

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

**INSTRUCTIONS FOR SUBMISSION OF AN APPLICATION
FOR PAYMENT OF UNCLAIMED FUNDS**

Unclaimed funds are monies deposited with the court by a case trustee pursuant to 11 USC §347. Generally, these monies are unclaimed because the trustee does not have a current address for the creditor. Funds may be claimed pursuant to 28 USC § 2042. If you need further assistance, please contact the Finance Department at (903) 590-3219.

Review the [US Bankruptcy Unclaimed Funds Locator](#) to see if you are due to receive any funds from this court. Be sure to select TXEB for the Court if searching for information about a case in the Eastern District of Texas. If you are due unclaimed funds, follow the instructions below in order to properly prepare your application and supporting documents. Applications without all of the required documentation may be denied by the court.

There are four categories of claimants. Please determine which category is appropriate and use the appropriate checklist below to prepare your application with supporting documentation and follow the mailing instructions.

An Individual without Representation

- Completed application and proposed order for payment of unclaimed funds.
- A photocopy of current drivers' license. If you do not have drivers' license, other identification containing a photograph with current address, and a copy of your social security card is required. This provides proof of ownership of funds.
- A certificate of service showing that notice of application has been given to the United States Attorney pursuant to 28 USC § 2042.

1. Mail the **ORIGINAL** completed Application for Payment of Unclaimed Funds with supporting documents, the original completed Certificate of Service, and an original completed Order Authorizing Payment of Unclaimed Funds to the US Bankruptcy Court, Attn: Unclaimed Funds, 110 North College Ave, 8th Floor, Tyler, TX 75702.
2. Mail a **COPY** of the completed Application for Payment of Unclaimed Funds with supporting documents to the U.S. Attorney's Office at the address listed on the Certificate of Service.

Represented by Attorney or Funds Locator

- An original power of attorney with a notarized signature.
- Completed application and proposed order for payment of unclaimed funds.
- A photocopy of creditor's current driver's license or other positive identification credentials. Disbursements will be made in the name of the creditor only.
- A certificate of service showing that notice of application has been given to the United States Attorney pursuant to 28 USC § 2042.

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Business or Corporation

- Completed application and proposed order for payment of unclaimed funds.
- Evidence consisting of Articles of Incorporation, Articles of Merger or Successor Corporation, etc. Representative of firm must be identified in evidence articles.
- Documentation establishing chain of ownership of the original claim or proof of the purchase/sale of assets. **(For transferred claims only)**
- A photocopy of representative's identification credentials.
- A certificate of service showing that notice of application has been given to the United States Attorney pursuant to 28 USC § 2042.

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Claiming on Behalf of a Deceased Party

- Completed application and proposed order for payment of unclaimed funds.
- Copy of the death certificate.
- Proof of personal identity of the estate administrator.
- Certified copies of probate documents establishing the representative's right to act on behalf of the decedent's estate.
- A certificate of service showing that notice of application has been given to the United States Attorney pursuant to 28 USC § 2042.

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2. Mail a **COPY** of the completed Application for Payment of Unclaimed Funds with supporting documents to the U.S. Attorney's Office at the address listed on the Certificate of Service.

Orders approving payment of funds could take up to 60 days to process from the time the application is received by the court. Payment will not be made by the court until claimant completes and returns AO 213 Vendor Information/TIN Certification as directed in the approved order. Form AO 213 only needs to be submitted once to the court. If you have already submitted AO 213 and the court has your vendor information on file, AO 213 Vendor Information/TIN Certification form is not required. Payment will be made upon entry of the order granting the application as directed in the order.

For claimants in multiple cases, a separate Application must be prepared for each case with all the above requirements attached to each Application.

All indications of fraud will be promptly forwarded to the United States Attorney for review.

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

IN RE:

<hr style="width: 80%; margin: 0 auto;"/> Debtor

<hr style="width: 80%; margin: 0 auto;"/> Bankruptcy Case Number

APPLICATION FOR PAYMENT OF UNCLAIMED FUNDS

Comes now the Claimant identified below to make Application for an Order authorizing payment of unclaimed funds now on deposit in the Treasury of the United States for the benefit of Claimant. Claimant was a creditor/debtor in the above captioned bankruptcy case and has not received payment of these funds which are due and owing to the Claimant. Claimant further states that Claimant is:

NAME OF CLAIMANT: _____ PHONE NUMBER: _____ LAST FOUR DIGITS OF SOCIAL SECURITY NO: _____ MAILING ADDRESS: _____ _____ CITY: _____ STATE: _____ ZIP: _____
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and that a dividend in the amount of \$ _____ was awarded in this case which dividend is currently unclaimed and held by the Clerk of Court.

Claimant certifies that all statements made by Claimant on this Application and any attachments required for this Application are, to the best of Claimant's knowledge, true and correct. Accordingly, Claimant requests the Court to enter an Order authorizing payment of the pro rata dividend due upon this claim.

Date: _____	_____ Claimant's Signature _____ Co-claimant's Signature (if any)
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State of _____
County of _____
Subscribed and sworn to before me this ____ day of _____, 20__.

Notary Public
My commission expires: _____

Mail to: United States Bankruptcy Court
110 N. College Avenue, 8th Floor
Tyler, TX 75702

CERTIFICATE OF SERVICE

In accordance with Title 28 U.S.C. Section 2042, the undersigned hereby certifies that on the date designated below a true copy of this application with all required attachments was mailed to [check one as applicable]:

For all cases in **Beaumont & Lufkin** divisions (five-digit case number beginning with 1 or 9):

Office of the United States Attorney
Eastern District of Texas
Attn: Unclaimed Funds Requests
350 Magnolia Avenue, Suite 150
Beaumont, TX 77701-2248

For all cases in **Marshall & Tyler** divisions (five-digit case number beginning with 2 or 6):

Office of the United States Attorney
Eastern District of Texas
Attn: Unclaimed Funds Requests
110 North College Avenue, Suite 700
Tyler, TX 75702-0204

For all cases in **Paris, Sherman, & Texarkana** divisions (five-digit case number beginning with 3, 4 or 5):

Office of the United States Attorney
Eastern District of Texas
Attn: Unclaimed Funds Requests
101 East Park Boulevard, Suite 500
Plano, Texas 75074-8858

Date: _____	_____
	Claimant's Signature

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS

IN RE:

<hr/> Debtor	<hr/> Bankruptcy Case Number
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**ORDER GRANTING APPLICATION FOR PAYMENT
OF UNCLAIMED FUNDS**

The Court having considered the Application for Payment of Unclaimed Funds filed by:

NAME OF CLAIMANT: _____

MAILING ADDRESS: _____

CITY: _____ STATE: _____ ZIP: _____

("Claimant") for payment of a dividend from unclaimed funds in the amount of \$ _____,

and, it appearing to the Court that the Claimant is entitled to receive payment, and, these funds are now on deposit in the Treasury of the United States, and that proper notice of the Application was given to the United States Attorney for the Eastern District of Texas pursuant to Title 28 U.S.C. Section 2042,

IT IS THEREFORE ORDERED that the Clerk of the Bankruptcy Court direct the issuance of a draft upon the Treasury of the United States in the amount stated above and payable to the Claimant.