

Rule 4008 - 1

Reaffirmation

(a) Agreement Not Negotiated by Attorney for Unrepresented Debtor

An individual not represented by an attorney during the course of negotiating a reaffirmation agreement shall file the agreement with the Court, ~~along with a request that the agreement be approved,~~ prepared as prescribed by the appropriate local or national form (*Form 240A*). ~~The request shall contain information describing the collateral that is the subject of the agreement, including a statement as to its fair market value.~~ The Court may approve the agreement without an actual hearing or may schedule a hearing.

(b) Agreement Not Negotiated by Attorney for Represented Debtor

A debtor's attorney who has not represented the debtor during the course of negotiating a reaffirmation agreement on behalf of the debtor shall file, as a separate document, a statement to that effect or include such a statement in Part C as required by 11 USC 524(k). If such a statement is made, then section (a) above applies.

Related Provisions

FRBP 4008	Discharge and Reaffirmation Hearing
11 USC 524	Effect of Discharge

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June 1, 2007
October 1, 2008