

## U.S. Trustee Statement of Presumed Abuse

This lesson explains how to file a U. S. Trustee Statement of Presumed Abuse under §707(b).

**STEP 1** Click the Bankruptcy hyperlink on the CM/ECF main menu (See figure 1).



**Figure 1**

**STEP 2** The **Bankruptcy Events** screen displays (See figure 2).



**Figure 2**

◆ Click the Trustee/US Trustee hyperlink.

**NOTE:** The U.S. Trustee Statement of Presumed Abuse may also be filed using the Batch Filings function.

**STEP 3** The **Case Number** screen displays (See figure 3).



**Figure 3**

- ◆ Enter the correct case number, including the hyphen and click **NEXT** to continue.

**STEP 4** The **Document Selection** screen is displayed (See figure 4).



**Figure 4**

- ◆ Scroll the **Document Selection** screen and select the event **Statement of Presumed Abuse**. Click **NEXT** to continue.

- STEP 5** The **Party Selection** screen will be presented listing all participants currently on the case (See figure 5).



**Figure 5**

- ◆ Select the appropriate filer in the **Party Selection** window and click **NEXT** to continue.

- STEP 6** A case verification screen displays (See figure 6).



**Figure 6**

- ◆ Verify the case number and case name and click **NEXT** to continue.

- STEP 7** The **Certificate of Service** screen will display with a text box to indicate whether this filing is with or without certificate of service (See figure 7).

The screenshot shows the ECF (Electronic Case Filing) interface. At the top is a dark blue navigation bar with the ECF logo on the left and menu items: Bankruptcy, Adversary, Query, Reports, Utilities, and Logout. Below the navigation bar, the text "Trustee action:" is displayed in blue, followed by a purple link "05-10032-reg Rhonda Stanley". The main content area is light blue and contains the text "With or Without Certificate of Service?" followed by a white text input field. At the bottom of the form are two buttons: "Next" and "Clear".

**Figure 7**

- ◆ Enter the correct response and click **NEXT** to continue.

- STEP 8** Another case verification screen displays (See figure 8).

The screenshot shows the ECF interface, similar to Figure 7. It features the same dark blue navigation bar with the ECF logo and menu items. Below the navigation bar, the text "Trustee action:" is displayed in blue, followed by a purple link "05-10032-reg Rhonda Stanley". The main content area is light blue and contains two buttons: "Next" and "Clear".

**Figure 8**

- ◆ Verify the case number and case name and click **NEXT** to continue.

**STEP 9** The **Final Docket Text** screen displays (See figure 9).

**CM/ECF** Bankruptcy • Adversary • Query • Reports • Utilities • Logout

**Trustee action:**  
[05-10032-reg Rhonda Stanley](#)

Docket Text: Final Text

As required by 11 U.S.C. Sec. 704(b)(1)(A), the United States Trustee has reviewed the materials filed by the debtor(s). Having considered these materials in reference to the criteria set forth in 11 U.S.C. Sec. 707(b)(2)(A), and, pursuant to 11 U.S.C. Sec. 704(b)(2), the United States Trustee has determined that:(1) the debtor's(s') case should be presumed to be an abuse under section 707(b); and (2) the product of the debtor's current monthly income, multiplied by 12, is not less than the requirements specified in section 704(b)(2)(A) or (B). As required by 11 U.S.C. Sec. 704(b)(2) the United States Trustee shall, not later than 30 days after the date of this Statement's filing, either file a motion to dismiss or convert under section 707(b) or file a statement setting forth the reasons the United States Trustee does not consider such a motion to be appropriate. Debtor(s) may rebut the presumption of abuse only if special circumstances can be demonstrated as set forth in 11 U.S.C. Sec. 707(b)(2)(B). Filed by U.S. Trustee Nancy J. Gargula. (Triebold, Ellen)

**Attention!!** Submitting this screen commits this transaction. You will have no further opportunity to modify this submission if you continue.

**Figure 9**

- ◆ Proof this screen carefully! This is what will appear on the docket sheet.
- ◆ To abort or restart the transaction, click on the [Bankruptcy](#) hyperlink on the CM/ECF Main Menu Bar. Although this can be done at any time, this is your last opportunity to make changes.

**STEP 10** The **Notice of Electronic Filing** screen will display (See figure 10).

**ECF** Bankruptcy • Adversary • Query • Reports • Utilities • Logout

U.S. Bankruptcy Court  
Northern District of Indiana (Test Database)

Notice of Electronic Filing

The following transaction was received from Triebold, Ellen entered on 10/4/2005 at 10:09 AM CST and filed on 10/4/2005

Case Name: Rhonda Stanley  
Case Number: [05-10032-reg](#)  
Document Number: [4](#)

**Docket Text:**  
As required by 11 U.S.C. Sec. 704(b)(1)(A), the United States Trustee has reviewed the materials filed by the debtor(s). Having considered these materials in reference to the criteria set forth in 11 U.S.C. Sec. 707(b)(2)(A), and, pursuant to 11 U.S.C. Sec. 704(b)(2), the United States Trustee has determined that: (1) the debtor's(s) case should be presumed to be an abuse under section 707(b); and (2) the production of the debtor's current monthly income, multiplied by 12, is not less than the requirements specified in section 704(b)(2)(A) or (B). As required by 11 U.S.C. Sec. 704(b)(2) the United States Trustee shall, not later than 30 days after the date of this Statement's filing, either file a motion to dismiss or convert under section 707(b) or file a statement setting forth the reasons the United States Trustee does not consider such a motion to be appropriate. Debtor(s) may rebut the presumption of abuse only if special circumstances can be demonstrated as set forth in 11 U.S.C. Sec. 707(b)(2)(B). Filed by U.S. Trustee Nancy J. Gargula. (Triebold, Ellen)

The following document(s) are associated with this transaction:

**Figure 10**

- ◆ This **Notice of Electronic Filing** is the verification that the filing has been sent electronically to the court's database. It certifies that the petition is now an official court document.