

Motion to Administratively Close Chapter 11 Individual Case

Docketing Event

Bankruptcy > Motions/Applications/Objections > Motion to Administratively Close Individual Chapter 11 Case

Negative Notice: Yes

Fee: N/A

Code and Rule References

[11 U.S.C. § 362\(c\)\(2\)\(A\)](#)

[11 U.S.C. § 1101\(2\)](#)

[11 U.S.C. § 1112\(b\)\(4\)\(N\)](#)

[11 U.S.C. § 1115\(a\)\(1\) and \(2\)](#)

[11 U.S.C. § 1127\(e\)](#)

[11 U.S.C. § 1141\(a\)](#)

[11 U.S.C. § 1141\(d\)\(5\)](#)

[28 U.S.C. § 1930](#)

Description

An individual Chapter 11 debtor is not eligible for discharge until the debtor completes all payments under the plan or, for special circumstances, the Court grants an early discharge prior to completion of the plan payments. Consequently, Chapter 11 individual cases could remain open for an extended period of time, obligating debtors to pay U.S. Trustee quarterly fees and to file quarterly reports.

To reduce these obligations, the Court allows an individual Chapter 11 case to be administratively closed upon the filing of a Motion to Administratively Close Individual Chapter 11 Case, and later, after completion of all plan payments, reopened for entry of a discharge upon filing of a Motion to Administratively Reopen Individual Chapter 11 Case. Should a party wish to file a pleading during the time the case is administratively closed, a motion to reopen is required. No filing fee is assessed for filing the motion to reopen.

This procedure addresses Motion to Administratively Close Individual Chapter 11 Case only. Separate procedures for processing Motions to Administratively Reopen Individual Chapter 11 Cases are available.

Filing Checklist

Review the motion to determine if:

- The motion is signed;
- Has the attorney's name and address complete and consistent with the filing attorney's name and address in CM/ECF
- The motion is properly served and includes a proper certificate of service;
- The motion is filed with negative notice that contains the correct language and is located on the first page; and
 - ❖ **Note:** Response period is 21 days (plus 3 days for mailing).
- There are no outstanding motions, applications, or adversary proceedings to be addressed.
 - ❖ **Note:** The Court must resolve all pending items before an order granting the motion is entered, unless specific language is included in the motion and order that retains jurisdiction over a matter once the case is closed.

Forms

[Motion to Administratively Close Individual Chapter 11 Case](#)

[Order Granting Motion to Administratively Close Individual Chapter 11 Case](#)

- ❖ **Note:** Use of the sample motion is encouraged. Use of the sample order is required
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