

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

IN RE: § CASE NO.  
Debtor(s) §  
§ Chapter 7  
§

**341(a) MEETING QUESTIONNAIRE AND SWORN TESTIMONY**

The answers and information provided by the Debtor(s) in this document are a part of the Debtor(s) sworn testimony given before the Chapter 7 Trustee or the Trustee's designated representative. Debtor(s), you must read the questions stated below and answer fully and completely (Singular tense shall be interpreted as Plural tense when the case is a joint filing).

**TO THE EXTENT THAT ANY OF THE FOLLOWING INFORMATION IS NOT SHOWN IN YOUR PETITION, SCHEDULES, OR STATEMENT OF FINANCIAL AFFAIRS OR, IF ANY OF THIS INFORMATION IN THOSE DOCUMENTS HAS CHANGED, PLEASE ANSWER THE FOLLOWING AND IMMEDIATELY AMEND YOUR PETITION, SCHEDULES, OR STATEMENT OF FINANCIAL AFFAIRS HIGHLIGHTING THE INFORMATION THAT HAS BEEN ADDED, CHANGED, OR DELETED:**

	Debtor	Joint Debtor
Name(s):	_____	_____
Address:	_____	_____
	_____	_____
Telephone (home):	_____	_____
Employer(s):	_____	_____
Address:	_____	_____
	_____	_____
Telephone (work):	_____	_____
	_____	_____
	<b>Non-Filing Spouse</b>	
Name:	_____	_____
Address:	_____	_____
	_____	_____
Telephone (home):	_____	_____
Telephone (work):	_____	_____



## GENERAL INFORMATION

- |  | <b>Debtor</b>  | <b>Joint Debtor</b>                                      |
|--|--|--|
| 1. Have you ever filed bankruptcy before?        | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| a. If yes, when? _____ Where? _____              |  |  |
| b. Chapter? _____ Did you receive a discharge?   | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 2. I have the following outstanding liabilities: |  |  |
| a. Child Support (See Question No. 44)           | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| b. Student Loans                                 | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| c. Taxes   | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| d. Claims for death or personal injury           | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| e. Obligations to pension or profit sharing      | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No |

## KNOWLEDGE OF IMPORTANT BANKRUPTCY ISSUES

3. I am an individual debtor. I know my case will be dismissed on the 46<sup>th</sup> day after I filed this bankruptcy if certain documents are not timely filed.  Yes  No
4. I have provided my attorney or the Trustee with the following documents:
- All bank statements for the three months prior to the bankruptcy filing
  - Last two years tax returns
  - Disabled Veteran's letter (if applicable)
5. The majority of my debts were incurred primarily for personal, family or household purposes.  Yes  No
6. I understand that I must provide to my attorney or the Trustee all bank statements for the month of filing.  Yes  No
7. I received, read, and understand my duty to comply with the Duties and Responsibilities of a Debtor Under Chapter 7.  Yes  No
8. I received, read, and understand the Statement of Information required by 11 U.S.C. § 341 prepared by the Office of the United States Trustee.  Yes  No
9. I read and signed the Bankruptcy Petition, Schedules, and Statement of Financial Affairs before these documents were filed with the Court.  Yes  No
10. I understand the questions and information contained in my Bankruptcy Petition, Schedules, Statement of Financial Affairs and this written Sworn Testimony.  Yes  No
11. I personally signed my Bankruptcy Petition, Bankruptcy Schedules and Statement of Financial Affairs, and Means Test before these documents were filed with the Court.  Yes  No
12. I understand that all property owned by me may be liable for my domestic support obligations.  Yes  No  n/a

13. I understand that within thirty days of my initial meeting of creditors I must reach an agreement with my secured creditor(s) (with purchase money collateral) and either surrender the asset, redeem the asset or reaffirm the debt or the automatic stay will terminate.  Yes  No

### QUESTIONS RELATED TO ASSETS

14. In my Bankruptcy Schedules, I have accurately listed everything that I own including real estate, personal property and money.  Yes  No
15. I understand that any unreceived tax refund for this and any prior tax years is an asset of the bankruptcy estate and that I must tell my Trustee when I receive these refunds if such funds exceed the amount reflected in my schedules or are not listed in my Schedules. (Please refer to the debtor's Duties and Responsibilities).  Yes  No
16. I have lived in Texas for the last 730 days (2 years).  Yes  No  
a. If no, list the States you resided in the last 730 days (2 years):  
State: \_\_\_\_\_ From: \_\_\_\_\_ To: \_\_\_\_\_  
State: \_\_\_\_\_ From: \_\_\_\_\_ To: \_\_\_\_\_
17. I have listed, on Schedule C, real estate located in Texas:  Yes  No  
a. If yes, were you living there on the date of your bankruptcy filing?  Yes  No  
b. Is it within the city limits?  Yes  No  
c. If it is located outside the city limits, how many acres is it? \_\_\_\_\_  
d. Is the equity in the property in excess of \$146,450.00?  Yes  No
18. Did you purchase your home during the four years before filing this bankruptcy?  Yes  No  
a. If yes, state the date the property was acquired: \_\_\_\_\_
19. Have you, within the last 10 years, owned any interest in real estate anywhere that is **NOT** listed in your schedules?  Yes  No  
a. With respect to any real estate not listed in Schedule A, has it been sold or foreclosed?  Foreclosed  Sold When? \_\_\_\_\_  
b. If sold, were you paid in full at closing?  Yes  No  
c. If sold, did you sell it to a friend or relative or family member?  Yes  No
20. Do you receive or are you entitled to receive any payments from a loan of any kind (such as a contract for deed, promissory note, personal loan, etc.)?  Yes  No
21. Do you currently have any nonbanking deposit accounts such as PayPal, Amazon, online gambling, casinos, etc?  Yes  No
22. Do you have any unused reward points, gift cards, gift certificates, or airline tickets?  Yes  No
23. Do you own any rental property?  Yes  No  
a. If yes, what are the rental payments? \_\_\_\_\_

- b. If there is a lien against the rental property, how much is the monthly payment? \_\_\_\_\_ Lender: \_\_\_\_\_ Lien Amount: \_\_\_\_\_
24. Have you operated a business during the last six years?  Yes  No  
 a. If yes, state the name of the business(es): \_\_\_\_\_  
 b. State the amount of gross revenues to each business:  
 This year: \_\_\_\_\_ Last year: \_\_\_\_\_  
 c. Do you intend to continue operating the business(es)?  Yes  No  
 d. If yes, please list which business(es): \_\_\_\_\_
25. Is all non-exempt property insured, other than cash on hand?  Yes  No  n/a
26. Did you transfer, sell or convey any real or personal property with a fair market value of more than \$2,500 in the last four (4) years?  Yes  No
27. Have you ever been the trustee, beneficiary or settlor of a trust?  Yes  No
28. Have you transferred anything into a trust within the last ten (10) years from the filing date?  Yes  No
29. Is anyone holding any of your property?  Yes  No  
 Name: \_\_\_\_\_ Address: \_\_\_\_\_
30. Do you have any type of retirement account or plan?  Yes  No
31. Have you ever made a contribution to a retirement account or plan that is greater than the amount allowed under the IRS tax code to be made with pre-tax dollars?  Yes  No
32. Have you placed money in an educational individual retirement account or state tuition fund within one year prior to the filing of this bankruptcy?  Yes  No  
 a. If yes, How much? \_\_\_\_\_ When? \_\_\_\_\_
33. Did you lose in excess of \$2,500 gambling in the last year?  Yes  No

**QUESTIONS RELATING TO CREDITORS**

34. I have listed, in my Bankruptcy Schedules, everyone to whom I owed money on the date I filed this bankruptcy, including friends and relatives.  Yes  No
35. Have you made payments to the IRS greater than necessary to pay taxes currently due, e.g. have you prepaid any taxes?  Yes  No
36. Within the last four (4) years, have you asked the IRS to apply any tax overpayments to a subsequent tax year?  Yes  No
37. In the last year, did you make payments on your mortgage or to any other creditor of more than \$1,000.00 greater than the regularly required payment?  Yes  No  
 a. If yes: To whom: \_\_\_\_\_ How much: \_\_\_\_\_

38. Do any of the claims against you arise from a violation of the Federal Securities Laws?  Yes  No
39. Are any of the claims against you based on an alleged claim of fraud, deceit or manipulation in a fiduciary capacity or in the purchase or sale of any security?  Yes  No
40. Do any of the claims against you arise from any alleged criminal act or intentional tort or willful or reckless misconduct that caused serious physical injury or death to any individual within the last five years?  Yes  No
41. Has anyone sued you for death or personal injury resulting from the operation of a motor vehicle, vessel or airplane?  Yes  No
42. In the last two years, did you repay any money borrowed from your relatives or in-laws?  Yes  No
- a. If yes, Name: \_\_\_\_\_ Relation: \_\_\_\_\_  
When? \_\_\_\_\_ How much? \_\_\_\_\_.
43. In the last year did you make payments on loans from your pension or savings loan?  Yes  No
44. If you owe child support payments or other domestic support obligations, list the full name and last known address of the party to whom the CSO/DSO is due and the name of the agency the support payment is paid through (if applicable).

**Party to whom CSO/DSO is due  
(if more than one, please list on back)**

**Agency support payment is paid through  
(if more than one, please list on back)**

Name:		
Address		
Telephone:		

Number of Dependents: \_\_\_\_\_

**QUESTIONS RELATING TO LITIGATION OR CLAIMS**

45. Do you have any claims or potential claims or lawsuits against anyone whether or not a lawsuit has been filed?  Yes  No
46. Within the year prior to filing, have you conferred with an attorney other than your bankruptcy attorney regarding any claims, potential claims, or lawsuits against anyone?  Yes  No
47. Are you presently involved in a divorce proceeding or have you been  Yes  No

involved in a divorce proceeding within the last four years?

**YOU HAVE A LEGAL OBLIGATION TO PROVIDE THE TRUSTEE WITH TRUTHFUL, CORRECT, AND COMPLETE INFORMATION REGARDING YOUR CASE INCLUDING THE INFORMATION PROVIDED IN THE SCHEDULES, STATEMENT OF FINANCIAL AFFAIRS, THE FOREGOING QUESTIONS AND YOUR TESTIMONY AT THE 341 MEETING. IF YOU DISCOVER, LEARN OR REALIZE THAT ANY OF THE ANSWERS OR INFORMATION THAT YOU PROVIDED IS INCOMPLETE OR INCORRECT IN ANY WAY, YOU MUST IMMEDIATELY AMEND YOUR SCHEDULES ON THE APPROPRIATE FORM HIGHLIGHTING THE INFORMATION THAT HAS BEEN ADDED, CHANGED, OR DELETED.**

**IN ADDITION, IF YOU RECEIVE MONEY OR PROPERTY THAT SHOULD HAVE BEEN BUT WAS NOT LISTED IN YOUR SCHEDULES, STATEMENT OF FINANCIAL AFFAIRS OR IN ANSWER TO THE QUESTIONS ABOVE, YOU MUST NOTIFY THE TRUSTEE IMMEDIATELY IN WRITING AND PRESERVE THE MONEY OR PROPERTY UNTIL THE TRUSTEE DIRECTS YOU TO TAKE A SPECIFIC ACTION. YOU MUST NOT USE OR OTHERWISE DISPOSE OF IT WITHOUT THE TRUSTEE'S PERMISSION.**

**IF YOU HAVE A QUESTION OR NEED INFORMATION REGARDING YOUR CASE AND ARE REPRESENTED BY AN ATTORNEY, PLEASE CONTACT YOUR ATTORNEY. IF YOUR ATTORNEY DOES NOT RESPOND, YOU MAY CONTACT THE TRUSTEE IN WRITING BUT SEND A COPY OF SUCH CORRESPONDENCE TO YOUR ATTORNEY. IF YOU DO NOT HAVE AN ATTORNEY, PLEASE REQUEST INFORMATION IN WRITING. NEITHER THE TRUSTEE NOR THE TRUSTEE'S EMPLOYEES CAN PROVIDE YOU WITH LEGAL ADVICE OR REPRESENTATION.**

**QUESTIONS REGARDING YOUR DISCHARGE SHOULD BE DIRECTED TO YOUR ATTORNEY OR TO THE BANKRUPTCY CLERK'S OFFICE.**

I have read the foregoing and understand the questions. If represented by an attorney, I have reviewed the questions and answers with my attorney. The answers to the questions are mine. The answers are based on my personal knowledge and are true and correct.

Dated this \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_.

\_\_\_\_\_  
Print Name:

\_\_\_\_\_  
Print Name:

**ATTORNEY ACKNOWLEDGMENT**

As the attorney of record, I have reviewed and discussed the contents of this document with the Debtor(s). I am not aware of any contrary information. Furthermore, the contents of this document have not been altered from the form provided by the Panel Trustees.

\_\_\_\_\_  
**ATTORNEY FOR DEBTOR(S)**







