

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEBRASKA

(11/13)

**REQUIREMENTS AND PROCEDURES OF CLAIMANTS FOR
RELEASE OF UNCLAIMED FUNDS**

Unclaimed funds will not be released without an order signed by the Chief Judge of the Bankruptcy Court. The following items must be provided before a request will be submitted to the Judge. Any required forms that fail to be completed in their entirety may cause a delay in the processing time of the application.

Personal Identifiers or Private Information – IMPORTANT	
	Any personal identifiers or private information should be redacted before the Application is filed. Any information not redacted will be placed on the docket viewable to the public.
Application for Release of Unclaimed Dividends / Funds	
	Complete Forms UC-1A, UC1B, and UC-1C in their entirety and add any requested documentation. Forms are located: http://www.neb.uscourts.gov/unclaimed_funds/form The application must include: 1. A notarized signature of the claimant: a. If the claimant is a corporation, LLC, partnership or other entity, the claimant shall provide notarized verification that the person signing the application has the authority to do so on behalf of the entity. 2. A brief history of the claim, including the amount of the claim. 3. The current name, address, and telephone number of the claimant. 4. The social security or tax identification number of the claimant (Last four #s only)
Supporting Documentation	
	The following information must be provided in support of the Application: • A copy of photo identification, such as a driver's license, state ID card or passport of the person signing the Application. (Remember to redact personal identifiers on personal information.) • Proof of Notice to the United States Attorney (address below)
Mail a copy of the Application and supporting documents to:	
	United States Attorney Attn: Laurie Barrett 1620 Dodge St., #1400 Omaha, NE 68102-1321
Mail the original Application and supporting documents to:	
	United States Bankruptcy Court 111 South 18 th Plaza, #1125 Omaha, NE 68102-1506

Any indications of fraud will be reported to the United States Attorney's Office

If the owner of record is not the claimant:

When the claimant is not the individual or entity shown in the court records as the owner of the funds, the claimant must show proper authority to claim the funds. The court must receive the following **additional** information.

Successor Claimants:

Successor Businesses

When a successor business claimant petitions the court for release of unclaimed funds, the claimant must provide to the court the following:

- * Proof of identify of the owner of record;
- * A notarized power of attorney signed by an officer of the successor business;
- * A statement of the signing officer's authority; and
- * Documentation establishing chain of ownership from the original business claimant.

Transferred Claims

When a successor claimant holding a transferred claim petitions the court for release of unclaimed funds, the successor claimant must provide to the court the following:

- * Proof of identify of the owner of record;
- * Proof of identify of the successor claimant; and
- * Documentation evidencing the transfer of claim.

Decedent's Estate (Administrator, Executor, Representative)

When the owner of record is deceased and the decedent's estate petitions the court for release of unclaimed funds, the decedent's estate must provide to the court the following:

- * Proof of identify of the owner of record;
- * Proof of personal identity of the estate administrator; and
- * Certified copies of probate documents establishing the representative's right to act on behalf of the decedent's estate.

Claimant Representatives (i.e., funds locators)

When a representative of the owner of record or successor claimant petitions the court for release of unclaimed funds, the representative must provide to the court the following:

- * Proof of identify of the owner of record, as required under subsection (c) above;
- * A notarized, original power of attorney signed by the claimant on whose behalf the representative is acting;
- * Proof of identify of the representative; and
- * Documentation sufficient to establish the claimant's entitlement to the funds.

ECF Registered participants shall file electronically all petitions, motions, pleadings, briefs, memorandum of law, or other documents required to be filed with the Court in connection with a case. See <http://www.neb.uscourts.gov/cmecf-manuals> / CM/ECF Attorney Manual / Motions - Applications / Pay Unclaimed Fund