

NOTICE TO DEBTORS' COUNSEL

Second (And Final) Bulk Transfer of Ch. 13 Cases From Sally Zeman Cases to Doug Kiel

I. Background.

On October 1, 2011, Doug Kiel was appointed as the second Ch. 13 trustee for the District of Colorado. After receiving input from various constituencies, the U.S. Trustee divided the District between Sally Zeman and Doug Kiel based on the debtor's county of residence for purposes of the § 341 meeting. A chart showing the county division between the two trustees is at the bottom of this notice.

The following is a recap of the October 1 changes.

- For Denver § 341 Meeting Cases Filed On and After October 1, 2011. Doug Kiel has been appointed to all cases filed after October 1 where the debtors resided in Doug Kiel's "Denver" counties. The Denver counties assigned to Doug Kiel are Arapahoe, Cheyenne, Denver, Douglas, Elbert, Kit Carson, Lake, Lincoln and Park counties. These counties are also noted in the **blue** section of the chart below.
- For Colorado Springs and Pueblo Cases Cases Filed On and After October 1, 2011. Doug Kiel has been appointed to **all** cases filed after October 1 in which the § 341 meeting was set in Colorado Springs and Pueblo.
- First Bulk Transfer of Cases Filed **Prior** to October 1 to Doug Kiel. On October 1, almost all cases with a Colorado Springs or Pueblo § 341 meeting county designations **AND** which had a confirmed plan as of September 15, 2011, were transferred in bulk to Doug Kiel.
- Anticipated Future Transfers. During the first bulk transfer, the UST provided notice that there would be future bulk transfers to Doug Kiel of cases that were filed prior to October 1.

Below is the U.S. Trustee's plan for the second (and final) bulk transfer of cases from Sally Zeman to Doug Kiel.

II. Second (And Final) Bulk Transfer of Cases From Sally Zeman to Doug Kiel.

On or about February 1, 2012, there will be a second bulk transfer of Ch. 13 cases from Sally Zeman to Doug Kiel.

- **Transfer of "Denver" Area Cases.** For cases designated in the Denver § 341 meeting area, cases meeting both conditions below will be transferred to Doug Kiel.

- a) The cases are filed between January 1, 2010, and December 31, 2011; **and**
- b) The cases are in Doug Kiel's Denver counties – Arapahoe, Cheyenne, Denver, Douglas, Elbert, Kit Carson, Lake, Lincoln and Park counties. Again, these counties are noted in the **blue** section of the chart below.

Exceptions: There may be a handful of cases meeting this criteria that will not be transferred based on issues unique to that case. For example, if Sally Zeman has or is near filing a certificate of completion of the plan, that case may not be transferred. It will be critical for debtors' counsel to review the case docket to confirm whether a case meeting the above criteria has been transferred.

Status of Pre-2010 "Denver" Cases. It is anticipated that Sally Zeman will continue to be the trustee and administer **all** "Denver" area county cases that were filed prior to January 1, 2010.

- **Transfer of "Pueblo" And "Colorado Springs" Area Cases.** After the October 1, 2011, transfer of cases, Sally Zeman continued to be the trustee on a few hundred cases in the Pueblo and Colorado Springs area – mostly to see the case through confirmation or to close cases in which the plan had been completed. With very few exceptions, almost all of these remaining cases will now be transferred to Doug Kiel. At the end of this transfer, Doug Kiel will be the trustee for almost **all** "Pueblo" and "Colorado Springs" area county cases – no matter when the case was filed.
- **No Future Bulk Transfers.** This February 1 bulk case transfer should be the last bulk transfer of cases from Sally Zeman to Doug Kiel. There may, however, be individual cases that are transferred on a case by case basis.

We greatly appreciate your cooperation and patience during this transition from a one trustee to a two trustee District.

III. Transfer Process.

The Court will help transfer these cases through entry of a General Procedure Order (GPO) substantially similar to the one entered for the October 1, 2011, transfer of cases. The GPO will generally include the following provisions.

- **Reassignment of Trustee.** The U.S. Trustee and Sally Zeman will file the list of cases to be transferred with the Clerk of the Court's office. The Clerk of Court will then enter a virtual text docket entry in each case to effectuate the resignation of Sally Zeman and the reassignment of the cases to Doug Kiel.
- **Issuance of New Wage Orders in Reassigned Cases.** The GPO will authorize and direct the Clerk of Court to issue an amended wage order to the debtor's employer directing that those wages or earnings be sent to Doug Kiel, Chapter 13 Trustee, P.O. Box 2282, Memphis, TN

38101-2282. Before issuing the amended wage order, the Clerk must first receive from Sally Zeman the list of cases with a wage order – which shall also identify the case number, employer and wage order amount.

- **Successor Trustee Report.** Subject to further order in any particular case, Doug Kiel shall have until the later of the filing of the final report to incorporate the Report of Successor Trustee to the extent required by Rule 2012(b).

IV. Plan Payments.

In the cases transferred, plan payments shall be sent to:

Doug Kiel
 Chapter 13 Trustee
 P.O. Box 2282
 Memphis, TN 38101-2282

CHAPTER 13 § 341 MEETING ASSIGNMENT CHART BY COUNTY & TRUSTEE

Sally Zeman			Doug Kiel		
Denver	Fort Collins	Grand Junction	Denver	Pueblo	Colorado Springs
Adams	Larimer	Archuleta	Arapahoe	Alamosa	El Paso
Boulder	Logan	Delta	Cheyenne	Baca	Teller
Broomfield	Morgan	Dolores	Denver	Bent	
Clear Creek	Phillips	Eagle	Douglas	Chaffee	
Gilpin	Sedgewick	Garfield	Elbert	Conejos	
Grand	Weld	Gunnison	Kit Carson	Costilla	
Jackson		Hinsdale	Lake	Crowley	
Jefferson		LaPlata	Lincoln	Custer	
Routt		Mesa	Park	Fremont	
Summitt		Moffat		Huerfano	
Washington		Montezuma		Kiowa	
Yuma		Montrose		Las Animas	
		Ouray		Mineral	
		Pitkin		Otero	
		Rio Blanco		Prowers	
		San Juan		Pueblo	
		San Miguel		Rio Grande	
				Saguache	