 2005 (**INFORMATION**)

I am writing to inform you of changes to the statutory and miscellaneous bankruptcy fees that will take effect October 17, 2005, as a result of the Bankruptcy Abuse Prevention and Consumer Protection Act of 2005, Pub. L. No. 109-8.

The statutory filing fee amounts required by 28 U.S.C. § 1930 will change as follows:

- Chapter 7 - increase to \$220;
- Chapter 13 - decrease to \$150;
- Chapter 11 - increase to \$1,000; and
- Chapter 9 - increase to \$1,000 (under 28 U.S.C. § 1930(2), the statutory fee for filing a chapter 9 case is equal to the amount charged for filing a chapter 11 case).

In addition, the Executive Committee of the Judicial Conference approved a fee for filing a case under the new chapter 15. This fee, which replaces the fee for filing an ancillary petition under 11 U.S.C. § 304, will be the same as the fee for filing a chapter 11, or \$1,000. This fee will be enumerated as Item 16 of the Bankruptcy Court Miscellaneous Fee Schedule.

Several documents are attached for your information, including: a list of "Frequently Asked Questions" addressing other fee issues that arise as a result of the new law; two charts (one for U.S. Trustee districts and one for Bankruptcy Administrator districts) detailing distribution and fund number information for all the bankruptcy fees; and a copy of the revised Bankruptcy Court Miscellaneous Fee Schedule. Any questions on this memorandum may be addressed to Mary Louise Mitterhoff or Mary Fritsche, Attorneys, Bankruptcy Court Administration Division, (202) 502-1540.

A handwritten signature in black ink, appearing to read "Leonidas Ralph Mecham".

Leonidas Ralph Mecham

Attachments

September 22, 2005

**Frequently Asked Questions
Regarding Fee Changes Resulting from
the Bankruptcy Abuse Prevention
and Consumer Protection Act of 2005**

Fees Collected at Time of Filing

CHAPTER	STATUTORY FEE	OTHER FEES	TOTAL FEES COLLECTED AT TIME OF FILING
7	\$220	\$15 Trustee fee \$39 Administrative fee	\$274
9	\$1,000	\$39 Administrative fee	\$1,039
11	\$1,000	\$39 Administrative fee	\$1,039
12	\$200	\$39 Administrative fee	\$239
13	\$150	\$39 Administrative fee	\$189
15	\$1,000*	\$39 Administrative fee	\$1,039

*The fee for filing a Chapter 15 is not statutory, but is enumerated at Item 16 of the Bankruptcy Court Miscellaneous Fee Schedule.

1. In addition to the statutory filing fee of \$220 set forth at 28 U.S.C. § 1930 (1)(a), what other fees are collected at the time of filing a chapter 7 case?

The \$39 administrative fee (Item 8 of the Bankruptcy Court Miscellaneous Fee Schedule) and the \$15 trustee fee (Item 9 of the Bankruptcy Court Miscellaneous Fee Schedule) are also collected at the time a chapter 7 case is filed. **Thus, the total amount of fees collected for filing a chapter 7 case is \$274.**

2. In addition to the statutory filing fee of \$150 set forth at 28 U.S.C. § 1930 (1) (b), what other fees are collected at the time of filing a chapter 13 case?

The \$39 administrative fee (Item 8 of the Bankruptcy Court Miscellaneous Fee Schedule) is also collected at the time a chapter 13 case is filed. **Thus, the total amount of fees collected for filing a chapter 13 case is \$189.**

3. In addition to the statutory filing fee of \$1,000 set forth at 28 U.S.C. § 1930 (3), what other fees are collected at the time of filing a chapter 11 case?

The \$39 administrative fee (Item 8 of the Bankruptcy Court Miscellaneous Fee Schedule) is also collected at the time a chapter 11 case is filed. **Thus, the total amount of fees collected for filing a chapter 11 case is \$1,039.**

4. In addition to the statutory filing fee of \$1,000 set forth at 28 U.S.C. § 1930 (2), what other fees are collected at the time of filing a chapter 9 case?

The \$39 administrative fee (Item 8 of the Bankruptcy Court Miscellaneous Fee Schedule) is also collected at the time a chapter 9 case is filed. **Thus, the total amount of fees collected for filing a chapter 9 case is \$1,039.**

5. In addition to the miscellaneous fee of \$1,000 set forth at Item 16 of the Miscellaneous Fee Schedule for Bankruptcy Courts, what other fees are collected at the time of filing a chapter 15 case?

The \$39 administrative fee (Item 8 of the Bankruptcy Court Miscellaneous Fee Schedule) is also collected at the time the chapter 15 case is filed. **Thus, the total amount of fees collected for filing a chapter 15 case is \$1,039.**

Conversion Fees

6. What is the fee for converting a chapter 7 case to a chapter 11 case?

The fee for converting a chapter 7 case to a chapter 11 case is \$780 (the difference between the statutory filing fee for a chapter 11 case - \$1,000 - and the statutory fee for filing a chapter 7 case - \$220).

7. What is the fee for converting a chapter 13 case to a chapter 11 case?

The fee for converting a chapter 13 case to a chapter 11 case is \$850 (the difference between the statutory filing fee for a chapter 11 case - \$1,000 - and the statutory fee for filing a chapter 13 case - \$150).

8. What is the fee for converting a case under any chapter to a chapter 7 case?

The fee for converting to a chapter 7 case remains at \$15 pursuant to Item 10 of the Bankruptcy Court Miscellaneous Fee Schedule.

Note: The new statutory fee structure creates an issue upon conversion from Chapter 13 to Chapter 7. Prior to October 17, 2005, the fees for both chapter 13 and chapter 7 cases were the same, thus there was no discrepancy between the amounts collected when a chapter 13 case converted to a chapter 7, and the only fee collected was the \$15 trustee fee required by Item 10 of the fee schedule. After October 17, 2005, however, it will be possible to file a case under chapter 13 (total fee of \$189), then subsequently convert to chapter 7 and pay the \$15 conversion fee, making the total amount paid \$204. This amount is \$70 less than would have been paid if the case was originally filed under chapter 7. Administrative Office staff will raise this issue to the appropriate Judicial Conference committees for possible action.

9. What is the fee for converting a chapter 7 case to a chapter 13?

No fee is charged for converting a chapter 7 case to a chapter 13 case, and no refund (of the difference between the filing fees for the respective chapters) shall be given.

10. Is the miscellaneous administrative fee of \$39 charged upon conversion?

No.

Reopening Fees

11. After October 17, 2005, what fee is charged for filing a motion to reopen a case that was originally filed prior to that date?

The fee charged for reopening a case would be the amount of the filing fee for the appropriate chapter of the particular case on the date of reopening. **Thus, after October 17, 2005, the fee for reopening a chapter 7 case is \$220, the fee for reopening a chapter 11 case is \$1,000, and the fee for reopening a chapter 13 case is \$150.**

12. Is the miscellaneous administrative fee of \$39 charged upon reopening?

No.

Split Cases

13. What fee is charged for splitting a joint case filed before October 17, 2005 but split after that date?

Pursuant to Item 19 of the Bankruptcy Court Miscellaneous Fee Schedule, the fee charged for splitting a case would be equal to the filing fee, **at the time of the request to split the cases**, for the chapter under which the joint case was commenced. **Thus, after October 17, 2005, the fee for splitting a chapter 7 case would be \$220, the fee for splitting a chapter 13 case would be \$150, and the fee for splitting a chapter 11 case would be \$1,000.**

Other Fee Issues not related to Bankruptcy Abuse Prevention and Consumer Protection Act of 2005

Adversary Fees

As noted in the August 10, 2005, memorandum from the Director, the fee for filing an adversary proceeding, (Item 6 of the Bankruptcy Court Miscellaneous Fee Schedule), including a proceeding instituted by a notice of removal from another court, has increased to \$250, effective September 20, 2005.

What fee amount should be collected if an adversary proceeding was filed prior to September 20, 2005 and the trustee was permitted to defer the fee, and estate assets are found and available to pay the adversary fee after September 20?

The fee collected would be the adversary fee amount that was due when the adversary proceeding was filed. Thus, in the situation described in the question, the fee to be collected would be \$150.

Lift Stay Fee

As noted in the December 22, 2004, memorandum from Glen Palman, **the fee for filing a motion to lift the automatic stay (or to compel abandonment or withdraw the reference) is \$150.** The 2005 edition of the Bankruptcy Code published by Thomson West **incorrectly** states in Item 20 of the Bankruptcy Court Miscellaneous Fee Schedule that the fee for filing a motion to lift stay (or to compel abandonment or withdraw the reference) shall be “the amount of the filing fee prescribed in 28 U.S.C. § 1914(a)” for filing a civil action. In 2004, in order to ensure that increases to the civil action filing fee have no impact on the fee for filing a motion to lift the automatic stay, the Judicial Conference approved a recommendation to amend Item 20 to delete the reference to the amount required for filing a civil action and insert language establishing a \$150 fee for a motion to lift the automatic stay. (JCUS-SEP 04, p.11). Thus, although the civil filing fee under 11 U.S.C. § 1914 will be raised to \$250 effective September 20, 2005, the fee for filing a lift stay motion remains at \$150.

The correct wording of the relevant portion of Item 20 is as follows:

For filing a motion to terminate, annul, modify, or condition the automatic stay provided under § 362(a) of title 11, a motion to compel abandonment of property of the estate pursuant to Rule 6007(b) of the Federal Rules of Bankruptcy Procedure, or a motion to withdraw the reference of a case or proceeding under 28 U.S.C. § 157(d), **\$150.**

**United States Bankruptcy Court Miscellaneous Fee Schedule
Receipt Account Classification for United States Trustee Districts Effective 10-17-2005**

<u>Type of Filing</u>	<u>Statutory References</u>	<u>Amount</u>	<u>Account Credited</u>			
			<u>6855TT</u> <i>11 USC 330 (b)(1)</i>	<u>510000</u> <i>28 USC 1931</i>	<u>086900</u> <i>31 USC 3302</i>	<u>5073XX</u> <i>28 USC 589(b)(1)</i>
Chapter 7 Liquidation	28 USC 1930 (a)(1)(A)	\$ 220.00	\$ 45.00	\$ 63.51	\$ 22.47	\$ 89.01
	Trustee Surcharge 1930(b)(8)	\$ 15.00	\$ 15.00			
	Admin Charge 1930(b)(9)	\$ 39.00		\$ 39.00		
Total Due		\$ 274.00	\$ 60.00	\$ 102.51	\$ 22.47	\$ 89.01
Chapter 13 wage earner arrangement	28 USC 1930(a)(1)(B)	\$ 150.00	\$ -	\$ 52.50	\$ 55.00	\$ 42.50
	Admin Charge 1930(b)(9)	\$ 39.00		\$ 39.00		
Total Due		\$ 189.00	\$ -	\$ 91.50	\$ 55.00	\$ 42.50
Chapter 9 Municipal Debt Filing Fee	28 USC 1930 (a)(2)	\$ 1,000.00		\$ 700.00		\$ 300.00
	Admin Charge 1930(b)(9)	\$ 39.00		\$ 39.00		
Total Due		\$ 1,039.00		\$ 739.00		\$ 300.00
Chapter 11 Filing Fee (Non-Railroad)	28 USC 1930 (a)(3)	\$ 1,000.00		\$ 250.00	\$ 200.00	\$ 550.00
	Admin Charge 1930(b)(9)	\$ 39.00		\$ 39.00		
Total Due		\$ 1,039.00	\$ -	\$ 289.00	\$ 200.00	\$ 550.00
Chapter 11 Filing Fee (Railroad)	28 USC 1930 (a)(4)	\$ 1,000.00			\$ 500.00	\$ 500.00
	Admin Charge 1930(b)(9)	\$ 39.00		\$ 39.00		
Total Due		\$ 1,039.00		\$ 39.00	\$ 500.00	\$ 500.00
Chapter 12 Family Farmer	28 USC 1930 (a)(5)	\$ 200.00			\$ 100.00	\$ 100.00
	Admin Charge 1930(b)(9)	\$ 39.00		\$ 39.00		
Total Due		\$ 239.00		\$ 39.00	\$ 100.00	\$ 100.00
Conversion Fee 7 to 11	28 USC 1930 (a)	\$ 780.00			\$ 195.00	\$ 585.00
Total Due		\$ 780.00		\$ -	\$ 195.00	\$ 585.00
Conversion Fee 13 to 11	28 USC 1930 (a)	\$ 850.00			\$ 212.50	\$ 637.50
Total Due		\$ 850.00		\$ -	\$ 212.50	\$ 637.50

**United States Bankruptcy Court Miscellaneous Fee Schedule
Receipt Account Classification for United States Trustee Districts Effective 10-17-2005**

		Account Credited	
		Account	Account
<u>MISCELLANEOUS FEES</u>			
Photocopies	28 USC 1930 (b)(1)	\$ 0.50	\$ -
			\$ 0.50
			510000 322350
Document Certification	28 USC 1930 (b)(2)	\$ 9.00	\$ 4.00
Document Exemplification	28 USC 1930 (b)(2)	\$ 18.00	\$ 8.00
			\$ 5.00
			\$ 10.00
			510000 322350
Tape Duplication	28 USC 1930 (b)(3)	\$ 26.00	\$ 11.00
			\$ 15.00
			510000 086900
Amended Bankruptcy Schedules	28 USC 1930 (b)(4)	\$ 26.00	\$ 6.00
			\$ 20.00
			510000 322360
Record Search	28 USC 1930 (b)(5)	\$ 26.00	\$ 11.00
			\$ 15.00
			510000 086900
Bankruptcy Adversary Filing Fee	28 USC 1930 (b)(6)	\$ 250.00	\$ 130.00
			\$ 120.00
			510000 086900
Registration of a foreign judgment	28 USC 1930 (b)(7)	\$ 39.00	\$ 19.00
			\$ 20.00
			510000 086900
Miscellaneous Papers not in a case	28 USC 1930 (b)(7)	\$ 39.00	\$ 19.00
			\$ 20.00
			510000
Administrative fee	28 USC 1930 (b)(8)	\$ 39.00	\$ 39.00
			6855TT
Trustee Surcharge (Chapter 7)	28 USC 1930 (b)(9)	\$ 15.00	\$ 15.00
			6855BK
Conversion fees to Chapter 7 From chapters 9,11,12,13	28 USC 1930 (b)(10)	\$ 15.00	\$ 15.00
Reopening Fee	28 USC 1930 (b)(11)	See Above Statutory filing fee only (no administrative fee or trustee surcharge)	

**United States Bankruptcy Court Miscellaneous Fee Schedule
Receipt Account Classification for United States Trustee Districts Effective 10-17-2005**

				Account Credited	
				510000	322350
Microfilm/Microfiche	28 USC 1930 (b)(12)	\$ 5.00	\$	2.00	\$ 3.00
Record Retrieval	28 USC 1930 (b)(13)	\$ 45.00	\$	20.00	\$ 25.00
NSF Check Charge	28 USC 1930 (b)(14)	\$ 45.00	\$	20.00	\$ 25.00
Docket Fee on Appeal ¹	28 USC 1930 (b)(15)	\$ 250.00	\$	150.00	\$ 100.00
Chapter 15 filing fee (foreign ancillary)	28 USC 1930 (b)(16)	\$ 1,000.00	\$	500.00	\$ 500.00
Sale of Local Rules	28 USC 1930 (b)(17)	\$ -			\$ 322340 -
Registry Fee (10% of income earned)	28 USC 1930 (b)(18)	\$ -	\$	-	
Joint Case/Split - Chapter 7	28 USC 1930 (b)(19)	\$ 220.00	\$	220.00	
Joint Case/Split - Chapter 11	28 USC 1930 (b)(19)	\$ 1,000.00	\$	1,000.00	
Joint Case/Split - Chapter 12	28 USC 1930 (b)(19)	\$ 200.00	\$	200.00	
Joint Case/Split - Chapter 13	28 USC 1930 (b)(19)	\$ 150.00	\$	150.00	
Motion to Lift the automatic stay	28 USC 1930 (b)(20)	\$ 150.00	\$	150.00	
Motion to compel abandonment	28 USC 1930 (b)(20)	\$ 150.00	\$	150.00	
Withdrawal of reference of a case	28 USC 1930 (b)(20)	\$ 150.00	\$	150.00	
Cross Appeal Docket Fee	28 USC 1930 (b)(21)	\$ 250.00	\$	250.00	

**United States Bankruptcy Court Miscellaneous Fee Schedule
 Receipt Account Classification for United States Trustee Districts Effective 10-17-2005**

Account Credited

Notice of Appeal from BAP	28 USC 1930 (c)	\$ 5.00		086900	\$ 5.00
11 USC 110 Fines	11 USC 110 (a)-(g)	\$ -	\$ -	6855TT	5073XX
11 USC 110 Damages	11 USC 110 (i)	\$ -	\$ -	6855TT	\$ -
Rent Deposits from Debtors	11 USC 362 (l)(1)(b)	\$ -			

Note: Changes from the 11-01-2003 schedule are related to wording which eliminated a tie between the civil filing fee in items (6) and (20). The civil filing fee would increase these items without the rewording effective 2-07-2005. Fee was set to equate to the civil filing fee effective 90-20-2005

1 Fee Normally collected by district court together with the notice of appeal fee schedule under the District Court fee schedule pursuant to FRAP Rule 3 (e)

**United States Bankruptcy Court Miscellaneous Fee Schedule
Receipt Account Classification for Bankruptcy Administrator Districts Effective 10-17-2005**

Account(s) Credited

<u>Type of Filing</u>	<u>Statutory References</u>	<u>Amount</u>	<u>6855TT</u>	<u>510000</u>	<u>086900</u>
			11 USC 330(b)(1)	28 USC 1931 notes	31 USC 3302 (b)
Chapter 7 Liquidation Fees	28 USC 1930(a)(1)(A)	\$ 220.00	\$ 45.00	\$ 63.51	\$ 111.48
Trustee Surcharge Chp 7	28 USC 1930 (b)(9)	\$ 15.00	\$ 15.00		
Administrative fee	28 USC 1930 (b)(8)	\$ 39.00	\$ -	\$ 39.00	
Total Due at Filing		\$ 274.00	\$ 60.00	\$ 102.51	\$ 111.48
Chapter 13 Wage Earner Fees	28 USC 1930 (a)(1)(B)	\$ 150.00	\$ -	\$ 52.50	\$ 97.50
Administrative fee	28 USC 1930 (b)(8)	\$ 39.00	\$ -	\$ 39.00	
Total Due at Filing		\$ 189.00	\$ -	\$ 91.50	\$ 97.50
Chapter 9 Munciple Debt Filing Fee	28 USC 1930 (a)(2)	\$ 1,000.00	\$ -	\$ 700.00	\$ 300.00
Administrative fee	28 USC 1930 (b)(8)	\$ 39.00	\$ -	\$ 39.00	\$ -
Total Due at Filing		\$ 1,039.00	\$ -	\$ 739.00	\$ 300.00
Chapter 11 Filing Fee (Non-Railroad)	28 USC 1930 (a)(3)	\$ 1,000.00	\$ -	\$ 250.00	\$ 750.00
Administrative fee	28 USC 1930 (b)(8)	\$ 39.00	\$ -	\$ -	\$ -
Total Due at Filing		\$ 1,039.00	\$ -	\$ 250.00	\$ 750.00
Chapter 11 Filing Fee (Railroad)	28 USC 1930 (a)(4)	\$ 1,000.00			\$ 1,000.00
Administrative fee	28 USC 1930 (b)(8)	\$ 39.00		\$ 39.00	
Total Due at Filing		\$ 1,039.00	\$ -	\$ 39.00	\$ 1,000.00
Chapter 12 Family Farmer	28 USC 1930 (a)(5)	\$ 200.00	\$ -	\$ -	\$ 200.00
Administrative fee	28 USC 1930 (b)(8)	\$ 39.00	\$ -	\$ 39.00	\$ -
		\$ 239.00	\$ -	\$ 39.00	\$ 200.00

**United States Bankruptcy Court Miscellaneous Fee Schedule
Receipt Account Classification for Bankruptcy Administrator Districts Effective 10-17-2005**

Bankruptcy Administrator Fees	28 USC 1930 (a)(6)		Account(s) Credited	
			510000	
> \$15,000 in Disbursements (per quarter)		\$ 250.00	\$	250.00
15000 - >75,000		\$ 500.00	\$	500.00
75,000 - >150,000		\$ 750.00	\$	750.00
150,000 - >225,000		\$ 1,250.00	\$	1,250.00
225,000 - >300,000		\$ 1,500.00	\$	1,500.00
300,000->1,000,000		\$ 3,750.00	\$	3,750.00
1,000,000 ->2,000,000		\$ 5,000.00	\$	5,000.00
2,000,000 - >3,000,000		\$ 7,500.00	\$	7,500.00
3,000,000 - >5,000,000		\$ 8,000.00	\$	8,000.00
5,000,000 or more		\$ 10,000.00	\$	10,000.00
 Conversion Fee 7 to 11	 28 USC 1930 (a)	 \$ 780.00		 086900 \$ 780.00
Conversion Fee 13 to 11	28 USC 1930 (a)	\$ 850.00		086900 \$ 850.00

MISCELLANEOUS FEES

			<u>Account</u>	<u>Account</u>
Photocopies	28 USC 1930 (b)(1)	\$ 0.50		322350 \$ 0.50
Document Certification	28 USC 1930 (b)(2)	\$ 9.00	510000	322360
Document Exemplification	28 USC 1930 (b)(2)	\$ 18.00	\$ 4.00	\$ 5.00
			\$ 8.00	\$ 10.00
Tape Duplication	28 USC 1930 (b)(3)	\$ 26.00	510000	322350
			\$ 11.00	\$ 15.00
Amended Bankruptcy Schedules	28 USC 1930 (b)(4)	\$ 26.00	510000	322350
			\$ 6.00	\$ 20.00
Record Search	28 USC 1930 (b)(5)	\$ 26.00	510000	322360
			\$ 11.00	\$ 15.00

**United States Bankruptcy Court Miscellaneous Fee Schedule
Receipt Account Classification for Bankruptcy Administrator Districts Effective 10-17-2005**

Account(s) Credited

Bankruptcy Adversary Filing Fee	28 USC 1930 (b)(6)	\$ 250.00		510000	086900
				\$ 130.00	\$ 120.00
Registration of a foreign judgment	28 USC 1930 (b)(7)	\$ 39.00		510000	086900
				\$ 19.00	\$ 20.00
Miscellaneous Papers not in a case	28 USC 1930 (b)(7)	\$ 39.00		510000	086900
				\$ 19.00	\$ 20.00
Administrative fee	28 USC 1930 (b)(8)	\$ 39.00		510000	
				\$ 39.00	
Conversion fees to Chapter 7	28 USC 1930 (b)(10)	\$ 15.00	6855BK		
From chapters 9,11,12,13			\$ 15.00		
Reopening Fee	28 USC 1930 (b)(11)	See Above			
Same as statutory filing fee above (no surcharge or administrative fee)					
Microfilm/Microfiche	28 USC 1930 (b)(12)	\$ 5.00		510000	322350
				\$ 2.00	\$ 3.00
Record Retrieval	28 USC 1930 (b)(13)	\$ 45.00		510000	322360
				\$ 20.00	\$ 25.00
NSF Check Charge	28 USC 1930 (b)(14)	\$ 45.00		510000	322360
				\$ 20.00	\$ 25.00
Docket Fee on Appeal	28 USC 1930 (b)(15)	\$ 250.00		510000	086900
				\$ 150.00	\$ 100.00
Chapter 15 Filing Fee (foreign Ancillary)	28 USC 1930 (b)(16)	\$ 1,000.00		510000	086900
				\$ 500.00	\$ 500.00

**United States Bankruptcy Court Miscellaneous Fee Schedule
Receipt Account Classification for Bankruptcy Administrator Districts Effective 10-17-2005**

			Account(s) Credited	
Sale of Local Rules	28 USC 1930 (b)(17)	\$ -		322340
				\$ -
			510100	
Registry Fee (10% of income earned)	28 USC 1930 (b)(18)		\$ -	
			510000	
Joint Case/Split - Chapter 7	28 USC 1930 (b)(19)	\$ 220.00	\$ 220.00	
Joint Case/Split - Chapter 11	28 USC 1930 (b)(19)	\$ 1,000.00	\$ 1,000.00	
Joint Case/Split - Chapter 12	28 USC 1930 (b)(19)	\$ 200.00	\$ 200.00	
Joint Case/Split - Chapter 13	28 USC 1930 (b)(19)	\$ 150.00	\$ 150.00	
			510000	
Motion to Lift the automatic stay	28 USC 1930 (b)(20)	\$ 150.00	\$ 150.00	
Motion to compel abandonment	28 USC 1930 (b)(20)	\$ 150.00	\$ 150.00	
Withdrawal of reference of a case	28 USC 1930 (b)(20)	\$ 150.00	\$ 150.00	
			510000	
Cross Appeal Docket Fee	28 USC 1930 (b)(21)	\$ 250.00	\$ 250.00	
				086900
Notice of Appeal from BAP	28 USC 1930 (c)	\$ 5.00		\$ 5.00
			510000	
11 USC 110 Fines	11 USC 110 (a)-(g)	\$ -	\$ -	
				6855TT
11 USC 110 Damages	11 USC 110 (i)	\$ -	\$ -	
				6855TT
Rent Deposits by Debtors	11 USC 362(l)(1)(b)	\$ -		

Note: Changes from the 11-01-2003 schedule are related to wording which eliminated a tie between the civil filing fee in items (6) and (20). The civil filing fee would increase these items without the rewording effective 2-07-2005. The civil filing fee increase effective 9/20/2005 was relinked to the the adversary fee effective 10-17-2005.

1 Fee Normally collected by district court together with the notice to appeal fee schedule under the District Court fee schedule pursuant to FRAP Rule 3 (e)

Bankruptcy Court Miscellaneous Fee Schedule¹

Following are fees to be charged for services provided by the bankruptcy courts. No fees are to be charged for services rendered on behalf of the United States, with the exception of those specifically prescribed in items 1, 3, and 5, or to bankruptcy administrators appointed under Public Law No. 99-554, § 302(d)(3)(I). No fees under this schedule shall be charged to federal agencies or programs which are funded from judiciary appropriations, including, but not limited to, agencies, organizations, and individuals providing services authorized by the Criminal Justice Act, 18 U.S.C. § 3006A.

- (1) For reproducing any record or paper, \$.50 per page. This fee shall apply to paper copies made from either: (1) original documents; or (2) microfiche or microfilm reproductions of the original records. This fee shall apply to services rendered on behalf of the United States if the record or paper requested is available through electronic access.
- (2) For certification of any document or paper, whether the certification is made directly on the document or by separate instrument, \$9. For exemplification of any document or paper, twice the amount of the charge for certification.
- (3) For reproduction of recordings of proceedings, regardless of the medium, \$26, including the cost of materials. This fee shall apply to services rendered on behalf of the United States, if the reproduction of the recording is available electronically.
- (4) For amendments to a debtor's schedules of creditors, lists of creditors, matrix, or mailing lists, \$26 for each amendment, provided the bankruptcy judge may, for good cause, waive the charge in any case. No fee is required when the nature of the amendment is to change the address of a creditor or an attorney for a creditor listed on the schedules or to add the name and address of an attorney for a listed creditor.
- (5) For every search of the records of the bankruptcy court conducted by the clerk of the bankruptcy court or a deputy clerk, \$26 per name or item searched. This fee shall apply to services rendered on behalf of the United States if the information requested is available through electronic access.
- (6) For filing a complaint, a fee shall be collected in the same amount as the filing fee prescribed in 28 U.S.C. § 1914(a) for instituting any civil action other than a writ of habeas corpus. If the United States, other than a United States trustee acting as

¹Issued in accordance with 28 U.S.C. § 1930(b).

a trustee in a case under title 11, or a debtor is the plaintiff, no fee is required. If a trustee or debtor in possession is the plaintiff, the fee should be payable only from the estate and to the extent there is any estate realized. If a child support creditor or its representative is the plaintiff, and if such plaintiff files the form required by § 304(g) of the Bankruptcy Reform Act of 1994, no fee is required.

- (7) For filing or indexing any document not in a case or proceeding for which a filing fee has been paid, \$39.
- (8) In all cases filed under title 11, the clerk shall collect from the debtor or the petitioner a miscellaneous administrative fee of \$39. This fee may be paid in installments in the same manner that the filing fee may be paid in installments, consistent with the procedure set forth in Federal Rule of Bankruptcy Procedure 1006.
- (9) Upon the filing of a petition under chapter 7 of the Bankruptcy Code, the petitioner shall pay \$15 to the clerk of the court for payment to trustees serving in cases as provided in 11 U.S.C. § 330(b)(2). An application to pay the fee in installments may be filed in the manner set forth in Federal Rule of Bankruptcy Procedure 1006(b).
- (10) Upon the filing of a motion to convert a case to chapter 7 of the Bankruptcy Code, the movant shall pay \$15 to the clerk of court for payment to trustees serving in cases as provided in 11 U.S.C. § 330(b)(2). Upon the filing of a notice of conversion pursuant to section 1208(a) or section 1307(a) of the Code, \$15 shall be paid to the clerk of the court for payment to trustees serving in cases as provided in 11 U.S.C. § 330(b)(2). If the trustee serving in the case before the conversion is the movant, the fee shall be payable only from the estate that exists prior to conversion.
- (11) For filing a motion to reopen a Bankruptcy Code case, a fee shall be collected in the same amount as the filing fee prescribed by 28 U.S.C. § 1930(a) for commencing a new case on the date of reopening, unless the reopening is to correct an administrative error or for actions related to the debtor's discharge. The court may waive this fee under appropriate circumstances or may defer payment of the fee from trustees pending discovery of additional assets. If payment is deferred, the fee shall be waived if no additional assets are discovered.
- (12) For each microfiche sheet of film or microfilm jacket copy of any court record, where available, \$5.
- (13) For retrieval of a record from a Federal Records Center, National Archives, or other storage location removed from the place of business of the court, \$45.
- (14) For a check paid into the court which is returned for lack of funds, \$45.

- (15) For docketing a proceeding on appeal or review from a final judgment of a bankruptcy judge pursuant to 28 U.S.C. § 158(a) and (b), the fee shall be the same amount as the fee for docketing a case on appeal or review to the appellate court as required by Item 1 of the Courts of Appeals Miscellaneous Fee Schedule. A separate fee shall be paid by each party filing a notice of appeal in the bankruptcy court, but parties filing a joint notice of appeal in the bankruptcy court are required to pay only one fee. If a trustee or debtor in possession is the appellant, the fee should be payable only from the estate and to the extent there is any estate realized.
- (16) For filing a Chapter 15 proceeding, the fee shall be the same amount as the fee for a case commenced under chapter 11 of title 11 as required by 28 U.S.C. § 1930(a)(3).
- (17) The court may charge and collect fees commensurate with the cost of providing copies of the local rules of court. The court may also distribute copies of the local rules without charge.
- (18) The clerk shall assess a charge for the handling of registry funds deposited with the court, to be assessed from interest earnings and in accordance with the detailed fee schedule issued by the Director of the Administrative Office of the United States Courts.
- (19) When a joint case filed under § 302 of title 11 is divided into two separate cases at the request of the debtor(s), a fee shall be charged equal to the current filing fee for the chapter under which the joint case was commenced.
- (20) For filing a motion to terminate, annul, modify, or condition the automatic stay provided under § 362(a) of title 11, a motion to compel abandonment of property of the estate pursuant to Rule 6007(b) of the Federal Rules of Bankruptcy Procedure, or a motion to withdraw the reference of a case or proceeding under 28 U.S.C. § 157(d), \$150. No fee is required for a motion for relief from the co-debtor stay or for a stipulation for court approval of an agreement for relief from a stay. If a child support creditor or its representative is the movant, and if such movant files the form required by § 304(g) of the Bankruptcy Reform Act of 1994, no fee is required.
- (21) For docketing a cross appeal from a bankruptcy court determination, the fee shall be the same amount as the fee for docketing a case on appeal or review to the appellate court as required by Item 1 of the Courts of Appeals Miscellaneous Fee Schedule. If a trustee or debtor in possession is the appellant, the fee should be payable only from the estate and to the extent there is any estate realized.