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| **UNITED STATES BANKRUPTCY COURT**  **FOR THE DISTRICT OF MONTANA** | |
| In re  **,**  Debtor. | Case No. **-BPH** |
| **ORDER** | |

In this Chapter 7 bankruptcy, \_\_\_\_\_\_\_\_ (“Applicant”) filed an “Application for Payment of Unclaimed Funds” on \_\_\_\_\_\_\_\_ \_\_, 2022, at ECF No. \_\_ (“Application”). Applicant asserts that it is entitled to payment of $[amount requested in Application] in unclaimed funds currently on deposit with the Court.

11 U.S.C. § 347(a) directs the Chapter 7 trustee to stop payment on any unpaid checks 90 days after a final distribution under 11 U.S.C. § 726. Afterwards, any remaining funds are paid into the court and disposed of in accordance with chapter 129 of title 28. 11 U.S.C. § 347(a). Under 28 U.S.C. §§ 2041 and 2042, the two sections comprising chapter 129 of title 128, unclaimed funds “must remain in the court registry until their ‘rightful owner’ with ‘full proof’ of entitlement comes to claim them.” *In re Pena*, 600 B.R. 415, 421 (9th Cir. BAP 2019). Upon review of the Application, and in the absence of any opposition, the Court approves the application. Accordingly,

IT IS ORDERED that the Application is approved. The Clerk of Court is directed to disburse the amount of $[amount requested] to Applicant.

Dated December 15, 2022.