

UNITED STATES BANKRUPTCY COURT

DISTRICT OF HAWAII

In re

PROCEDURES FOR REFERRING A
CASE THAT MAY CONTAIN A
MATERIALLY FRAUDULENT
STATEMENT IN A BANKRUPTCY
SCHEDULE.

ADMINISTRATIVE ORDER

Dated: November 4, 2005

ORDER

Pursuant to 18 U.S.C. § 158(d), the clerk is directed to refer to the United States Attorney for the District of Hawaii and to an agent of the Federal Bureau of Investigation of the Hawaii field office any case that may contain a materially fraudulent statement in a bankruptcy schedule. The clerk shall make the referral by transmitting to the local offices of the United States Attorney and the Federal Bureau of Investigation a Notification Statement that substantially conforms with the form attached hereto.



/s/ Robert J. Faris

United States Bankruptcy Judge

Dated: 11/04/2005

United States Bankruptcy Court for the _____ District of _____ .

NOTIFICATION STATEMENT

TO: _____ POSITION: _____

FROM: _____ POSITION: _____

DATE: _____ SIGNATURE OF PREPARER _____

PREPARER'S POSITION _____

1. Basis for Notification and Possible Estate loss:

a. Suspected violation of 18 U.S.C. Section:
152(); 153(); 154(); 155(); 156(); 157();
1341(); 1342(); 1343(); 1344()

b. Other suspected criminal violation _____

c. Possible Estate Loss \$ _____ Other _____

2. Subject of Notification:

- a. () Debtor (principal/responsible person)
- b. () Trustee
- c. () Professional (Specify Title) _____
- d. () Claimholder/Equity Security Holder
- e. () Public Official
- f. () Other _____

3. Background Information:

a. Name of debtor's case: _____

Case number/district: _____

Debtor's address: _____

Telephone numbers: _____

b. Case Chapter: 7 (); 11 (); 12 (); 13 ();
Nature of Case: Voluntary (); Involuntary ()

c. Debtor's attorney: _____
Attorney's address: _____
Telephone: _____

d. Name of trustee: _____
Appointment date: _____
Trustee's address: _____
Telephone: _____

e. Petition and schedules attached for lists of claimholders, debts, assets, exempt property, and other information:
Yes () No ()

f. If chapter 7 case, Sec. 705 creditors' committee appointed:
Yes () No ()
If yes, date of appointment: _____
Name, address and telephone nos. of contact persons: _____

g. If chapter 11 case, Sec. 1102 creditors' committee appointed:
Yes () No ()
If yes, date of appointment: _____
Name, address and telephone nos. of contact persons: _____

h. Other information regarding the debtor's case:

4. Circumstances Relating to Suspected Violation of Chapter 9 of Title 18, United States Code, or other Laws of the United States Relating to the Debtor's Case

a. Name of subject of notification: _____
Subject's address: _____
Telephone numbers: _____

Other identification information: _____

- b. Report all facts and circumstances of the case, the names of witnesses, and the offense or offenses believed to have been committed (provide as complete a description as possible) by:
- (1) Providing a full and complete account of the suspected violation.
 - (2) Providing the names, addresses, and telephone numbers of persons with knowledge of and information relating to suspected offense.
 - (3) Indicating, (based on available information) whether the suspected offense relates only to a single incident in a debtor's case or whether the suspected offense relates to multiple transactions/bankruptcies.
 - (4) Indicating whether the subject of the notification has been the subject of a prior notification and, if so, relating the relevant circumstances surrounding the earlier notification.
 - (5) Disclosing other pertinent information.