

**341(a) Meeting of Creditors  
Questionnaire**

Name: \_\_\_\_\_ Case No: \_\_\_\_\_

**INTRODUCTION AND INSTRUCTIONS**

**YOU HAVE A DUTY TO COOPERATE:** As part of your Bankruptcy, the Trustee must examine and investigate your financial affairs and related information. Under the law, it is your duty to fully cooperate with and assist the Trustee in this investigation. These are standard questions that each debtor must answer. You may receive further requests for additional documents from the Trustee. The Trustee may conduct further investigation as needed. You are obligated to provide this additional information and documents as well.

**YOUR ANSWERS MUST BE TRUE, COMPLETE AND ACCURATE:** It is important that all your answers to the questions are true, complete and accurate. If you have made any mistakes in your bankruptcy documents, it is absolutely essential that you inform your Trustee by correcting those mistakes NOW. Failure to do so may result in severe consequences. **IT IS A FEDERAL CRIME TO INTENTIONALLY GIVE FALSE OR MISLEADING INFORMATION AND TESTIMONY TO YOUR BANKRUPTCY TRUSTEE.**

**ALL YOUR PROPERTY IS NOW THE PROPERTY OF THE ESTATE:** Please note that until such time that your case is closed or notices of abandonment become effective, the Trustee is responsible for the administration of all of your property (real estate, cars and all other property you owned before you filed bankruptcy.) Until your case is closed or notices of abandonment have become effective, you cannot sell, refinance, or further encumber any of your property.

**IF YOU HAVE QUESTIONS:** If you have any questions or require further information, you should consult with your attorney or other legal source as the Trustee cannot give you legal advice.

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Please respond to the following questions. You should discuss your response with your attorney for any clarification:

1. Have you reviewed your Petition, Schedules and Statement of Financial Affairs and, if represented by counsel, were they explained to you by that counsel before you signed them?

Yes \_\_\_\_\_ No \_\_\_\_\_, or

I am representing myself and have reviewed and understand them.

Yes \_\_\_\_\_ No \_\_\_\_\_

2. Do you understand you are required to disclose all pre-bankruptcy rights to property (even if you will realize the property after filing bankruptcy such as lottery tickets and earned but unpaid commission as non-exclusive examples) and to money to the Trustee and to not do so could result in denial of your discharge of debts and civil, as well as criminal penalties?

Yes \_\_\_\_\_ No \_\_\_\_\_

3. Do you understand that "property" means anything of any value, whether a present, future or contingent interest?

Yes \_\_\_\_\_ No \_\_\_\_\_

4. Do you understand that you are to report to the Court and Trustee, by formal written Amendment filed with the Court, any right to an inheritance, property settlement agreement, or life insurance proceeds that occurs within 180 days of the date your case was filed?

Yes \_\_\_\_\_ No \_\_\_\_\_

5. If married, have you disclosed all property interests of your spouse that was acquired during your marriage (regardless of the title or possession), whether separated or living together?

Yes \_\_\_\_\_ No \_\_\_\_\_ N/A \_\_\_\_\_

6. Are you a beneficiary under a will or insurance policy where someone has died?

Yes \_\_\_\_\_ No \_\_\_\_\_

7. Are you the beneficiary or trustee of a trust?

Yes \_\_\_\_\_ No \_\_\_\_\_

8. Within one year of the filing of your bankruptcy have you made any payments, or transferred any property, on a debt to a family member, friend, business associate, or anyone or any entity that has influence over you in excess of \$1,000.00?

Yes \_\_\_\_\_ No \_\_\_\_\_

9. Have you made any payments or transferred any property, other than regular periodic contract required payments, to any person or entity, within four years of filing bankruptcy?

Yes \_\_\_\_\_ No \_\_\_\_\_

10. Do you have, or have you had in the past four years, any interests in any corporations, partnerships, LLP's and or LLC's?

Yes \_\_\_\_\_ No \_\_\_\_\_

11. Do you now or have you had in the past five years any interests in offshore accounts, i.e., accounts outside the borders of the United States?

Yes \_\_\_\_\_ No \_\_\_\_\_

12. Are you seeking recovery in any current lawsuits, or do you have a belief you have grounds to file a lawsuit or counter suit, whether you desire to do so or not, SEEKING DAMAGES?

Yes \_\_\_\_\_ No \_\_\_\_\_

13. Are you owed any money?

Yes \_\_\_\_\_ No \_\_\_\_\_

14. Have you identified all disputed creditor claims in your Schedule D, E or F?

Yes \_\_\_\_\_ No \_\_\_\_\_

15. Have you listed accurate claim amounts in your Schedule D, E or F to the best of your knowledge?

Yes \_\_\_\_\_ No \_\_\_\_\_

16. Please read the following:

### III

#### Disclosure of When Debtor Incurred Debt

*Schedules D, E & F require the debtor to provide "date claim was incurred." This information is necessary for Trustee to evaluate certain issues pursuant to 18 USC § 3057(a) and 11 USC § 727.*

*The required information is not the initial date a credit account was established. The Trustees' interpretation of the term "date claim was incurred" is the period between which the "amounts claimed" were estimated to be actually incurred. This will require Counsel, or debtors in Pro Per, to adequately perform their research duties under Bankruptcy Rule 9011, to provide the period of time that the current claim was incurred.*

Does the information in your Schedule D, E and F, accurately estimate the dates of claims disclosed in those schedules?

Yes \_\_\_\_\_ No \_\_\_\_\_

17. Are you obligated to pay on a Domestic Support Order, defined as a separation agreement, divorce decree, property settlement agreement, Court order, or determination by a governmental unit?

Yes \_\_\_\_\_ No \_\_\_\_\_

18. If your response was "yes" to question 17, please provide:

Name of claimant: \_\_\_\_\_

Address of claimant: \_\_\_\_\_

Telephone number of claimant: \_\_\_\_\_

19. Do you understand the Trustee is relying on your responses in this questionnaire, as well as all other documents and statements you are making to administer the case?

Yes \_\_\_\_\_ No \_\_\_\_\_

20. Have you continually resided in the State of California for the two years prior to the filing of your case?

Yes \_\_\_\_\_ No \_\_\_\_\_

21. Did you receive or are you entitled to an income tax refund for the previous or current tax year?

Yes \_\_\_\_\_ No \_\_\_\_\_

22. If your response to question 21 was "yes," approximately how much was, or is, your Federal and State refund?

Federal \_\_\_\_\_

State \_\_\_\_\_

Not Applicable \_\_\_\_\_

**I DECLARE UNDER PENALTY OF PERJURY THAT THE STATEMENTS MADE HEREIN ARE TRUE AND CORRECT.**

Dated: \_\_\_\_\_

\_\_\_\_\_  
Debtor

Dated: \_\_\_\_\_

\_\_\_\_\_  
Co-Debtor

Attorney of Record Statement

I have discussed with the debtor(s) the content of this Questionnaire, reviewing each question and debtor(s) response thereto, to ensure full understanding by the debtor(s):

Dated: \_\_\_\_\_

\_\_\_\_\_  
Attorney for Debtor(s)

Exhibit "C"