

Trustee's Report of No Distribution **Updated 12/5/2008** page 16

Section 602 of the Bankruptcy Abuse Prevention and Consumer Protection Act of 2005 (BAPCPA), as codified in 28 U.S.C. § 589b, requires uniform final reports for bankruptcy cases. The new UST Form 101-7 No Distribution Report (NDR) requires specific data elements regarding each chapter 7 no asset case and has variable text depending upon the situation the trustee determines for that case.¹

This NDR replaces the current No Distribution Report and will continue to be produced by CM/ECF as a virtual (text only) entry. There will not be a PDF document associated with this report.

- ❖ The text in each event varies depending upon whether any funds were collected, or if the case has been converted, dismissed or reassigned to another trustee.
- ❖ These are the four variations of this virtual entry.
 1. Chapter 7 Trustee's Report of No Distribution - *no funds*
 2. Chapter 7 Trustee's Report of No Distribution - *dismissed, converted or reassigned, no funds*
 3. Chapter 7 Trustee's Report of No Distribution - *dismissed, converted or reassigned, some funds collected*
 4. Chapter 7 Trustee's Report of No Distribution - *minimal funds collected*
- ❖ The precise text for each entry was coordinated among the Executive Office for the United States Trustees (EOUST), National Association of Bankruptcy Trustees (NABT), the CM/ECF Working Group and the Administrative Office of the United States Courts, and should not be modified by local courts (except bankruptcy courts in Alabama and North Carolina will need to substitute the wording "Bankruptcy Administrator" for "United States Trustee" in the docket text for items 3 and 4 below).

¹ Additional information about these new forms is found at:
http://www.usdoj.gov/ust/eo/bapcpa/proposed_rulemaking/index.htm

- ❖ This revised NDR has been incorporated into the CM/ECF Trustee's 341 Filings utility so trustees can continue to process this document in an efficient manner.
- ❖ The four NDR docket entries have been added to the courts' dictionary lists of events. In addition, entries can be docketed separately in each case rather than through the Trustee's 341 Filings utility at any time.
 - A case appears on the Trustee's 341 Filings utility only if the §341 Meeting has not been terminated in CM/ECF. Many cases will convert or be dismissed after the §341 Meeting has been held and terminated and will no longer appear on the list of cases for that trustee's §341 Meeting. Single case docketing will be required in those instances.

NOTE: All NDR entries must be submitted by the trustee in CM/ECF either through the Trustee's 341 Filings utility or docketed separately to each case.

Due to the variables in the program, batch or multi-case processing can no longer be used in CM/ECF for any NDR entries.

It is anticipated that the trustee software vendors will provide a batch docketing process from within their programs for their users.

- ❖ Data elements required for this CM/ECF report will be:
 - gathered from values in the debtor's schedules in the database at the time the report is produced,
 - calculated from database values on the case, and
 - entered by the trustee following the §341 meeting, as required by United States Trustee Program (USTP) policy guidance (or required by Bankruptcy Administrator guidance for trustees in cases filed in Alabama and North Carolina).
- ❖ This virtual report will only be produced as a docket text entry on the case docket report. Calculated variables and entries by the trustee will be stored in text but not written to the CM/ECF database.

- ❖ If values from the debtor's schedules do not apply to the report selected, the text report will display these values as "Not Applicable." Otherwise, if values from the debtor's schedules have not been submitted when the NDR - No Funds or the NDR - Minimal Funds reports are filed, the text report will display "Not Available."

Revised Trustee's 341 Filings Screen

- ❖ Access to the Trustee's 341 Filings program will be the same. The trustee will select one option for each case.
- ❖ The three columns outlined in Figure 1 remain the same.
 - No Action
 - Initial Report
 - Continue To

Case No.	No Action	Report of No Distribution (NDR)				Initial Report	Continue To	Date	Time	AM/PM
		No Funds	Dismiss/Convert No Funds	Dismiss/Convert Funds	Min Funds					
05-10004 Priscilla Marie Beasley	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>			
08-10003 Jeffrey Johnson and Lucille Johnson	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>			
08-10008 Dagwood Cornelius Bumstead	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>			

Figure 1 Columns of Trustee's 341 Filings program that remain the same.

- ❖ The Report of No Distribution (NDR) now has four columns where there used to be one as shown in Figure 2.
 - No Funds
 - Dismiss/Convert/Reassign No Funds
 - Dismiss/Convert/Reassign Funds
 - Minimal Funds

Case No.	No Action	Report of No Distribution (NDR)				Initial Report	Continue To	Date	Time	AM/PM
		No Funds	Dismiss/Convert No Funds	Dismiss/Convert Funds	Min Funds					
05-10004 Priscilla Marie Beasley	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>			
08-10003 Jeffrey Johnson and Lucille Johnson	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>			
08-10008 Dagwood Cornelius Bumstead	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>			

Figure 2 NDR Report expanded to 4 columns.

1. Chapter 7 Trustee's Report of No Distribution - No Funds

Trustee's 341 Filings

- ❖ The screen below illustrates how the NDR No Funds report will be processed using the Trustee's 341 Filings program. Selecting the No Funds button will expand the screen to two new rows to display the fields used to produce the report.

Case No.	No Action	Report of No Distribution (NDR)				Initial Report	Continue To	Date	Time	AM/PM
		No Funds	Dismiss/Convert No Funds	Dismiss/Convert Funds	Min Funds					
05-10004 Priscilla Marie Beasley	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>			
		Real Property (6A)	100000.00	Personal Property (6B)	50000.00	Assets Exempt (6C)	25000.00	Assets Abandoned	125000.00	
Claims Discharged		Secured Claims (6D)	137645.00	Unsecured Priority Claims (6E)	0.00	Unsecured Nonpriority Claims (6F)	15971.00	Claims Scheduled	153616.00	

Figure 3 Trustee's 341 Filings screen - No Funds

- ❖ Figures shown in grey are values from the debtor's schedules if previously entered in CM/ECF. These values cannot be modified by the trustee on this screen:
 - Real Property (6A)
 - Personal Property (6B)
 - Secured Claims (6D)
 - Unsecured Priority Claims (6E)
 - Unsecured Nonpriority Claims (6F)
- ❖ The following data field values will not be greyed out and are accessible by the trustee for entry or modification as necessary:
 - Assets Exempt (6C).
 - Assets Abandoned
 - Claims Discharged
 - Claims Scheduled

Single Case Docketing

- ❖ Docketing this event in a single case will present the screen below. Values shown in grey are values from the debtor's schedules if previously entered in CM/ECF. These values cannot be modified by the trustee on this screen:
 - Real Property (6A)
 - Personal Property (6B)
 - Secured Claims (6D)
 - Unsecured Priority Claims (6E)
 - Unsecured Nonpriority Claims (6F)

- ❖ The same data fields are accessible by the trustee for entry or modification as necessary:
 - Assets Exempt (6C)
 - Assets Abandoned
 - Claims Discharged
 - Claims Scheduled

Trustee action:

05-10004 Priscilla Marie Beasley

Type: bk Chapter: 7 v Office: 1 (Pleasantville)
 Assets: n Judge: rb Case Flag: MEANSU

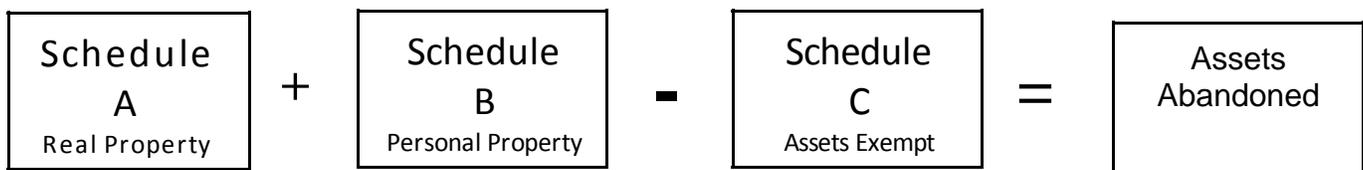
Enter or edit the required data below

Real Property (6A)	100000.00	Personal Property (6B)	50000.00	Assets Exempt (6C)	25000.00	Assets Abandoned	125000.00
Claims Discharged	153616.00	Secured Claims (6D)	137645.00	Unsecured Priority Claims (6E)	0.00	Unsecured Nonpriority Claims (6F)	15971.00
						Claims Scheduled	153616.00

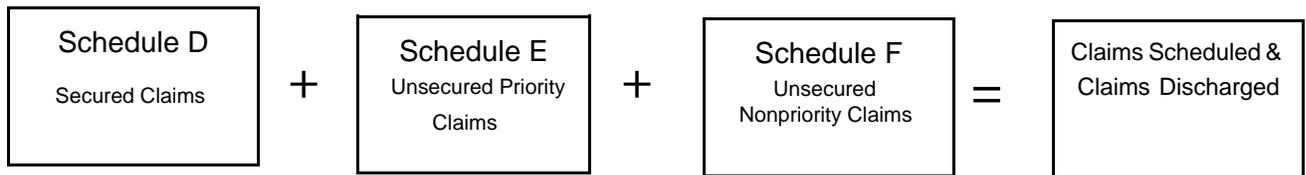
Next Clear

Figure 4 Single Case Docketing - No Funds

- ❖ For both screens, the values in Schedule A plus Schedule B minus Schedule C calculate to the amount in Assets Abandoned.



- ❖ The values for Assets Abandoned and Assets Exempt value remain accessible in the event the trustee needs to enter an amount that does not equal $A + B - C$. If the trustee enters an amount in either of these fields, the remaining values on the screen will not be recalculated nor automatically adjusted.
- ❖ For both screens, the values in Schedule D plus Schedule E plus Schedule F calculate to total reported for Claims Discharged and also Claims Scheduled.



Trustee action:
[05-10004 Priscilla Marie Beasley](#)
 Type: bk Chapter: 7 v Office: 1 (Pleasantville)
 Assets: n Judge: rb Case Flag: MEANSU

Enter or edit the required data below

Real Property (6A)	<input type="text" value="100000.00"/>	Personal Property (6B)	<input type="text" value="50000.00"/>	Assets Exempt (6C)	<input type="text" value="25000.00"/>	Assets Abandoned	<input type="text" value="125000.00"/>
Claims Discharged	<input type="text" value="153616.00"/>	Secured Claims (6D)	<input type="text" value="137645.00"/>	Unsecured Priority Claims (6E)	<input type="text" value="0.00"/>	Unsecured Nonpriority Claims (6F)	<input type="text" value="15971.00"/>
						Claims Scheduled	<input type="text" value="153616.00"/>

Figure 8 Single Case Docketing - No Funds

- ❖ The Claims Discharged and Claims Scheduled values remain accessible in the event the trustee needs to enter an amount that does not equal $D + E + F$. If the trustee enters an amount for either of these values, the remaining values on the screen will not be recalculated or automatically adjusted.

- ❖ The NDR docket text report produced for this option from either the Trustee's 341 Filings program or single case docketing process for No Funds will be identical.
- ❖ The number of months pending will be calculated from today's date less the file date of the case.²
- ❖ If values from the debtor's schedules do not apply to this report, the text report will display these values as "Not Applicable." Otherwise, if the debtor's schedules have not been submitted when the NDR - No Funds is filed, the text report will display "Not Available."

Chapter 7 Trustee's Report of No Distribution: I, *Trustee's Name*, having been appointed trustee of the estate of the above-named debtor(s), report that I have neither received any property nor paid any money on account of this estate; that I have made a diligent inquiry into the financial affairs of the debtor(s) and the location of the property belonging to the estate; and that there is no property available for distribution from the estate over and above that exempted by law. Pursuant to Fed R Bank P 5009, I hereby certify that the estate of the above-named debtor(s) has been fully administered. I request that I be discharged from any further duties as trustee. Key information about this case as reported in schedules filed by the debtor(s) or otherwise found in the case record: *This case was pending for 9 months. Assets Abandoned: \$ 125000.00, Assets Exempt: \$ 25000.00, Claims Scheduled: \$ 153616.00, Claims Asserted: Not Applicable, Claims scheduled to be discharged without payment: \$ 153616.00.* Filed by *Trustee's Name* .

² The program will calculate the number of days between the date the trustee has filed the event to the date of case was opened/reopened or converted. The number of days is divided by 30 and rounded to the nearest number.

2. Chapter 7 Trustee's Report of No Distribution - Dismissed, Converted or Reassigned, No Funds

Trustee's 341 Filings

- ❖ When a case has either been dismissed, converted or reassigned, and no funds are available for distribution, no additional entry of data is required by the trustee for the Trustee's 341 Filings program.
- ❖ When the Dismiss/Convert No Funds radio button is selected, as shown in Figure 5, the row will not expand to display additional fields the way it does on the other NDR reports.

Case No.	No Action	Report of No Distribution (NDR)				Initial Report	Continue To	Date	Time	AM/PM
		No Funds	Dismiss/Convert No Funds	Dismiss/Convert Funds	Min Funds					
05-10004 Priscilla Marie Beasley	<input type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>			
08-10003 Jeffrey Johnson and Lucille Johnson	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>			

Figure 5 Trustee's 341 Filings screen - Dismissed or Converted No Funds

Single Case Docketing

- ❖ Figure 6 shows that when docketing the NDR - Dismissed, Converted or Reassigned, No Funds event in a single case no schedule information data fields are displayed or are accessible for modification.

Trustee action:

05-10004 Priscilla Marie Beasley

Type: bk Chapter: 7 v Office: 1 (Pleasantville)
 Assets: n Judge: rb Case Flag: MEANSU

Next Clear

Figure 6 Single Case Docketing Screen - Dismissed or Converted No Funds

- ❖ The docket text report produced from either the Trustee's 341 Filings program or single case docketing process for this event will be identical.
- ❖ All fields will be reported as "Not Applicable."
- ❖ The number of months pending will be calculated from today's date less the date the trustee has filed the event to the date the case was opened/reopened or converted.

Chapter 7 Trustee's Report of No Distribution: I, *Trustee's Name*, having been appointed trustee of the estate of the above-named debtor(s), report that this case was dismissed, converted, or reassigned. I have neither received any property nor paid any monies on account of this estate. Pursuant to Fed R Bank P 5009, I hereby certify that the chapter 7 estate of the above-named debtor(s) has been fully administered. I request that I be discharged from any further duties as trustee. Key information about this case as reported in schedules filed by the debtor(s) or otherwise found in the case record: *This case was pending for 4 months. Assets Abandoned: Not Applicable, Assets Exempt: Not Applicable, Claims Scheduled: Not Applicable, Claims Asserted: Not Applicable, Claims scheduled to be discharged without payment: Not Applicable.* Filed by *Trustee's Name* .

3. Chapter 7 Trustee's Report of No Distribution - Dismissed, Converted or Reassigned, Some Funds Collected

Trustee's 341 Filings

- ❖ When a case has been converted, dismissed or reassigned and some funds were collected, only the field for Assets Collected is available for entry for both Single Case Docketing and the Trustee's 341 Filings utility.
- ❖ Selecting the Dismiss/Convert Funds button will display a field for entry of the amount of Assets Collected for that case as in Figure 7.

Case No.	No Action	Report of No Distribution (NDR)				Initial Report	Continue To	Date	Time	AM/PM
		No Funds	Dismiss/Convert No Funds	Dismiss/Convert Funds	Min Funds					
05-10004 Priscilla Marie Beasley	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>			
Assets Collected		<input type="text" value="1054.00"/>								

Figure 7 Trustee's 341 Filings screen - Dismissed or Converted, Some Funds

Single Case Docketing

- ❖ Figure 8 shows the screen display when the NDR - Dismissed, Converted or Reassigned, Some Funds report is docketed to a single case.

The screenshot shows the CM/ECF interface with a blue header containing navigation links: Bankruptcy, Adversary, Query, Reports, Utilities, Search, and Logout. Below the header, the page title is "Trustee action:". The main content area displays case information for "05-10004 Priscilla Marie Beasley":

Type: bk	Chapter: 7 v	Office: 1 (Pleasantville)
Assets: n	Judge: rb	Case Flag: MEANSU

Below the case information, there is a section titled "Enter or edit the required data below" with a text input field for "Assets Collected" containing the value "1054.00". There are "Next" and "Clear" buttons below the input field.

Figure 8 Single Case Docketing - Dismissed or Converted, Some Funds

- ❖ The only key information appearing on the NDR Dismissed, Converted or Reassigned, Some Funds report is Total Collected Funds and the calculation of months the case was pending.
- ❖ The number of months pending will be calculated from today's date less the date the trustee has filed the event to the date the case was opened/reopened or converted.

Chapter 7 Trustee's Report of No Distribution: I, *Trustee's Name*, having been appointed trustee of the estate of the above-named debtor(s), report that this case was dismissed, converted, or reassigned. I collected funds totaling: **\$1054.00**. All funds have been returned or transferred to the successor trustee. All bank statements and canceled checks, if any, have been submitted to the United States Trustee. The bank statements reflect a final zero balance and no other funds or assets of the estate remain in my custody. Pursuant to Fed R Bank P 5009, I hereby certify that the chapter 7 estate of the above-named debtor(s) has been fully administered. I request that I be discharged from any further duties as trustee. Key information about this case as reported in schedules filed by the debtor(s) or otherwise found in the case record: ***This case was pending for 5 months. Assets Abandoned: Not Applicable, Assets Exempt: Not Applicable, Claims Scheduled: Not Applicable, Claims Asserted: Not Applicable, Claims scheduled to be discharged without payment: Not Applicable.*** Filed by *Trustee's Name*.

4. Chapter 7 Trustee's Report of No Distribution - Minimal Funds Collected

Trustee's 341 Filings

- ❖ The screen in Figure 9 illustrates how the Minimal Funds Collected NDR will be created using the Trustee's 341 Filings program.
- ❖ Figures shown in grey are values from the debtor's schedules if previously entered in CM/ECF. These values cannot be modified by the trustee on this screen:
 - Real Property (6A)
 - Personal Property (6B)
 - Secured Claims (6D)
 - Unsecured Priority Claims (6E)
 - Unsecured Nonpriority Claims (6F)
- ❖ The following data field values will not be greyed out and are accessible by the trustee to enter an amount :
 - Assets Collected
 - Assets Exempt (6C)
 - Assets Abandoned
 - Claims Discharged
 - Claims Scheduled

Case No.	No Action	Report of No Distribution (NDR)			Initial Report	Continue To	Date	Time	AM/PM
		No Funds	Dismiss/Convert No Funds	Dismiss/Convert Funds	Min Funds				
05-10004 Priscilla Marie Beasley	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input type="radio"/>	<input checked="" type="radio"/>	<input type="radio"/>			
Assets Collected	<input type="text" value="1054.00"/>	Real Property (6A)	<input type="text" value="100000.00"/>	Personal Property (6B)	<input type="text" value="50000.00"/>	Assets Exempt (6C)	<input type="text" value="25000.00"/>	Assets Abandoned	<input type="text" value="125000.00"/>
Claims Discharged	<input type="text" value="153616.00"/>	Secured Claims (6D)	<input type="text" value="137645.00"/>	Unsecured Priority Claims (6E)	<input type="text" value="0.00"/>	Unsecured Nonpriority Claims (6F)	<input type="text" value="15971.00"/>	Claims Scheduled	<input type="text" value="153616.00"/>

Figure 9 Trustee's 341 Filings screen - Minimal Funds Collected

Single Case Docketing

- ❖ Docketing this event to a single case will present the screen below. Values shown in grey are values from the debtor's schedules if previously entered in CM/ECF. These values cannot be modified by the trustee on this screen:
 - Real Property (6A)
 - Personal Property (6B)
 - Secured Claims (6D)
 - Unsecured Priority Claims (6E)
 - Unsecured Nonpriority Claims (6F)

- ❖ The following data field values will not be greyed out and are accessible by the trustee for entry or modification as necessary:
 - Assets Collected
 - Assets Exempt (6C)
 - Assets Abandoned
 - Claims Discharged
 - Claims Scheduled

Trustee action:

05-10004 Priscilla Marie Beasley

Type: bk Chapter: 7 v Office: 1 (Pleasantville)
 Assets: n Judge: rb Case Flag: MEANSU

Enter or edit the required data below

Assets Collected	1054.00	Real Property (6A)	100000.00	Personal Property (6B)	50000.00	Assets Exempt (6C)	25000.00	Assets Abandoned	125000.00
Claims Discharged	153616.00	Secured Claims (6D)	137645.00	Unsecured Priority Claims (6E)	0.00	Unsecured Nonpriority Claims (6F)	15971.00	Claims Scheduled	153616.00

Next Clear

Figure 10 Single Case Docketing - Minimal Funds Collected

- ❖ The docket text produced from both processes will be identical.

Chapter 7 Trustee's Report of No Distribution: I, *Trustee's Name*, having been appointed trustee of the estate of the above-named debtor(s), report I collected funds totaling **Funds Collected: \$1054.00**. After making diligent inquiry into the financial affairs of the debtor(s) and the location of the property belonging to the estate, I have determined that there are insufficient assets to administer. All funds have been returned. All bank statements and canceled checks, if any, have been submitted to the United States Trustee. The bank statements reflect a final zero balance and no other funds or assets of the estate remain in my custody. Pursuant to Fed R Bank P 5009, I hereby certify that the estate of the above-named debtor(s) has been fully administered. I request that I be discharged from any further duties as trustee. Key information about this case as reported in schedules filed by the debtor(s) or otherwise found in the case record: **This case was pending for 10 months. Assets Abandoned: \$ 125000.00, Assets Exempt: \$ 25000.00, Claims Scheduled: \$ 153616.00, Claims Asserted: Not Applicable, Claims scheduled to be discharged without payment: \$ 153616.00.** Filed by *Trustee's Name*.

- ❖ Key information provided in docket entry report from schedules or calculations:
 - *Funds (Assets) Collected*
 - Months case was pending
 - Assets Abandoned
 - Assets Exempt
 - Claims Scheduled
 - Claims Asserted (always NA)
 - Claims scheduled to be discharged without payment
- ❖ The number of months pending will be calculated from today's date less the file date of the case
- ❖ If values from the debtor's schedules do not apply to this report, the text report will display "Not Applicable." Otherwise, if the debtor's schedules have not been submitted when the NDR - Minimal Funds is filed, the text report will display "Not Available."

*Additional text by court*³

- ❖ Language indicating that the § 341 creditors meeting has closed can be added to the EOUST docket text. This type of text and other text that courts deem necessary for these entries can be inserted into these events.

This text must be added at or before this location shown below in the text of these events. Adding local text to this event after “**Key information...**” will prevent data from being extracted from this event.

Chapter 7 Trustee's Report of No Distribution: I, *Trustee's Name*, having been appointed trustee of the estate of the above-named debtor(s), report that this case was dismissed, converted, or reassigned. I have neither received any property nor paid any monies on account of this estate. Pursuant to Fed R Bank P 5009, I hereby certify that the chapter 7 estate of the above-named debtor(s) has been fully administered. I request that I be discharged from any further duties as trustee. **Section 341 Meeting held on November 13, 2008. Key information** about this case as reported in schedules filed by the debtor(s) or otherwise found in the case record: This case was pending for 4 months. Assets Abandoned: Not Applicable, Assets Exempt: Not Applicable, Claims Scheduled: Not Applicable, Claims Asserted: Not Applicable, Claims scheduled to be discharged without payment: Not Applicable. Filed by *Trustee's Name* .

³ This information was added to this document on December 5, 2008.