

UNITED STATES BANKRUPTCY COURT
DISTRICT OF MINNESOTA

In Re:
YVONN N. LERRO

DEBTOR
In a joint case, debtor means debtors in this plan.

MODIFIED CHAPTER 13 PLAN

Dated: ~~September 15, 2003~~ August 8, 2004

Case No. 03-36253

1. PAYMENTS BY DEBTOR -

- a. As of the date of this plan, the debtor has paid the trustee \$ -0-.
- b. **The debtor will pay the trustee \$100 per month, beginning within 30 days after the filing of this plan, for 12 months, then \$125 per month for 12 months, then \$150 per month for 12 months, then \$175 per month for 12 months, then \$200 per month for 12 months in order to pay the amounts indicated in ¶ 3, 4, 5, 6, 7, 8, and 9.**
- c. The debtor will also pay the trustee \$ N/A
- d. The debtor will pay the trustee a total of \$9,000 [line 1(a) + line 1(b) + line 1(c)].

2. PAYMENTS BY TRUSTEE - The trustee will make payments only to creditors for which proofs of claim have been ~~timely~~ filed, make payments monthly as available, and collect the trustee's percentage fee of 10% for a total of \$500 or lesser percentage as may be fixed by the Attorney General.

3. PRIORITY CLAIMS - The trustee shall pay in full all claims entitled to priority under §507, including the following. The amounts listed are estimates only. The trustee will pay the amounts actually allowed.

<i>Creditor</i>	<i>Estimated Claim</i>	<i>Monthly Payment</i>	<i>Begin in Month#</i>	<i>Number Payments</i>	<i>TOTAL PAYMENTS</i>
a. Attorney Fees	<u>\$850</u>	<u>\$95.00</u>	<u>1</u>	<u>9.0</u>	<u>\$850</u>
b. Internal Revenue Service	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
c. Minn. Dept. of Revenue	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
d.	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
TOTAL	<u>\$850</u>	<u> </u>	<u> </u>	<u> </u>	<u>\$850</u>

4. LONG-TERM SECURED CLAIMS NOT IN DEFAULT - The following creditors have secured claims. Payments are current and the debtor will continue to make all payments which come due after the date the petition was filed directory to the creditors. The creditors will retain their liens.

- a. US BANK
- b.

5. HOME MORTGAGES IN DEFAULT [§1322(b)(5)] - The trustee will cure defaults (plus interest at the rate of 8 per cent per annum) on claims secured only by a security interest in real property that is the debtor's principal residence as follows. The debtor will maintain the regular payments which come due after the date the petition was filed. The creditors will retain their liens. The amounts in default are estimates only. The trustee will pay the actual amounts of default.

<i>Creditor</i>	<i>Estimated Claim</i>	<i>Monthly Payment</i>	<i>Begin in month#</i>	<i>Number Payments</i>	<i>TOTAL PAYMENTS</i>
a. N/A					
b.					
c.					
TOTAL					

Chapter 13 Plan

6. **OTHER LONG-TERM SECURED CLAIMS IN DEFAULT [§1322(b)(5)]** - The trustee will cure defaults (plus interest at the rate of 8 per cent per annum) on other claims as follows and the debtor will maintain the regular payments which come due after the date the petition was filed. The creditors will retain their liens. The amounts of default are estimates only. The trustee will pay the actual amounts of default.

Creditor	<i>Estimated Claim</i>	<i>Monthly Payment</i>	<i>Begin in month#</i>	<i>Number Payments</i>	<i>TOTAL PAYMENTS</i>
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- a. N/A
- b.
- c.
- TOTAL**

7. **OTHER SECURED CLAIMS [§1325(a)(5)]** - The trustee will make payments to the following secured creditors having a value as of confirmation equal to the allowed amount of the creditor's secured claim using a discount rate of 8 percent. The creditor's allowed secured claim shall be the creditor's allowed claim or the value of the creditor's interest in the debtor's property, whichever is less. The creditors shall retain their liens. NOTE: NOTWITHSTANDING A CREDITOR'S PROOF OF CLAIM FILED BEFORE OR AFTER CONFIRMATION, THE AMOUNT LISTED IN THIS PARAGRAPH AS A CREDITOR'S SECURED CLAIM BINDS THE CREDITOR PURSUANT TO 11 U.S.C. §1327 AND CONFIRMATION OF THE PLAN WILL BE CONSIDERED A DETERMINATION OF THE CREDITOR'S ALLOWED SECURED CLAIM UNDER 11 U.S.C. §506(a). Payment schedule shown is an estimate only and may be modified by payments under paragraph 5 of this plan.

Creditor	Estimated Claim	Monthly Payment	Beginning in Month#	Number of Payments	TOTAL PAYMENTS
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- a. N/A
- b.
- c.
- d.
- e.
- f. **TOTAL**

8. **SEPARATE CLASS OF UNSECURED CREDITORS** - In addition to the class of unsecured creditors specified in ¶9, there shall be a separate class of nonpriority unsecured creditors described as follows: ~~N/A~~ Those to be paid in full pursuant to approved settlement stipulation in adversary proceeding.

- a. The debtor estimates that the total claims in this class are: \$ 4,500.
- b. The trustee will pay this class \$ 4,500

9. ~~**TIMELY FILED OTHER UNSECURED CREDITORS**~~ - The trustee shall pay holders of nonpriority unsecured claims for which proofs of claim were timely filed the balance of all payments received by the trustee and not paid under ¶2,3,5,6,7 and 8 their pro rata share \$ ~~7,650~~ 3,150.

\$__ [line 1(d) minus lines 2,3(e),5(d),6(d),7(d) and 8(b)].

- a. The debtor estimates that the total unsecured claims held by creditors listed in ¶7 are \$ - 0 -.
- b. The debtor estimates that the debtor's total unsecured claims (excluding those in ¶ 7 and ¶ 8) are \$ 8,224.
- c. Total estimated unsecured claims are \$8224 [line 9(a) + line 9(b)].

10. **OTHER PROVISIONS - Debtor submits all future earnings or other income to such supervision or control of the trustee as is necessary for the execution of the plan. Property of the estate shall best in the debtor upon dismissal, conversion, or discharge. Funds withheld under ¶ 2 and not applied to trustee's fee to be disbursed at trustee's discretion.**

11. **SUMMARY OF PAYMENTS -**

Trustee's Fee [Line 2].....	\$500
Priority Claims [Line 3(e)].....	\$850
Home Mortgage Defaults [Line 5(d)].....	\$0
Long Term Debt Defaults [Line 6(d)].....	\$0
Other Secured [Line 7(d)]	\$0
Separate Class [Line 8(b)].....	\$4,500
Unsecured Creditors [Line 9(c)].....	\$7,650 \$3,150
TOTAL [must equal line 1(d)].....	<u>\$9,000</u>

Insert Name, Address, Telephone and License Number of Debtor's Attorney:

Ian Traquair Ball #4285
 12 South Sixth Street, Suite 326
 Minneapolis, MN 55402
 Tel: (612) 338-1313

Signed /S/ YVONN N. LERRO

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF MINNESOTA**

In Re:

Yvonn N. Lerro,

Debtor.

Case No. 03-36253
Chapter 13

UNSWORN DECLARATION OF PROOF OF SERVICE

Angela K. Morrow, employed by Twin City Attorneys, P.A., with an office address of 2151 N. Hamline Avenue #202, Roseville, MN 55113, declares that she served a copy of the attached Notice of Hearing and Motion for Modification of Plan, proposed Order Confirming Modified Postconfirmation Plan, Memorandum, and Modification by Movant of Chapter 13 Plan, upon each entities named below by mailing to each of them a copy thereof, by enclosing same in an envelope with first-class mail, postage prepaid and depositing same at the post office at Roseville, Minnesota addressed to each of them as follows:

Jasmine Z. Keller
Chapter 13 Trustee
310 Plymouth Building
12 South 6th Street
Minneapolis, MN 55402

U.S. Trustee Office
1015 U.S. Courthouse
300 South 4th Street
Minneapolis, MN 55415

Ian Traquair Ball
12 South Sixth Street
Suite 326
Minneapolis, MN 55402

Yvonn Lerro
1397 Marion
St. Paul, MN 55117

MN Department of Revenue
Bankruptcy Section
PO Box 64447
St. Paul, MN 55164

Ramsey County Sheriff
Law Enforcement Center
425 Grove Street
St. Paul, MN 55101

State of Minnesota
Department of Manpower Services
390 North Robert Street
St. Paul, MN 55101

US Attorney
600 US Courthouse
300 South Fourth Street
Minneapolis, MN 55415

US Bank
PO Box 20005
Owensboro KY 42304

US Bank
PO Box 5229
Cincinnati OH 45201-5229

Wells Fargo Bank
CO Attention LLC
PO Box 210000
Stockton CA 95269

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

Dated: 10 August 2004.

/e/ Angela K. Morrow
Angela K. Morrow