UNITED STATES BANKRUPTCY COURT

FOR THE WESTERN DISTRICT OF WISCONSIN

In re:

[Debtor], Case No. \_\_\_\_\_\_\_\_\_

Debtor. Chapter 11

**ORDER APPROVING THE DISCLOSURE STATEMENT AND**

**FIXING TIME FOR FILING ACCEPTANCES OR REJECTIONS OF PLAN,**

**COMBINED WITH NOTICE THEREOF**

[Debtor] filed a Chapter 11 Plan of Reorganization on [date]. ECF No. [dkt. #].

The Court held a hearing on the approval of the Disclosure Statement on [**insert date**], and at the conclusion of the hearing the Court determined that the Disclosure Statement [, as amended and revised in accordance with the instructions at the hearing,] contains adequate information. [As directed by the Court at the [date], hearing, the Debtor filed the following amended documents on [date]: (1) Amended Chapter 11 Plan of Reorganization, ECF No. [dkt. #], and (2) Amended Disclosure Statement, ECF No. [dkt. #].]

**IT IS ORDERED**, and notice is hereby given, that:

1. The [Amended] Disclosure Statement filed on [date], is approved.
2. The Court will hold a hearing on confirmation of the Debtor’s [Amended] Chapter 11 Plan beginning on **[date to be provided by the Court]**, at **[time] \_.m.**, in Courtroom 350, U.S. Courthouse, 120 N. Henry Street, Madison, Wisconsin.
3. Pursuant to Federal Rule of Bankruptcy Procedure 3017(d), on or before **[insert date - at least 28+3 days prior to the confirmation hearing]**, the Debtor must mail to all creditors, equity security holders, and other parties in interest, and transmit to the United States Trustee, the [Amended] Chapter 11 plan, a copy of this Order, the [Amended] Disclosure Statement, and ballot and election forms to all parties who are being asked to accept the plan. The Debtor must file proof of these mailings and transmittals by no later than **[insert date - at least 3 days after the mailing to Parties in Interest]**.
4. Objections to confirmation of the [Amended] Chapter 11 Plan must be filed and served as provided by Federal Rule of Bankruptcy Procedure 3020(b)(1) on or before **[insert date – 15 days prior to the confirmation hearing].**
5. Written acceptances or rejections of the Plan must be filed on or before **[insert date – 15 days prior to the confirmation hearing].**
6. The Debtor must file a report on balloting (which must report on acceptances and rejections of the plan) on or before **[insert date - ten (10) business days prior to the confirmation hearing]**.
7. Responses to any objections to confirmation must be filed on or before **[insert date – 7 days prior to the confirmation hearing].**
8. By **[insert date – 7 days prior to the confirmation hearing]**, the Debtor and any party objecting to confirmation of the Chapter 11 Plan must file and exchange the following:
   1. A list of the exhibits and copies of exhibits that they contemplate using at the confirmation hearing; exhibits should be numbered as described in the procedures posted on the court’s website.
   2. A list of witnesses that each party intends to call at the confirmation hearing, along with a brief summary of the testimony each witness will provide at the evidentiary hearing (including for any witness expected to present evidence under Federal Rule of Evidence 702, 703, or 705, the subject matter on which the witness is expected to present that evidence, and a summary of the facts and opinions to which the witness is expected to testify).
   3. A notice of their intent to present expert witness testimony. If a party contemplates presenting opinion testimony under Federal Rules of Evidence 702, 703, or 705, then the party must also file the (non-expert-report) disclosures stated in Fed. R. Civ. P. 26(a)(2)(C). Unless the parties stipulate to the admission of an expert report, the expert will be expected to testify. If the parties stipulate to the admission of an expert report, the offering party must file the expert report as an exhibit; the Court will treat the expert report as the direct testimony of that party’s expert, unless the opposing party states an objection to that treatment.
9. Unless otherwise ordered, the parties must bring paper copies of all exhibits to the confirmation hearing. They should have sufficient sets for use by the Court and witnesses. The sets for use by the witness and the Court must include the ECF filing stamp on each page. The parties are responsible for having their own copies of each exhibit. Regardless of the parties’ use of paper exhibits during the evidentiary hearing, the official record exhibits will be those filed on the electronic docket, unless the Court otherwise orders.
10. The failure to comply with this Order’s service requirements may be deemed sufficient grounds for default or the forfeiture of the ability to participate in further confirmation proceedings. The failure to identify and exchange an exhibit or identify an issue or witness will result in exclusion of the exhibit, proof of the issue, or witness, except upon a showing that the failure was substantially justified or harmless.

# # #