

99066002187000, 99066002187000

Request opening of insolvency proceedings

Heruntergeladen am 28.06.2025

<https://fimportal.de/xzufi-services/212546636/L100038>

Modul	Sachverhalt
Leistungsschlüssel	99066002187000, 99066002187000
Leistungsbezeichnung I	Request opening of insolvency proceedings
Leistungsbezeichnung II	
Typisierung	2/3 - Bund: Regelung (2 oder 3), Land/Kommune: Vollzug
Quellredaktion	Thüringen
Freigabestatus Katalog	unbestimmter Freigabestatus
Freigabestatus Bibliothek	unbestimmter Freigabestatus
Begriffe im Kontext	
Leistungstyp	Leistungsobjekt mit Verrichtung
Leistungsgruppierung	Insolvenz (066)
Verrichtungskennung	Eröffnung (187)
SDG-Informationsbereich	Insolvenzverfahren und Liquidation von Unternehmen
Lagen Portalverbund	Sanierung und Insolvenz (2160300)
Einheitlicher	

Modul	Sachverhalt
Ansprechpartner	Nein
Fachlich freigegeben am	12.10.2021
Fachlich freigegeben durch	TMMJV
Handlungsgrundlage	https://www.gesetze-im-internet.de/inso/BJNR286600994.html#BJNR286600994BJNG001200000 https://www.gesetze-im-internet.de/inso/BJNR286600994.html#BJNR286600994BJNG001200000
Teaser	Insolvency proceedings are court proceedings. It is used to liquidate a debtor's assets and distribute the proceeds to his creditors.
Volltext	Insolvency proceedings are court proceedings. It is used to liquidate a debtor's assets and distribute the proceeds to his creditors. Insolvency proceedings are opened only upon a petition. The creditors and the debtor are entitled to file a petition. The opening of insolvency proceedings presupposes that there is a ground for opening the proceedings. A general reason for opening insolvency proceedings is the debtor's inability to pay. If the debtor applies for commencement of insolvency proceedings, commencement may also take place in the event of the debtor's imminent insolvency. The insolvency court shall reject the application for commencement of insolvency proceedings if the debtor's assets are not expected to be sufficient to cover the costs of the proceedings. If the insolvency proceedings are opened, the insolvency court appoints an insolvency administrator and requests the creditors to lodge their claims with the insolvency administrator within a specified period.
Erforderliche Unterlagen	
Voraussetzungen	The opening of insolvency proceedings presupposes that there is a reason for opening the proceedings. A general ground for opening insolvency proceedings is the debtor's inability to pay. If the debtor applies for commencement of insolvency proceedings, commencement may also take place in the event of the debtor's imminent insolvency.

Modul	Sachverhalt
Kosten	
Verfahrensablauf	
Bearbeitungsdauer	
Frist	
weiterführende Informationen	
Hinweise	
Rechtsbehelf	If the opening of insolvency proceedings is refused, the applicant and, under certain circumstances, the debtor shall have the right of immediate appeal. If insolvency proceedings are opened, the debtor has the right of immediate appeal.
Kurztext	• Insolvency proceedings are court proceedings. It is used to liquidate a debtor's assets and distribute the proceeds to his creditors. • The opening of insolvency proceedings presupposes that there is a reason for opening the proceedings. • A general ground for opening insolvency proceedings is the debtor's inability to pay. • If the debtor applies for the opening of insolvency proceedings, an opening can also take place in the case of the debtor's imminent insolvency. • The examination of the opening of insolvency proceedings is carried out by the insolvency court. • The local court in whose district a regional court has its seat shall have exclusive jurisdiction over the insolvency proceedings as the insolvency court for the district of that regional court.
Ansprechpunkt	The competent court is the insolvency court in whose district the debtor's place of residence or business is located. In Thuringia, there are insolvency courts at the Erfurt, Gera, Meiningen and Mühlhausen local courts.
Zuständige Stelle	The examination of the opening of insolvency proceedings shall be carried out by the insolvency court. The local court in whose district a regional court

Modul

Sachverhalt

has its seat shall have exclusive jurisdiction for the insolvency proceedings as the insolvency court for the district of that regional court.

Formulare

Ursprungsportal

Request opening of insolvency proceedings, Eröffnung des Insolvenzverfahrens beantragen