

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY

**NOTICE TO THE BAR AND PUBLIC REGARDING  
AUTOMATIC ADJUSTMENT OF CERTAIN DOLLAR AMOUNTS**

Congress provided for the automatic adjustment of certain dollar amounts at three year intervals in the Bankruptcy Reform Act of 1994, as amended by the Bankruptcy Abuse Prevention and Consumer Protection Act of 2005. The relevant provisions are codified in 11 U.S.C. § 104(b). **The amended dollar amounts set forth below will become effective and apply to cases filed on or after April 1, 2010.**

Seven Official Bankruptcy Forms contain references to several of the affected dollar amounts.

- Official Form 1, Voluntary Petition
- Official Form 6C, Schedule of Property Claimed as Exempt
- Official Form 6E, Schedule of Creditors Holding Claims Entitled to Priority
- Official Form 7, Statement of Financial Affairs
- Official Form 10, Proof of Claim
- Official Form 22A, Statement of Current Monthly Income and Means Test Calculation (Chapter 7)
- Official Form 22C, Statement of Current Monthly Income and Calculation of Commitment Period and Disposable Income (Chapter 13)

These forms will be amended April 1, 2010, and will apply to cases filed on or after that date. The forms will be available on the court's web site: [www.njb.uscourts.gov](http://www.njb.uscourts.gov) on April 1, 2010.

The attached chart outlines the affected sections of the Bankruptcy Code and Title 28, and both the current and revised dollar amounts in those sections.

DATED: March 19, 2010

JAMES J. WALDRON, Clerk  
United States Bankruptcy Court  
District of New Jersey  
50 Walnut Street, Newark, NJ 07102

<b>Affected Sections of Title 28 U.S.C. and the Bankruptcy Code</b>	<b>Dollar Amount to be Adjusted</b>	<b>New (Adjusted) Dollar Amount</b>
<b>28 U.S.C.</b>		
1409(b) - a trustee may commence a proceeding arising in or related to a case to recover  (1) - money judgment of or property worth less than  (2) - a consumer debt less than  (3) - a non consumer debt against a non insider less than	\$1,100  \$16,425  \$10,950	\$1,175  \$17,575  \$11,725
<b>11 U.S.C.</b>		
Section 101(3) - definition of assisted person	\$164,250	\$175,750
Section 101(18) - definition of family farmer	\$3,544,525 (each time it appears)	\$3,792,650 (each time it appears)
101(19A) - definition of family fisherman	\$1,642,500 (each time it appears)	\$1,757,475 (each time it appears)
101(51D) - definition of small business debtor	\$2,190,000 (each time it appears)	\$2,343,300 (each time it appears)
Section 109(e) - allowable debt limits for individual filing bankruptcy under chapter 13	\$336,900 (each time it appears)  \$1,010,650 (each time it appears)	\$360,475 (each time it appears)  \$1,081,400 (each time it appears)

<b>Affected Sections of Title 28 U.S.C. and the Bankruptcy Code</b>	<b>Dollar Amount to be Adjusted</b>	<b>New (Adjusted) Dollar Amount</b>
<b>11 U.S.C. (<i>Continued</i>)</b>		
Section 303(b) - minimum aggregate claims needed for the commencement of involuntary chapter 7 or chapter 11 bankruptcy		
(1) - in paragraph (1)	\$13,475	\$14,425
(2) - in paragraph (2)	\$13,475	\$14,425
Section 507(a) - priority expenses and claims		
(1) - in paragraph (4)	\$10,950	\$11,725
(2) - in paragraph (5)	\$10,950	\$11,725
(3) - in paragraph (6)	\$5,400	\$5,775
(4) - in paragraph (7)	\$2,425	\$2,600
Section 522(d) - value of property exemptions allowed to the debtor		
(1) - in paragraph (1)	\$20,200	\$21,625
(2) - in paragraph (2)	\$3,225	\$3,450
(3) - in paragraph (3)	\$525 \$10,775	\$550 \$11,525
(4) - in paragraph (4)	\$1,350	\$1,450
(5) - in paragraph (5)	\$1,075 \$10,125	\$1,150 \$10,825
(6) - in paragraph (6)	\$2,025	\$2,175
(7) - in paragraph (8)	\$10,775	\$11,525
(8) - in paragraph (11)(D)	\$20,200	\$21,625

Affected Sections of Title 28 U.S.C. and the Bankruptcy Code	Dollar Amount to be Adjusted	New (Adjusted) Dollar Amount
<b>11 U.S.C. (Continued)</b>		
522(f)(3) - exception to lien avoidance under certain state laws	\$5,475	\$5,850
522(f)(4)- items excluded from definition of household goods for lien avoidance purposes	\$550 (each time it appears)	\$600 (each time it appears)
522(n) - maximum aggregate value of assets in individual retirement accounts exempted	\$1,095,000	\$1,171,650
522(p) - qualified homestead exemption	\$136,875	\$146,450
522(q) - state homestead exemption	\$136,875	\$146,450
523(a)(2)(C) - exceptions to discharge  in subclause (i)(I) - consumer debts, incurred $\leq$ 90 days before filing owed to a single creditor in the aggregate  in subclause (i)(II) - cash advances incurred $\leq$ 70 days before filing in the aggregate	\$550  \$825	\$600  \$875
541(b)- property of the estate exclusions  (1) - in paragraph (5)(C) - education IRA funds in the aggregate  (2) - in paragraph (6)(C) - pre-purchased tuition credits in the aggregate	\$5,475  \$5,475	\$5,850  \$5,850
547(c)(9) - preferences, trustee may not avoid a transfer if, in a case filed by a debtor whose debts are not primarily consumer debts, the aggregate value of property is less than	\$5,475	\$5,850

<b>Affected Sections of Title 28 U.S.C. and the Bankruptcy Code</b>	<b>Dollar Amount to be Adjusted</b>	<b>New (Adjusted) Dollar Amount</b>
<b>11 U.S.C. (Continued)</b>		
707(b) - dismissal of a case or conversion to a case under chapter 11 or 13 (means test)		
(1) - in paragraph (2)(A)(i)(I)	\$6,575	\$7,025
(2) - in paragraph (2)(A)(i)(II)	\$10,950	\$11,725
(3) - in paragraph (2)(A)(ii)(IV)	\$1,650	\$1,775
(4) - in paragraph (2)(B)(iv)(I)	\$6,575	\$7,025
(5) - in paragraph (2)(B)(iv)(II)	\$10,950	\$11,725
(6) - in paragraph (5)(B)	\$1,100	\$1,175
(7) - in paragraph 6(C)	\$575	\$625
(8) - in paragraph 7(A)	\$575	\$625
1322(d) - contents of chapter 13 plan, monthly income	\$575 (each time it appears)	\$625 (each time it appears)
1325(b) - chapter 13 confirmation of plan, disposable income	\$575 (each time it appears)	\$625 (each time it appears)
1326(b)(3) - payments to former chapter 7 trustee	\$25	\$25