

To calculate the plan base needed to make sure the statutory trustee percentage fee is covered pursuant to 28 U.S.C. §586(e)(2), follow these steps:

1. Calculate the total amount that will be paid to individual creditors over the life of the plan, including any interest that will be paid on secured debts. For example, on a secured vehicle loan of \$19,000, at 5.25% interest, the total amount that will be paid on that loan over a 5-year plan is \$21,645.
2. Add up all the totals being paid to individual claimants through the plan.
3. Divide that total amount by 0.9, and the result is the necessary plan base.

To cover a 10% trustee percentage fee, which is the maximum allowable, divide by 0.9.

If fee is 9%, divide by 0.91.

If fee is 8%, divide by 0.92.

If fee is 7%, divide by 0.93.

If fee is 6%, divide by 0.94.

For example:

attorney fee (no interest)	\$4,000			
mortgage arrear (no interest)	\$12,000			
\$19,000 secured auto loan (5.25% interest)	\$21,645			
\$2,500 secured furniture loan (5.25% interest)	\$2,848			
priority tax debt (no interest)	\$8,000			
general unsecured (pro rata total)	<u>\$4,500</u>			
total payment for all claims to be paid through plan:	\$52,993			
		using 9%	using 8%	using 7%
		trustee fee	trustee fee	trustee fee
total plan base needed to cover trustee's 10% percentage fee to be paid through plan (\$52,993 divided by 0.9):	\$58,881	\$58,234	\$57,601	\$56,982