

THE UNITED STATES BANKRUPTCY COURT MIDDLE DISTRICT OF PENNSYLVANIA

RONALD REAGAN FEDERAL BUILDING
228 Walnut Street, Room 320
Harrisburg, PA 17101
(717) 901-2800



274 MAX ROSENN U.S. COURTHOUSE
197 South Main Street, Room 274
Wilkes-Barre, PA 18701
(570) 831-2500

Terrence S. Miller
Clerk

Sheila K. Booth
Chief Deputy

Instructions Petition for Unclaimed Funds PLEASE READ CAREFULLY

The petition **MUST** be completed in its entirety and signatures notarized. Social security numbers (individuals) and/or taxpayer identification numbers (corporations), **MUST** also be included. A properly executed power of attorney is required if you are acting on the behalf of an individual or corporation. Any request for release of monies to another person or company, other than the listed creditor, **MUST** be accompanied by proof of rightful ownership as the Court may only disburse unclaimed funds upon full proof of the right thereto.

Individual Claimant(s)

- If the order lists more than one creditor, the petition must be filed jointly and include all addresses for each claimant.
- Attach a copy of an official government identification; driver's license, passport, or military identification.
- Provide a brief history from the time the money was paid to the court to the present; a copy of a prior year(s) tax form, pay stub, or utility bill, that documents proof of a prior address and the individual's name.

Corporation or Partnership Claimant

- The petition must be signed by an authorized agent of the corporation or partnership with a statement of the signing agent's authority and the corporate seal.
- Attach a copy of account information and history, documenting proof of fund ownership.
- If the claimant's name differs from the order as a result of a merger, buyout, purchase, or corporate name change, supporting documentation must be provided substantiating such change.
- If the corporation or partnership is represented by an attorney or funds locator agent, a notarized power of attorney must be filed and contain the name of the U.S. Bankruptcy Court for the Middle District of Pennsylvania, the case number, case name, and the amount of the claim.

Deceased Party Claimant

- Copy of death certificate.
- Copy of will.
- Letter designating the executor for the estate.

All unclaimed funds are payable to the original claimant. Any successor in interest, as provided for by supporting documentation, should have the authority to negotiate the payment made out to the original claimant as checks will be made payable to the original claimant c/o the representative. In cases of a properly documented transfer or assignment of claim, the payment will be made to the applicant.

The original petition with supporting documentation should be sent to:

**Chief Financial Officer
U.S. Bankruptcy Court
Middle District of Pennsylvania
274 Max Rosenn U.S. Courthouse
197 South Main Street
Wilkes-Barre, PA 18701**

A copy of the petition with supporting documentation should be sent to:

**U.S. Attorney's Office
PO Box 309
Scranton, PA 18501**

**UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

In re: _____) Chapter _____
)
 Debtor(s) _____) Case No. _____
)

PETITION FOR UNCLAIMED FUNDS AND ORDER THEREON

I, the undersigned petitioner, under penalty of perjury under the laws of the United States of America declare (or certify, verify or state) that the following statements and information are true and correct:

1. Pursuant to 11 U. S. C. § 347(a) of the Bankruptcy Code, the trustee in this case paid (deposited) this unclaimed money to the Clerk, U. S. Bankruptcy Court, which was subsequently deposited in the United States Treasury.
2. I am petitioning to receive the total amount of \$ _____ on behalf of the creditor _____.
3. [Please check and complete the applicable subparagraph below and attach requested information]:

_____ A. I am the creditor named in paragraph 2 and full proof of my right to the unclaimed funds is as follows:

___ copy of original proof of claim (attach copy)
 or
 ___ copy of trustee's final report showing name of creditor owed the original funds (attach copy)
 ___ copy of creditor's driver's license, passport or other current, valid proof of identity (attach copy)
 ___-___-___ social security number
 or
 _____ tax payer identification number

_____ B. I am an employee of the creditor named in paragraph 2 and my title is _____. I am authorized by the creditor to file this petition as provided by my employer's authorizing signature _____ herein or _____ by the creditor's attached written authorization.

_____ C. I am the lawful attorney-in-fact for the creditor named in paragraph 2 and I am duly authorized by the attached original notarized power of attorney to file this petition. I am aware of all pertinent state law requirements regarding such powers of attorney. The following is the creditor's address and phone number, and a brief history of the creditor (from filing of the claim to present) which includes, if applicable, identification of any sale of the company and the new and prior owner(s): (describe below or use attachment if insufficient space is provided)

_____ D. Subparagraphs A, B & C above do not apply, but I am entitled to payment of such monies because (state basis for your claim): (describe below or use attachment if insufficient space is provided)

4. Petitioner has made sufficient inquiry and has no knowledge that any other party may be entitled to, and is not aware of any dispute regarding, the funds at issue.

5. I understand that, pursuant to 18 U.S.C. §152, I shall be fined not more than \$5,000, or imprisoned not more than five years, or both, if I have knowingly and fraudulently made any false statements in this document.

6. On _____ a copy of this document (fully completed) was mailed to
(date) the U.S. Attorney, at P.O. BOX 309, SCRANTON, PA
18501, per 28 U.S.C. §2042.

Executed on _____
(date)

Petitioner's Signature

Type or Print Petitioner's Name

Employer-Creditor's Signature

Type or Print Employer-Creditor's Name

Petitioner's or Employer-Creditor's Address

APPROVED AS TO FORM:

FINANCIAL ADMINISTRATOR

IT IS SO ORDERED:

Judge