## Table 4.16-- UNITED STATES BANKRUPTCY COURT CASES FILED UNDER CHAPTER 7, 11 AND 13 OF THE BANKRUPTCY CODE: 1998 TO 2009

[Based upon original chapter designation at the time the case is originally filed. Table includes cases filed in 2009 which were on the caseload as of December 31, 2009]

Chapter 7 1/			Chapter 11 2/			Chapter 13 3/		
Total	Busi- ness	Per- sonal	Total	Busi- ness	Per- sonal	Total	Busi- ness	Per- sonal
5,265 4,882 4,012 4,497 4,032 3,293 2,714 4,125 793 1,127 1,618	79 59 44 39 36 39 29 62 16 40 53	5,186 4,823 3,968 4,458 3,996 3,254 2,685 4,063 777 1,087 1,565	27 30 34 22 20 29 18 17 9 15 23	24 29 22 20 18 25 12 15 6 13 21	3 1 12 2 2 4 6 2 3 2 2	518 500 486 506 432 459 366 340 151 242 436	6 6 3 2 - 2 4 3 1 2 8	512 494 483 504 432 457 362 337 150 240 428 591
	5,265 4,882 4,012 4,497 4,032 3,293 2,714 4,125 793 1,127	Business   5,265 79   4,882 59   4,012 44   4,497 39   4,032 36   3,293 39   2,714 29   4,125 62   793 16   1,127 40   1,618 53	Business Personal   5,265 79 5,186   4,882 59 4,823   4,012 44 3,968   4,497 39 4,458   4,032 36 3,996   3,293 39 3,254   2,714 29 2,685   4,125 62 4,063   793 16 777   1,127 40 1,087   1,618 53 1,565	Business Personal Total   5,265 79 5,186 27   4,882 59 4,823 30   4,012 44 3,968 34   4,497 39 4,458 22   4,032 36 3,996 20   3,293 39 3,254 29   2,714 29 2,685 18   4,125 62 4,063 17   793 16 777 9   1,127 40 1,087 15   1,618 53 1,565 23	Business Personal Total Business   5,265 79 5,186 27 24   4,882 59 4,823 30 29   4,012 44 3,968 34 22   4,032 36 3,996 20 18   3,293 39 3,254 29 25   2,714 29 2,685 18 12   4,125 62 4,063 17 15   793 16 777 9 6   1,127 40 1,087 15 13   1,618 53 1,565 23 21	Total Business Personal Total Business Personal   5,265 79 5,186 27 24 3   4,882 59 4,823 30 29 1   4,012 44 3,968 34 22 12   4,497 39 4,458 22 20 2   4,032 36 3,996 20 18 2   3,293 39 3,254 29 25 4   2,714 29 2,685 18 12 6   4,125 62 4,063 17 15 2   793 16 777 9 6 3   1,127 40 1,087 15 13 2   1,618 53 1,565 23 21 2	Total Business Personal Total Business Personal Total   5,265 79 5,186 27 24 3 518   4,882 59 4,823 30 29 1 500   4,012 44 3,968 34 22 12 486   4,497 39 4,458 22 20 2 506   4,032 36 3,996 20 18 2 432   3,293 39 3,254 29 25 4 459   2,714 29 2,685 18 12 6 366   4,125 62 4,063 17 15 2 340   793 16 777 9 6 3 151   1,127 40 1,087 15 13 2 242   1,618 53 1,565 23 21 2 436	Total Business Personal Total Business Personal Total Personal Business   5,265 79 5,186 27 24 3 518 6   4,882 59 4,823 30 29 1 500 6   4,012 44 3,968 34 22 12 486 3   4,497 39 4,458 22 20 2 506 2   4,032 36 3,996 20 18 2 432 -   3,293 39 3,254 29 25 4 459 2   2,714 29 2,685 18 12 6 366 4   4,125 62 4,063 17 15 2 340 3   793 16 777 9 6 3 151 1   1,127 40 1,087 15 13 2 242

- 1/ Chapter 7 cases involve the bankruptcy trustee's gathering and sale of the debtor's nonexempt assets, from which holders of claims will receive distributions in accordance with the provisions of the Bankruptcy Code. (Excerpt taken from Bankruptcy Division Public Information Series, Administrative Office of the United States Courts)
- 2/ Chapter 11 is the business reorganization chapter. This type of bankruptcy is used primarily by businesses which wish to reorganize and continue in operations after bankruptcy. The business is allowed to continue operations during the pendency of the case and a trustee is appointed only upon motion of a creditor or party in interest. The debtor is required to file a plan of reorganization. Creditors may vote on the plan and the court is required to approve it. (United States Bankruptcy Court of the District of Hawaii)
- 3/ Chapter 13 is designed for individuals with regular income who desire to pay their debts but are currently unable to do so. The primary benefit of Chapter 13 relief is the ability to repay creditors, in full or in part, in installments over a three to five year period, during which time creditors are prohibited from starting or continuing collection efforts. (Excerpt taken from Bankruptcy Division Public Information Series, Administrative Office of the United States Courts)
- 4/ On April 20, 2005, President Bush signed into law the Bankruptcy Abuse Prevention and Consumer Protection Act of 2005 ("BAPCPA"). BAPCPA made substantial changes to the Bankruptcy Code. Most BAPCPA changes apply only to cases file on or after October 17, 2005. (Excerpt taken from Bankruptcy Division Public Information Series, Administrative Office of the United States Courts)

Source: United States Bankruptcy Court of the District of Hawaii, records; Administrative Office of the United States Courts, *Bankruptcy Basics* 

<a href="http://www.uscourts.gov/bankruptcycourts/bankruptcybasics.html">http://www.uscourts.gov/bankruptcycourts/bankruptcybasics.html</a> accessed January 12, 2007.