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February 9, 2005

04-BK-031

Secretary of the Committee on Rules of Practice & Procedure
Administrative Office of the United States Courts
Washington D.C. 20544

Re: **Letter in Support of Proposed Amendment to Rule 4002,
Federal Rules of Bankruptcy Procedure
Production of Documents in Bankruptcy Cases**

Dear Mr. Secretary:

As Chapter 13 Standing Trustee assigned to oversee Chapter 13 Bankruptcy cases here in the Eastern Division of the Central District of California, I am writing **in support** of the proposed amendment to the FRBP, specifically rule 4002, which would requires debtors to provide specific income-verification documentation (e.g., recent tax returns) to the Trustee assigned to oversee their cases. The intent of the rule is clear: to assist the Trustee in ensuring: (1) that each debtor is, in fact, eligible for the bankruptcy protection being sought; and (2) in a Chapter 13 case, that each debtor is paying all disposable income to the plan for the benefit of creditors, as mandated by 11 U.S.C. §1325.

Another advantage of the proposed rule is that it assists debtors (and their attorneys) by providing a discrete list of mandatory income-verification documents that must be provided in each case. Under the proposed rule, debtors will know in advance of the creditor meeting and any court proceedings which documents must be submitted to the Trustee. All of the required documents, including identity-verification documents, are readily within the possession of debtors.

If you have any questions, please call me at 951-826-8008.

Sincerely,

Rod Danielson
Chapter 13 Trustee