

FILED

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF OHIO

2019 NOV 13 PM 12:25

In re:

GENERAL ORDER #33-1

LBR 3011-1 UNCLAIMED FUNDS

(Effective December 1, 2019)

The Advisory Committee on Bankruptcy Rules recently created Director's Form 1340, a standardized Application for Payment of Unclaimed Funds, to be effective on December 1, 2019. Although not mandatory, a modified version of the application ("Application") is adopted for use in this District and is located on the court's website.

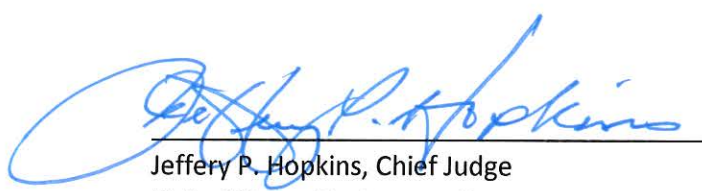
In conjunction with the adoption of the Application:

- **LBR 3011-1(b)** is amended to require requests for unclaimed funds to be made by application.
- **LBR 3011-1(c)** is amended to urge applicants to use the Application located on the court's website.
- **LBR 3011-1(c)** is amended to add the following application requirements: (1) applications must include a signed declaration, under the penalty of perjury, by the applicant; and (2) applications must be notarized under applicable state law.
- **LBR 3011-1(c)** is amended to require the filing of all supporting documentation separate from the application when the application is filed electronically. The supporting documentation must be filed using the "Unclaimed Funds Supporting Documentation" filing event.
- **LBR 3011-1(d)** is amended to add AO Form 213, Request for Vendor Information and TIN Certification, as an alternative certification form. If filed electronically, the form must be filed separately from the application, using the "Request for Taxpayer Identification Number" filing event.

Additionally, the court will issue unclaimed funds payments: (1) solely in the name of the rightful claimant (including instances where a payment is issued to the claimant but mailed "care of" a funds locator); or (2) jointly to the claimant and the funds locator if authorized by a power of attorney. The court will not issue payment solely in the name of a funds locator. Likewise, the court will not make a separate payment to a funds locator to split out any fee or commission.

For the Court:

Dated: 11/13/19

  
Jeffery P. Hopkins, Chief Judge  
United States Bankruptcy Court  
Southern District of Ohio