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**CLIENT ACKNOWLEDGEMENT**

I hereby acknowledge that attorney David C. Winton (“Attorney”) has specifically discussed and advised me/us prior to filing a petition in bankruptcy, of the following facts, issues and concerns, and that this acknowledgement was executed at Novato, California on \_\_\_\_\_.

1. **Material Misstatements.** I/We have been specifically advised of the possible consequences of being untruthful on—or omitting information from—my bankruptcy petition and schedules, or in testimony before the trustee or any court, and that such conduct could result in the loss of property, disallowance or forfeiture of otherwise available exemptions, denial of any otherwise available discharge, or worse, criminal proceedings.

2. **Family Debt.** I/We have been specifically advised that *debts owed to family members are debts* and must be disclosed as such on my bankruptcy schedules. I understand that I can choose to pay these debts at a later date, but that disclosure is still mandatory.

3. **Taxes.** I/We have been specifically advised that *debts owed to any federal, state or local taxing authority are debts* and must be disclosed as such on my bankruptcy schedules. I understand that these debts may or may not be dischargeable, but that disclosure is still mandatory.

4. **Interests in Businesses and Partnerships.** I/We have been advised that *an ownership interest in a business, partnership, limited liability company, corporation or Subchapter S corporation* is considered “property,” and must be disclosed on the bankruptcy schedules.

5. **Sole Proprietorships.** I/We have been specifically advised that all business activities conducted by me/us MUST be disclosed, and that *any money owed to me*, either as a “receivable” or other form of debt, *as well as any inventory or property used in such business activities*, and that any debt incurred by me in the course of such activities, *including credit cards and bank debt*, must also be fully disclosed.

6. **Reaffirmation Agreements.** I/We have been specifically advised that it is attorney’s general policy not to approve *reaffirmation agreements applicable to motor vehicles that are under-secured* (i.e., on which the amount owed exceeds the reasonable market value of the vehicle), or to execute attorney’s declarations that require attorney to state any personal opinion regarding client’s financial condition other than as strictly applicable to this bankruptcy matter.

7. **Attorney as Debt Relief Agency.** I/We have been specifically advised that *attorney is a “debt relief agency”* and that he assists people with filing bankruptcy and seeking related relief.

8. **Change of Address.** I/We have been specifically advised that it is my responsibility to keep Attorney informed of any *change of address* during the pendency of my bankruptcy case.

9. **Marital Settlement Agreements.** I/We have been specifically advised that any *marital settlement agreement or other agreement executed or negotiated in connection with a marital dissolution* may impact this bankruptcy proceeding, and that I/we must keep Attorney advised of any such agreements or other changes in marital status.

Client’s Initials: \_\_\_\_\_

10. **Transfer of Assets.** I/We have been specifically advised that it is my responsibility to immediately inform attorney if I *sell or dispose of any assets* during the pendency of my bankruptcy case

11. **Inheritances:** I/We have been specifically advised that it is my responsibility to immediately inform the trustee and/or attorney if I become the beneficiary or recipient of any *gifts, inheritances, gambling or lottery winnings, property settlements, life insurance proceeds, profits or earnings from my property* during the pendency of my bankruptcy case or during any time within 180 days of the filing of my petition.

12. **Fraudulent Conveyances.** I/We have been specifically advised that any *transfer of property, money or assets to a family member or other person within one year prior to the filing of my bankruptcy petition* must be disclosed, and that such transfers may be subject to being rescinded by the bankruptcy trustee.

13. **Non-Dischargeability.** I/We have been specifically advised that the *following types of debts and obligations are not dischargeable*, and that I may still owe such debts and obligations after my bankruptcy proceeding is over: Student loans; post-petition homeowners association dues for as long as I remain on title to any real property; drunk driving fines and victim compensation awards; child support payments; most taxes. I understand that this list is not complete, and that if I have any questions I have asked, or will ask, attorney.

14. **Shadow Inventory.** I/We have been specifically advised of the “shadow inventory” problem, that *lenders are slow to foreclose in some places and circumstances*, and that I may still have ownership responsibilities for any real property I own after my bankruptcy case is concluded.

15. **Personal Guaranties.** I/We have been specifically advised that *personal guaranties of the debts or obligations of a third party* (e.g., “cosigned” student or auto loans, personal guaranties executed in connection with a business loan, etc.) are debts and must be disclosed as such on my bankruptcy schedules.

16. **Post Foreclosure Tenancy.** I/We have been specifically advised that *how long I may stay in my home*, or my tenants may stay in any investment property I own, after foreclosure, is uncertain and unpredictable.

17. **Cancellation of Credit Cards.** I/We have been specifically advised that *issuers of credit cards that I currently use are substantially likely to cancel these accounts* after filing, but that this varies from creditor to creditor.

18. **Tax Consequences.** I/We have been specifically advised that Attorney is not an expert in tax matters, and that if I/We have questions or concerns about the impact of a bankruptcy filing on any tax obligation, *I have been advised to seek independent advice from a qualified tax expert.*

19. **Tax Refunds.** I/We have been specifically advised that *any right to a tax refund is property of the bankruptcy estate*, and that if I am currently owed any refund from any taxing authority, this must be disclosed on the bankruptcy schedules.

20. **Questions.** I/We have been specifically advised that all questions regarding the foregoing have been asked and satisfactory responses received from attorney.

Dated: \_\_\_\_\_

Dated: \_\_\_\_\_

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Please print Name

\_\_\_\_\_  
Please print Name

Client's Initials: \_\_\_\_\_