

OFFICE OF THE CHAPTER 13 TRUSTEE - DETROIT  
 DAVID WM. RUSKIN, CHAPTER 13 TRUSTEE

**AUTHORIZATION AGREEMENT FOR PREAUTHORIZED PAYMENTS (ACH)**

I hereby jointly and severally authorize David Wm. Ruskin, Chapter 13 Trustee, (the "Trustee") to initiate credit and/or debit entries to My account indicated (the "Bank Account") at the depository named below (the "Bank"). If necessary, credit entries may be made to initiate an adjustment entry for any entry made in error. By My signature below, I state that I have read and agree to be bound by the Rules of Participation of the Automatic Bank Draft Program and agree to obtain the permission of the United States Bankruptcy Court for the Eastern District of Michigan prior to asserting any challenge I may have to a credit or debit entry made by the Trustee pursuant to this Agreement.

This authorization will remain in effect until Trustee receives **written** notification from Me of its termination in such time and in such a manner as to afford Trustee and Bank a reasonable opportunity to act on it; or until the dismissal, discharge or conversion of My proceeding under Chapter 13 of the United States Bankruptcy Code.

I, jointly and severally, agree to indemnify, protect and hold harmless the Trustee, his supervisors, agents, servants, employees, and all persons acting on behalf of the Trustee from any claim, liability or damages whatsoever, including, but not limited to, bank fees, court costs, attorneys' fees and interest, however caused, arising directly or indirectly out of the implementation, operation, interpretation or termination of this Agreement or any failure of or delay in any of the foregoing.

<b>Name:</b>	<b>Case #:</b>
<b>Address:</b>	<b>City:</b>
<b>State:</b>	<b>Zip Code:</b>
<b>Phone # (Home):</b>	<b>Phone # (Work):</b>
<b>Bank Name:</b>	<b>Address:</b>
<b>City:</b>	<b>State:</b>
<b>Zip Code:</b>	<b>Phone #:</b>
<b>Transit/ABA #:</b>	<b>Account #:</b>
<b>Type of Account:</b> <input type="checkbox"/> Checking <input type="checkbox"/> Savings	<b>Draft Date:</b> <input type="checkbox"/> 7 <sup>th</sup> of month <input type="checkbox"/> 17 <sup>th</sup> of month
<b>Amount Per Month:</b> \$	<b>Trustee is authorized to change this amount (increase or decrease) pursuant to applicable law, amended plan, plan modification or Order of Court without prior notice</b>
<b>Signature:</b>	<b>Date:</b> ____/____/20____
<b>Signature:</b>	<b>Date:</b> ____/____/20____

All parties to the Account designated above (the "Account Holders") must sign this Agreement, whether or not such party is a Debtor in Bankruptcy. By signing this Agreement, each Account Holder agrees to be individually bound by this Agreement. This Agreement may be signed by the parties in counterparts, which together shall constitute one and the same agreement among the parties. A facsimile, PDF, or other standard form of telecommunication signature shall constitute an original signature for all purposes.

**IF THE DESIGNATED ACCOUNT IS A CHECKING ACCOUNT, PLEASE ATTACH A COPY OF A VOIDED CHECK HERE**

**IF A SAVINGS ACCOUNT IS BEING DESIGNATED, PLEASE CONTACT YOUR SAVINGS INSTITUTION AND OBTAIN AND ATTACH WRITTEN VERIFICATION OF THE PROPER TRANSIT/ABA # AND THE PROPER ACCOUNT #.**

Please mail original form to:

**David Wm. Ruskin, Chapter 13 Trustee  
 26555 Evergreen Road, Suite 1100  
 Southfield, Michigan 48076-4251  
 ATTN: ACH Department**

## OFFICE OF THE CHAPTER 13 TRUSTEE, DAVID WM. RUSKIN

### **PARTICIPATION RULES OF THE AUTOMATIC BANK DRAFT PROGRAM**

- a. This program is limited to those cases in which the Court has entered an Electronic Transfer of Funds Payment Order (the "ACH Order"). The ACH Order *must* be entered before submitting the Authorization Agreement for Preauthorized Payments (ACH) (the "Agreement") to the Trustee. If the ACH Order has not been entered by the Court within two weeks of the date on which the Agreement was received by the Trustee, the Trustee may return the Agreement to You. If that occurs, You will be required to submit a new Agreement to the Trustee **after** the Court has entered the ACH Order.
- b. This program is intended only for debtors as to whom the Court has excused the requirement for a Third Party Payment Order. *See E.D. Mich. LBR 1007-1.*
- c. Bank Account Holder(s) must request to participate by completing the "Agreement" and returning the signed Agreement to the Trustee. The Agreement is available on the Trustee's Website, [www.det13.com](http://www.det13.com). *Agreements that are incomplete or are not signed by all Account Holders can not be implemented by the Trustee.*
- d. There may be a delay in the implementation of this Agreement from the time of receipt of this Agreement by the Trustee. You will be notified in writing by the Trustee as to when the automatic draft program will commence. You understand and agree that You must make all Plan Payments that come due prior to the implementation of this Agreement, by check or money order mailed to the Trustee.
- e. You may choose either the 7<sup>th</sup> or the 17<sup>th</sup> day of the month for Your payment to be debited, regardless of Your actual payment due date. Should the 7<sup>th</sup> or the 17<sup>th</sup> of the month fall on a bank holiday or on a weekend, the Bank Account will be debited on the first business day thereafter.
- f. The amount to be withdrawn must be stated as a monthly amount. If the Agreement or any Order of Court states a payment frequency other than monthly, the Trustee is authorized to convert the specified amount and frequency into the equivalent monthly amount for purposes of ACH withdrawals.
- g. The Trustee reserves the right to deny this privilege to any person.
- h. The Trustee may terminate this Agreement without prior notice if the Bank Account contains insufficient funds to permit any withdrawal to occur.
- i. You authorize the Trustee to initiate credits to the Bank Account, to adjust any entry made in error to the Bank Account.
- j. You have the right to terminate this Agreement at any time upon written notice signed by all Account Holders. This Termination Form is also available on the Trustee's Website, [www.det13.com](http://www.det13.com).
- k. If You terminate this Agreement, the Trustee shall have a reasonable time after receipt of notice within which to effectuate the termination. You agree to indemnify and hold Trustee, his supervisors, agents, servants, employees, and all persons acting on behalf of the Trustee, harmless from any claim, liability or damages whatsoever, including, but not limited to, bank fees, court costs, attorneys' fees and interest, resulting from or incurred at any time prior to the Trustee's effectuation of Your request for termination of this Agreement.
- l. You will be notified in writing by the Trustee if this service is terminated. Upon receipt of Notice of Termination, You must make all future plan payments by check or money order mailed to the Trustee.
- m. The Trustee reserves the right to amend these rules at any time without prior notice.

## FREQUENTLY ASKED QUESTIONS

**Q.** WHAT IS AN ACH TRANSFER?

**A.** “ACH” (sometimes called “Electronic Funds Transfer or “EFT”) is a process for automatically and securely transferring money from one bank to another. Once the ACH process is authorized, the money is transferred on the designated date electronically through a safe and secure federal funds transfer system.

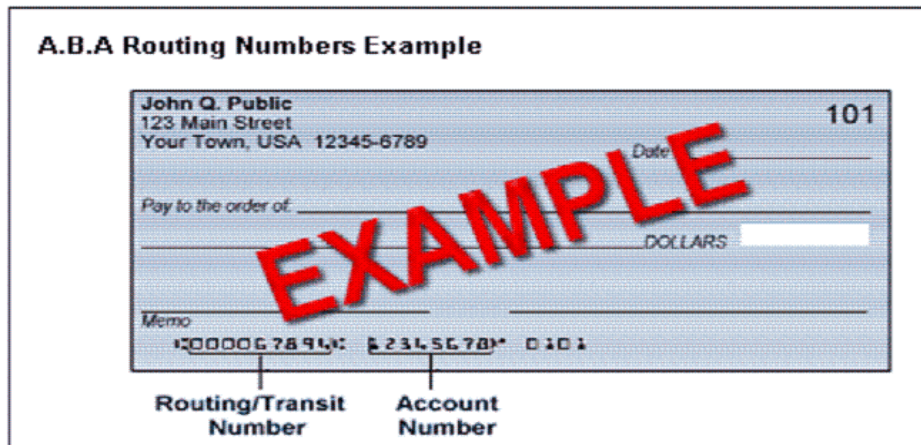
**Q.** WHY DOES THE COURT REQUIRE ACH TRANSFERS? WHY CAN’T I JUST MAIL THE PAYMENTS MYSELF?

**A.** The Court has adopted ACH transfers as a method of payment in an effort to assist a debtor in successfully completing the Plan. Payments made via ACH are more secure, avoiding the risk of loss or theft in the mail; and are more timely as the transfer happens automatically on the designated date, without any risk that the payment may be delayed for one reason or another.

**Q.** HOW CAN I FIND THE TRANSIT/ABA NUMBER AND ACCOUNT NUMBER FOR MY CHECKING ACCOUNT?

**A.** For a checking account, the Transit Number (also called a “Routing Number” or “ABA number”) is located on the front of the check. It will be a 9 digit number appearing on the bottom left corner of the check.

Find the special characters **⑈**. The Transit Number is between these characters. The Account number will be the string of numbers appearing immediately to the right of the Transit Number. It may vary anywhere from 6 to 16 digits, depending on Your Financial Institution.



**Q.** HOW CAN I FIND THE TRANSIT/ABA NUMBER FOR MY SAVINGS ACCOUNT?

**A.** The Transit Number (also called a “Routing Number” or “ABA number”) does not appear on the face of a savings deposit or savings withdrawal ticket. You must contact Your financial institution to obtain the Transit Number.