

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In re: :
: General Order M-313
GENERAL ORDER REGARDING :
CRIMINAL REFERRALS OF CERTAIN :
BANKRUPTCY CRIMES. :
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WHEREAS, the Bankruptcy Abuse and Prevention and Consumer Protection Act of 2005 enacted section 158 of title 28 regarding, *inter alia*, the designation of certain individuals within the Department of Justice with primary responsibility for carrying out enforcement activities in addressing violations of 18 U.S.C. §§ 152 and 157 relating to abusive reaffirmations of debt or materially fraudulent statements in bankruptcy schedules that are intentionally false or intentionally misleading; and

WHEREAS, 18 U.S.C. § 158(d) directs the bankruptcy courts to establish procedures for referring any case that may contain a materially fraudulent statement in a bankruptcy schedule to the individuals designated under 18 U.S.C. § 158; it is hereby

ORDERED, that in addition to the obligations imposed under 18 U.S.C. § 3057, any person having reasonable grounds to believe that a bankruptcy schedule contains a materially fraudulent statement in violation of 18 U.S.C. §§ 152 or 157 shall report such violation to one or more of the individuals designated under 18 U.S.C. § 158 by completing the attached referral form or otherwise providing the same information in writing.

Dated: New York, New York
November 30, 2005

/s/ *Stuart M. Bernstein*
STUART M. BERNSTEIN
Chief United States Bankruptcy Judge

**United States Bankruptcy Court for the
Southern District of New York**

**NOTIFICATION STATEMENT
REGARDING POTENTIAL
VIOLATION OF 18 U.S.C. § 152 OR 157**

TO: _____ POSITION: _____

FROM: _____ TITLE (if any): _____

DATE: _____ SIGNATURE _____

1. Background Information

a. Name of Debtor _____

i. Case number _____

ii. Debtor's Address _____

iii. Debtor's Telephone no. _____

b. Debtor's Attorney _____

i. Address _____

ii. Telephone no. _____

c. Name of Trustee (if any) _____

i. Address _____

ii. Telephone no. _____

2. Case Chapter

a. Under what chapter was the case originally filed: 7 (); 11(); 12 (); 13 ()

b. Under what chapter is the case now pending: 7 (); 11(); 12 (); 13 ()

c. Type of Case: Voluntary (); Involuntary ()

3. Report all facts and circumstances of the offense or offenses believed to have been committed (provide as complete a description as possible), including the following:

a. Identify the schedule that contains the materially fraudulent statement.

b. Explain why the statement is materially fraudulent.

c. Provide the names, addresses, and telephone numbers of persons with knowledge of an information relating to the suspected offense.

d. Disclose any other pertinent information regarding the suspected offense.