

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW MEXICO

**Instructions for Filing Application for Waiver of the Chapter 7  
Filing Fee for Individuals Who Cannot Pay the Filing Fee in Full or in Installments**

If you cannot afford to pay the fee either in full at the time of filing or in installments, then you may request a waiver of the filing fee by completing the application and filing it with the Clerk of Court. In the District of New Mexico, you must use the local form, Application for Waiver of the Chapter 7 Filing Fee for Individuals Who Cannot Pay the Filing Fee in Full or in Installments NM OF 3B instead of official form 3B.

A judge will decide whether you have to pay the fee. By law, the judge may waive the fee only if your income is less than 150 percent of the official poverty line applicable to your family size for the applicable year and you are unable to pay the fee in installments. For a chart showing 150% of the official poverty line, go to

<http://www.uscourts.gov/bankruptcycourts/povertyguidelines2009.pdf>

For more information about the poverty guidelines, visit the website of the United States Department of Health and Human Services at <http://aspe.hhs.gov/poverty/index.shtml>.

**Required information.** Complete all items in the application and attach requested schedules. Sign the application on the last page. If you and your spouse are filing a joint bankruptcy petition, each of you must provide information as requested and sign the application.

USE OF THE NM FORM IS REQUIRED BY NM LBR 1006-1(b)

**DO NOT SUBMIT THIS INSTRUCTION PAGE WITH YOUR APPLICATION**