

APPENDIX B—CONVERSION CHARTS

NOTE: Notwithstanding any of the statutory provisions cited below, a case may not be converted to a case under another chapter of title 11 of the USC unless the debtor may be a debtor under such chapter. See 11 U.S.C. §§ 706(d), 1112(f), 1208(e) and 1307(f).

NOTE REGARDING EVENTS GOVERNED BY FRBP 9014: Though the rule might be read by some to suggest the filer must serve the motion to convert upon all parties in interest, the ultimate relief sought is covered by the bar date notice the Court will serve on all parties in interest. Accordingly, the charts below do not indicate service of any motion to convert on all parties in interest and references to FRBP 9014 in the “Docket and Serve” column only appear when the “debtor” is the party against whom relief is sought.

Chapter 7 Conversions (see generally Part2-4060 of the CM/ECF User’s Guide)

| | Event | Filed by | Docket and Serve | Court Action |
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| 1 | Ch 7 to Ch 11 Ch 7 to Ch 12 Ch 7 to Ch 13 11 USC § 706(a) FRBP 1017(f)(2), 9013 4100: 8 | Debtor with no prior conversion | <ul style="list-style-type: none"> • Motion to Convert 7 to (*) • COS on trustee and UST per FRBP 9013 and 9034(c) <p>Note: Use chapter specific event found in Part 2 of the User’s Guide.</p> <p>Note: Distinguish from event below. Do not use Motion to Convert Case to (*).</p> | <ul style="list-style-type: none"> • Assigned judge reviews. Judge or designee enters order on docket and serves electronically. • Clerk serves notice of conversion electronically or via the BNC on everyone in the chapter case per FRBP 2002(f)(2) and (k) = 341 notice. |
| 2 | Ch 7 to Ch 11 Ch 7 to Ch 12 Ch 7 to Ch 13 11 USC § 706(a) FRBP 1017(f)(2), 9013 Note: Since neither 11 USC § 706(a) nor FRBP 1017(f)(2) is clear regarding the disposition of a motion to convert following a prior conversion, the Court is treating this matter as one requiring “notice and | Debtor with prior conversion | <ul style="list-style-type: none"> • Motion to Convert Case to Chapter (*) • COS on trustee and UST per FRBP 9013 and 9034(c) <p>Note: Use chapter specific event found in Part 2 of the User’s Guide.</p> <p>Note: Distinguish from event above. Do not use Motion to Convert 7 to (*).</p> | <ul style="list-style-type: none"> • Clerk prepares bar date notice and serves electronically or via the BNC on everyone in the chapter case per FRBP 2002(a)(4) and (k). • If no objection/s, assigned judge reviews. Judge or designee enters order on docket and serves electronically. If motion is granted, clerk serves notice of conversion |

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| | a hearing,” (i.e., a bar date notice). 4100: 8 | | | electronically or via the BNC on everyone in the chapter case per FRBP 2002(f)(2) and (k) = 341 notice. <ul style="list-style-type: none">• If objection/s, clerk schedules courtroom (testimony) hearing and serves NOH on movant and on objector/s. |
| 3 | Ch 7 to Ch 11 11 USC § 706(b) FRBP 1017(f)(1), 9013, 9014 4100: 8 | Creditor, trustee or UST | <ul style="list-style-type: none"> • Motion to Convert Case to Chapter 11 • COS on trustee, debtor and UST per FRBP 9013, 9014 and 9034(c) | <ul style="list-style-type: none"> • Clerk prepares bar date notice and serves electronically or via the BNC on everyone in the chapter case per FRBP 2002(a)(4) and (k). • If no objection/s, assigned judge reviews. Judge or designee enters order on docket and serves electronically. If motion is granted, clerk serves notice of conversion electronically or via the BNC on everyone in the chapter case per FRBP 2002(f)(2) and (k) = 341 notice. • If objection/s, clerk schedules courtroom (testimony) hearing and serves NOH on movant and on objector/s. |
| 4 | Ch 7 to Ch 12 Ch 7 to Ch 13 | There is no statutory provision permitting the creditors, the trustee or the UST | | |

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| | | to seek this relief. | | |
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Chapter 11 Conversions (see generally Part2-4060 of the CM/ECF User's Guide)

| | Event | Filed by | Docket and Serve | Court Action |
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| 1 | Ch 11 to Ch 7 11 USC § 1112(a) FRBP 1017(f)(2), 9013 4100: 8 | Debtor who: (1) is Debtor in Possession, and (2) filed voluntary petition commencing the pending Ch 11 case, or (3) filed voluntary petition commencing this case under another chapter and then filed motion that resulted in this case being converted to one under Ch 11 | <ul style="list-style-type: none"> • Motion to Convert 11 to 7 • COS on trustee (if one has been appointed) and UST per FRBP 9013 and 9034(c) <p>Note: Distinguish from event below. Do not use Motion to Convert Case to Chapter 7.</p> | <ul style="list-style-type: none"> • Assigned judge reviews. Judge or designee enters order on docket and serves electronically. • Clerk serves notice of conversion electronically or via the BNC on everyone in the chapter case per FRBP 2002(f)(2) and (k) = 341 notice. |
| 2 | Ch 11 to Ch 7 11 USC § 1112(b) FRBP 1017(f)(1), 9013, 9014 4100: 8 | Debtor when: (1) debtor is not Debtor in Possession, or (2) case began as an involuntary case, or (3) case began as a voluntary case under another chapter and was converted to a case under Ch 11 on the request of an entity other than the debtor. | <ul style="list-style-type: none"> • Motion to Convert Case to Chapter 7 • COS on trustee (if one has been appointed) and on UST per FRBP 9013 and 9034(c). <p>Note: Distinguish from event above. Do not use Motion to Convert 11 to 7.</p> | <ul style="list-style-type: none"> • Clerk prepares bar date notice and serves electronically or via the BNC on everyone in the chapter case per FRBP 2002(a)(4), (d)(4) and (k). • If no objection/s, assigned judge reviews. Judge or designee enters order on docket and serves electronically. If motion is granted, clerk serves notice of conversion electronically or via the BNC on everyone in the chapter case per FRBP 2002(f)(2) and (k) = 341 notice. • If objection/s, clerk schedules |

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| | | | | courtroom (testimony) hearing and serves NOH on movant and on objector/s. |
| 3 | <p>Ch 11 to Ch 7</p> <p>11 USC § 1112(b) FRBP 1017(f)(1), 9013, 9014</p> <p>4100: 8</p> | <p>Creditor, trustee (if one has been appointed), or UST</p> <p>but only if debtor is not a farmer or a corporation that is not a moneyed, business, or commercial corporation</p> | <ul style="list-style-type: none"> • Motion to Convert Case to Chapter 7 • COS on trustee (if one has been appointed), on debtor in possession/debtor, and on UST per FRBP 9013, 9014 and 9034(c). | <ul style="list-style-type: none"> • Clerk prepares bar date notice and serves electronically or via the BNC on everyone in the chapter case per FRBP 2002(a)(4), (d)(4) and (k). • If no objection/s, assigned judge reviews. Judge or designee enters order on docket and serves electronically. If motion is granted, clerk serves notice of conversion electronically or via the BNC on everyone in the chapter case per FRBP 2002(f)(2) and (k) = 341 notice. • If objection/s, clerk schedules courtroom (testimony) hearing and serves NOH on movant and on objector/s. |
| 4 | <p>Ch 11 to Ch 7</p> <p>11 USC § 1112(e) FRBP 1017(f)(1), 9013, 9014</p> <p>4100: 8</p> | <p>UST</p> <p>for failure to comply with 11 USC § 521(1)</p> <p>but only if debtor is not a farmer or a corporation that is not a moneyed, business, or commercial corporation</p> | <ul style="list-style-type: none"> • Motion to Convert Case to Chapter 7 • COS on trustee (if one has been appointed) and on debtor in possession/debtor per 9013 and 9014. | <ul style="list-style-type: none"> • Clerk prepares bar date notice and serves electronically or via the BNC on everyone in the chapter case per FRBP 2002(a)(4), (d)(4) and (k). • If no objection/s, assigned judge reviews. Judge or designee enters |

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| | | <p>Note: Creditors may not file under this subsection. Trustee may file only if UST has designated chapter trustee under FRBP 9001(11).</p> | . | <p>order on docket and serves electronically. If motion is granted, clerk serves notice of conversion electronically or via the BNC on everyone in the chapter case per FRBP 2002(f)(2) and (k) = 341 notice.</p> <ul style="list-style-type: none"> • If objection/s, clerk schedules courtroom (testimony) hearing and serves NOH on movant and on objector/s. |
| 5 | <p>Ch 11 to Ch 12</p> <p>11 USC § 1112(d) FRBP 1017(f)(1), 9013, 9014</p> <p>4100: 8</p> | <p>Debtor</p> <p>but only if (1) debtor has not received a § 1141(d) discharge and (2) conversion is equitable</p> | <ul style="list-style-type: none"> • Motion to Convert Case to Chapter 12 • COS on trustee (if one has been appointed) and on UST per FRBP 9013 and 9034(c). | <ul style="list-style-type: none"> • Clerk prepares bar date notice and serves electronically or via the BNC on everyone in the chapter case per FRBP 2002(a)(4), (d)(4) and (k). • If no objection/s, assigned judge reviews. Judge or designee enters order on docket and serves electronically. If motion is granted, clerk serves notice of conversion electronically or via the BNC on everyone in the chapter case per FRBP 2002(f)(2) and (k) = 341 notice. • If objection/s, clerk schedules courtroom (testimony) hearing and serves NOH on movant and on |

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| | | | | objector/s. |
| 6 | Ch 11 to Ch 13 11 USC § 1112(d) FRBP 1017(f)(1), 9013, 9014 4100: 8 | Debtor but only if debtor has not received a § 1141(d) discharge | <ul style="list-style-type: none"> • Motion to Convert Case to Chapter 13 • COS on trustee (if one has been appointed) and on UST per FRBP 9013 and 9034(c). | <ul style="list-style-type: none"> • Clerk prepares bar date notice and serves electronically or via the BNC on everyone in the chapter case per FRBP 2002(a)(4), (d)(4) and (k). • If no objection/s, assigned judge reviews. Judge or designee enters order on docket and serves electronically. If motion is granted, clerk serves notice of conversion electronically or via the BNC on everyone in the chapter case per FRBP 2002(f)(2) and (k) = 341 notice. • If objection/s, clerk schedules courtroom (testimony) hearing and serves NOH on movant and on objector/s. |
| 7 | Ch 11 to Ch 12 Ch 11 to Ch 13 | There is no statutory provision permitting the creditors, the trustee (if one has been appointed), or the UST to seek this relief. | | |

Chapter 12 Conversions (see generally Part2-4060 of the CM/ECF User's Guide)

| | Event | Filed by | Docket and Serve | Court Action |
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| 1 | Ch 12 to Ch 7 11 USC § 1208(a) FRBP 1017(f)(3) Note: | Debtor | <ul style="list-style-type: none"> • Notice of Conversion 12 to 7 | <ul style="list-style-type: none"> • Court serves notice of conversion electronically or via the BNC on everyone in the |

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| | FRBP1017(f)(3) provides for conversion without motion or court order. The date the notice is docketed is the date the case is converted. 4100: 17 | | | chapter case per FRBP 2002(f)(2) and (k) = 341 notice. |
| 2 | Ch 12 to Ch 7 11 USC § 1208(d) FRBP 1017(1), 9013, 9014 4100: 8 | Creditor, trustee or UST but only if alleging debtor has committed fraud in connection with the case | <ul style="list-style-type: none"> • Motion to Convert Case to Chapter 7 • COS on trustee, debtor and UST per FRBP 9013, 9014 and 9034(c) | <ul style="list-style-type: none"> • Clerk prepares bar date notice and serves electronically or via the BNC on everyone in the chapter case per FRBP 2002(a)(4) and (k). • If no objection/s, assigned judge reviews. Judge or designee enters order on docket and serves electronically. If motion is granted, clerk serves notice of conversion electronically or via the BNC on everyone in the chapter case per FRBP 2002(f)(2) and (k) = 341 notice. • If objection/s, clerk schedules courtroom (testimony) hearing and serves NOH on movant and on objector/s. |
| 3 | Ch 12 to Ch 11 Ch 12 to Ch 13 | There is no statutory provision permitting the debtor/debtor in possession, the creditors, the trustee or the UST to seek this relief. | | |

Chapter 13 Conversions (see generally Part2-4060 of the CM/ECF User's Guide)

| | Event | Filed by | Docket and Serve | Court Action |
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| 1 | <p>Ch 13 to Ch 7</p> <p>11 USC § 1307(a) FRBP 1017(f)(3)</p> <p>Note: FRBP 1307(a) provides for conversion without motion or court order. The date the notice is docketed is the date the case is converted.</p> <p>4100: 17</p> | <p>Debtor</p> | <ul style="list-style-type: none"> • Notice of Conversion 13 to 7 | <ul style="list-style-type: none"> • Court serves notice of conversion electronically or via the BNC on everyone in the chapter case per FRBP 2002(f)(2) and (k) = 341 notice. |
| 2 | <p>Ch 13 to Ch 7</p> <p>11 USC § 1307(c) FRBP 1017(f)(1), 9013, 9014</p> <p>4100: 8</p> | <p>Creditor, trustee or UST</p> <p>for cause; list of ten subsections is not exclusive; only UST may bring under subsections (9) and (10)</p> <p>but only if debtor is not a farmer</p> | <ul style="list-style-type: none"> • Motion to Convert Case to Chapter 7 • COS on trustee, debtor and UST per FRBP 9013, 9014 and 9034(c). | <ul style="list-style-type: none"> • Clerk prepares bar date notice and serves electronically or via the BNC on everyone in the chapter case per FRBP 2002(a)(4) and (k). • If no objection/s, assigned judge reviews. Judge or designee enters order on docket and serves electronically. If motion is granted, clerk serves notice of conversion electronically or via the BNC on everyone in the chapter case per FRBP 2002(f)(2) and (k) = 341 notice. • If objection/s, clerk schedules courtroom (testimony) hearing and serves NOH on movant and on objector/s. |
| 3 | Ch 13 to Ch 7 | UST | <ul style="list-style-type: none"> • Motion to | <ul style="list-style-type: none"> • Clerk prepares bar |

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| | <p>11 USC § 1307(c)(9) FRBP 1017(f)(1), 9013, 9014</p> <p>4100: 8</p> | <p>for failure to comply with 11 USC § 521(1)</p> <p>but only if debtor is not a farmer</p> <p>Note: Creditors may not file under this subsection. Trustee may file only if UST has designated chapter trustee under FRBP 9001(11).</p> | <p>Convert Case to Chapter 7</p> <ul style="list-style-type: none"> COS on trustee and debtor per FRBP 9013 and 9014 | <p>date notice and serves electronically or via the BNC on everyone in the chapter case per FRBP 2002(a)(4) and (k).</p> <ul style="list-style-type: none"> If no objection/s, assigned judge reviews. Judge or designee enters order on docket and serves electronically. If motion is granted, clerk serves notice of conversion electronically or via the BNC on everyone in the chapter case per FRBP 2002(f)(2) and (k) = 341 notice. If objection/s, clerk schedules courtroom (testimony) hearing and serves NOH on movant and on objector/s. |
| 4 | <p>Ch 13 to Ch 7</p> <p>11 USC § 1307(c)(10) FRBP 1017(f)(1), 9013, 9014</p> <p>Note: The rationale for 11 USC § 1307(c)(10) is not entirely clear because the plain language of 11 USC § 521(2) seemingly applies only in Chapter 7 cases. <i>Compare</i> FRBP 1007(b)(2) and Official Bankruptcy Form 8. <i>But see</i> 11 USC § 103(a).</p> | <p>UST</p> <p>for failure to comply with 11 USC § 521(2)</p> <p>but only if debtor is not a farmer</p> <p>Note: Creditors may not file under this subsection. Trustee may file only if UST has designated chapter trustee under FRBP 9001(11).</p> | <ul style="list-style-type: none"> Motion to Convert Case to Chapter 7 COS on trustee and debtor per FRBP 9013 and 9014 | <ul style="list-style-type: none"> Clerk prepares bar date notice and serves electronically or via the BNC on everyone in the chapter case per FRBP 2002(a)(4) and (k). If no objection/s, assigned judge reviews. Judge or designee enters order on docket and serves electronically. If motion is granted, clerk serves notice of conversion electronically or via the BNC on |

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| | 4100: 8 | | | <p>everyone in the chapter case per FRBP 2002(f)(2) and (k) = 341 notice.</p> <ul style="list-style-type: none"> • If objection/s, clerk schedules courtroom (testimony) hearing and serves NOH on movant and on objector/s. |
| 5 | <p>Ch 13 to Ch 11 Ch 13 to Ch 12</p> <p>11 USC § 1307(d) FRBP 1017(f)(1), 9013, 9014</p> <p>4100: 8</p> | <p>Debtor</p> <p>only if before confirmation of plan under §1325</p> | <ul style="list-style-type: none"> • Motion to Convert Case to Chapter (*) • COS on trustee and UST per FRBP 9013 and 9034(c) <p>Note: Use chapter specific event found in Part 2 of the User's Guide.</p> | <ul style="list-style-type: none"> • Clerk prepares bar date notice and serves electronically or via the BNC on everyone in the chapter case per FRBP 2002(a)(4) and (k). • If no objection/s, assigned judge reviews. Judge or designee enters order on docket and serves electronically. If motion is granted, clerk serves notice of conversion electronically or via the BNC on everyone in the chapter case per FRBP 2002(f)(2) and (k) = 341 notice. • If objection/s, clerk schedules courtroom (testimony) hearing and serves NOH on movant and on objector/s. |
| 6 | <p>Ch 13 to Ch 11 Ch 13 to Ch 12</p> <p>11 USC § 1307(d) FRBP 1017(f)(1), 9013, 9014</p> | <p>Creditor, trustee or UST</p> <p>only if before confirmation of plan under §1325</p> | <ul style="list-style-type: none"> • Motion to Convert Case to Chapter (*) • COS on trustee, debtor and UST per | <ul style="list-style-type: none"> • Clerk prepares bar date notice and serves electronically or via the BNC on everyone in the |

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| | 4100: 8 | and only if debtor is not a farmer. | FRBP 9013, 9014 and 9034(c) Note: Use chapter specific event found in Part 2 of the User's Guide. | chapter case per FRBP 2002(a)(4) and (k). <ul style="list-style-type: none"> • If no objection/s, assigned judge reviews. Judge or designee enters order on docket and serves electronically. If motion is granted, clerk serves notice of conversion electronically or via the BNC on everyone in the chapter case per FRBP 2002(f)(2) and (k) = 341 notice. • If objection/s, clerk schedules courtroom (testimony) hearing and serves NOH on movant and on objector/s. |
| 7 | Ch 13 to Ch 11 Ch 13 to Ch 12 (after confirmation of a plan under § 1325) | There is no statutory provision permitting the debtor, the creditors, the trustee or the UST to seek this relief. | | |