

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF MISSISSIPPI

In re: _____
Debtor(s)

Case No.: ##-#####-###
Chapter 13

Certification in Support of Motion for Hardship Discharge Pursuant to 11 U.S.C. § 1328(b)

In accordance with Standing Order No. 2023-01, effective 02/22/2023, and 11 U.S.C. § 1328(b), by signing the below, the debtor(s) certifies under penalty of perjury that the following statements are true and correct:

1. I/We have completed a personal financial management instructional course provided through an agency approved by the United States Trustee and have filed a statement prepared as prescribed by Official Form 423 (In a joint case, both husband and wife must each complete the course and file an Official Form 423) or the approved personal financial management course provider has notified the court that I/we have completed a post-petition instructional course concerning personal financial management. **11 U.S.C. § 1328(g)**

2. The status of “Domestic Support Obligation” as defined at 11 U.S.C. § 101(14A)) is:

11 U.S.C. § 1328(a)

3. I/We have not received a discharge under chapter 7, 11 or 12 of the Bankruptcy Code in a prior case filed during the four-year period preceding the date that the petition was filed in this case. **11 U.S.C. § 1328(f)(1)**

4. I/We have not received a discharge under chapter 13 of the Bankruptcy Code in a prior case filed during the two-year period preceding the date of the petition was filed in this case. **11 U.S.C. § 1328(f)(2)**

5. I/We have not been convicted of a felony, the circumstances of which would demonstrate that the filing of this bankruptcy case constituted an abuse of the provisions of the Bankruptcy Code. **11 U.S.C. § 1328(h)(1) and § 522(q)(1)(A).**

6. If I/we owe a debt arising from: (i) any violation of any State or Federal securities laws, regulations or orders, (ii) fraud, deceit or manipulation in a fiduciary capacity or in connection with the purchase or sale of any security, (iii) a civil remedy under § 1964 of Title 18 of the United States Code, or (iv) any criminal act, intentional tort, or willful or reckless misconduct that caused serious injury or death to another individual in the preceding five (5) years, then

I/we have not claimed an exemption for my/our property in an amount in excess of the statutory cap as prohibited by §522(q)(1) of the Bankruptcy Code. **11 U.S.C. § 1328(h)(1) and § 522(q)(1)(B)**

7. No proceeding is pending in which I/we may be found guilty of a felony of the kind described in § 522(q)(1)(A) or in which I/we may be found liable for a debt of the kind described in § 522(q)(1)(B). **11 U.S.C. § 1328(h)(2)**

Signed:

Debtor's Signature

Date

Spouse's Signature (in Joint Cases only)

Date