

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF OKLAHOMA**

In re:

Debtor(s)

Case Number:

Chapter:

**MOTION FOR WAIVER OF CREDIT COUNSELING
REQUIREMENT AND/OR FINANCIAL MANAGEMENT COURSE**

[*Check box if this statement applies.*] In accordance with 11 U.S.C. §109(h)(4) of the Bankruptcy Code, I hereby move the court for a waiver of the credit counseling and requirement imposed by 11 U.S.C. §109(h)(1) of the Bankruptcy Code due to an incapacity, a disability, or because I am engaged in active military duty in a military combat zone.

[*Check box if this statement applies.*] I hereby move the court for a waiver of the completion of a personal financial management course under 11 U.S.C. §727(a)(11) due to an incapacity, a disability, and such disability or incapacity is unlikely to change within the time periods of the requirement to file the completion of the financial management course certificate or because I am engaged in active military duty in a military combat zone.

For the purposes of making this motion under 11 U.S.C. §109(h)(4), I understand that incapacity means that the debtor is impaired by reason of mental illness or mental deficiency so that he is incapable of realizing and making rational decisions with respect to his financial responsibilities; and disability means that the debtor is so physically impaired as to be unable, after reasonable effort, to participate in an in person, telephone or internet briefing as required by statute.

My motion is based on the following: [*Check applicable box below*]

Incapacity. I have a mental illness or a mental deficiency that makes me incapable of realizing or making rational decisions about finances and such incapacity is unlikely to change.

Disability. My physical disability causes me to be unable to participate in a briefing in person, by phone, or through the internet, even after I reasonably tried to do so and such disability or incapacity is unlikely to change.

Active Duty. I am currently on active military duty in a military combat zone.
[Indicate rank, service unit, and where and when deployed.] _____

I offer the following additional information in support of my motion: *[In the space below, please furnish a detailed explanation setting forth the basis for your request. Attach any documentation that will assist the court in making a determination. Please do not include any unnecessary private information such the names of minor children or full social security number. If both joint debtors are making a request under 11 U.S.C. §109(h)(4), **each debtor must file a separate request with the court.**]*

I certify under penalty of perjury that the foregoing is true and correct.

S/_____
Signature of Debtor Date

Address

Phone

S/_____
Signature of Attorney for Debtor Date

Bar Number

Address

Phone