UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF MISSISSIPPI

In re: _____ Case No. _____
Debtor(s) Chapter 13

Debtor's Certification and
Motion for Entry of Chapter 13 Discharge
Pursuant to 11 U.S.C. § 1328 (a) and (h)

This motion seeks an order discharging the debtor(s) pursuant to § 1328(a) of the bankruptcy code. If you oppose this motion, you must file a response with the court within twenty-one (21) days from the date listed below in the certificate of service. Your response must set forth the specific factual allegations with which you disagree, and a copy of your response must be served on the debtor(s) and debtor's(s') attorney. If no timely response is filed, the court may grant this motion without holding a hearing. A timely response is necessary for a hearing to be held.

1. By signing below, the debtor(s) certifies under penalty of perjury that the following statements are true and correct:

A. For cases filed on or after March 10, 2008, I/we have completed a personal financial management instructional course provided through an agency approved by the United States Trustee and have filed the certificate of completion provided by the course provider (in a joint case, both husband and wife must each complete the course and file a certificate of completion) 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)**

B. All pre-petition amounts owed by me on a domestic support obligation ("Domestic Support Obligation" as defined at 11 U.S.C. § 101(14A)), if any, have been paid to the extent provided by the plan. All post-petition amounts owed by me on a domestic support obligation, if any, have been paid. **11 U.S.C. § 1328(a)**

C. 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)**

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

E. 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)**

F. 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)**

G. 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)**

H. I/We have made all payments required by my confirmed Chapter 13 plan.

2. Debtor(s) hereby move the Court for the entry of a discharge order in this case.

Signed: _____ _____
Debtor's Signature Date

_____ _____
Spouse's Signature (in Joint Cases only) Date

_____ _____
Attorney for the Debtor(s) Date
State Bar No. _____
Address
Telephone Number
e-mail address

3. Mailing address for filing responses: *{change address as appropriate}*

Jackson Office:
Danny L. Miller, Clerk of Court
United States Bankruptcy Court
Thad Cochran U.S. Courthouse
501 E. Court Street, Suite 2.300
Jackson, Mississippi 39201

Gulfport Office:
Danny L. Miller, Clerk of Court
United States Bankruptcy Court
Dan M. Russell, Jr. U.S. Courthouse
2012 15th Street, Suite 244
Gulfport, Mississippi 39501

Certificate of Service

On _____, a copy of this pleading was served on each of the persons listed on the attached service list either by prepaid United States mail or via electronic service through the Court's CM/ECF system at the mailing addresses and/or email addresses indicated.

_____
Signature