

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-2(c)

In Re:

Case No.: _____

Judge: _____

Chapter: 13

Recommended Local Form:

Followed

Modified

CERTIFICATION IN SUPPORT OF DISCHARGE

I, _____, upon my oath according to law, hereby certify as follows:

1. My current address is:

2. The name and address of my current employer is:

3. I am not required to pay any Domestic Support Obligations,
- or
- I am required to pay Domestic Support Obligations and I have paid any amounts payable under a Court Order or Statute that were due on or before the date of this Certification,
- or
- I am required to pay Domestic Support Obligations but I have not paid all the amounts due under Court Order or Statute as of the date of this certification.
4. I have completed a Financial Management Instructional Course, as approved under 11 U.S.C. Section 111, and have filed the appropriate Official Form pursuant to Fed. R. Bankr.P. Interim Rule 1007(b)(7).
- or
- I have not completed a Financial Management Instructional Course, as approved under 11 U.S.C. Section 111, because the Court has determined that I am unable to complete this requirement because of incapacity, disability, or active military duty in a military combat zone in accordance with 11 U.S.C. Section 1328(g)(2). The Order establishing this determination is attached.
5. I am not subject to a restriction on exemptions or discharge pursuant to 11 U.S.C. Section 522(q), a copy of which was provided to me with this Certification.

I certify under penalty of perjury that the foregoing is true and correct.

DATED:

Signature of Debtor

new.5/23/06;jml

TITLE 11. BANKRUPTCY · UNITED STATES CODE

Chapter 5. Creditors, the Debtor, and the Estate

Subchapter II. Debtor's Duties and Benefits

11 USC § 522.

(q)

(1) As a result of electing under [subsection \(b\)\(3\)\(A\)](#) to exempt property under State or local law, a debtor may not exempt any amount of an interest in property described in subparagraphs (A), (B), (C), and (D) of subsection (p)(1) which exceeds in the aggregate \$125,000 [\$136,875 effective 4-1-07. Adjusted every 3 years by [section 104.](#)] if--

(A) the court determines, after notice and a hearing, that the debtor has been convicted of a felony (as defined in [section 3156 of title 18](#)), which under the circumstances, demonstrates that the filing of the case was an abuse of the provisions of this title; or

(B) the debtor owes a debt arising from--

(i) any violation of the Federal securities laws (as defined in section 3(a)(47) of the Securities Exchange Act of 1934), any State securities laws, or any regulation or order issued under Federal securities laws or State securities laws;

(ii) fraud, deceit, or manipulation in a fiduciary capacity or in connection with the purchase or sale of any security registered under section 12 or 15(d) of the Securities Exchange Act of 1934 or under section 6 of the Securities Act of 1933;

(iii) any civil remedy under [section 1964 of title 18](#); or

(iv) any criminal act, intentional tort, or willful or reckless misconduct that caused serious physical injury or death to another individual in the preceding 5 years.

(2) Paragraph (1) shall not apply to the extent the amount of an interest in property described in subparagraphs (A), (B), (C), and (D) of subsection (p)(1) is reasonably necessary for the support of the debtor and any dependent of the debtor.