

NOTICE NO. 2

Notice Mandated By Section 527(a)(2) Of The Bankruptcy Code

NOTICE OF MANDATORY DISCLOSURE TO CONSUMERS WHO CONTEMPLATE FILING BANKRUPTCY

You are notified as follows:

1. All information that you are required to provide with the filing of your case and thereafter, while your case is pending, must be complete, accurate and truthful.
2. All your assets and all your liabilities must be completely and accurately disclosed in the documents filed to commence your case.
3. The Bankruptcy Code requires you to determine and list the replacement value of your assets. Replacement value means that value that a willing seller is willing to sell for and a willing buyer is willing to buy for. With respect to property acquired for personal, family or household purposes, replacement value can be determined by determining the price a retail merchant would charge for "used" property of that kind considering the age and condition of the property. You must provide the replacement value after reasonable inquiry. Replacement value should be determined as of the date of the filing of your bankruptcy case, without deduction for costs of sale or marketing. *Replacement value does not mean the retail price of an item when purchased new.*
4. Before your case can be filed, it is subject to what is called "Means Testing". The Means Test was designed to determine whether or not you qualify to file a case under Chapter 7 of the Bankruptcy Code. If you end up being ineligible for Chapter 7, then, the Means Test helps in determining how much you need to pay to your unsecured creditors in a Chapter 13 case. For purposes of the means test, you must state, after reasonable inquiry, your total current monthly income, the amount of all expenses as specified and allowed pursuant to section 707(b)(2) of the Bankruptcy Code, and if you intend to file a Chapter 13 case, only after reasonable inquiry you may state your disposable income, as that term is defined in the Bankruptcy Code.
5. Information that you provide during your case may be audited pursuant to the provisions of the Bankruptcy Code. Your failure to provide complete, accurate and truthful information may result in the dismissal of your case or other sanctions, including **criminal sanctions**.

Note from The Vida Law Firm, PLLC: Both this Notice and other Notices which you will receive are required by the Consumer Abuse Prevention and Consumer Protection Act of 2005 which Congress passed on behest of the credit industry. In our opinion, these notices are designed to intimidate people who need debt relief and are based on the false assumption that all people are dishonest. Please rest assured, if you meet the requirements set out under the law, are honest and provide to us accurate and complete information, you are entitled to debt relief. We can guide you through all the requirements of filing bankruptcy.