

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

IN THE MATTER OF:)
) Bk. Case No:
)
) Chapter 13
Debtor(s).)
) Hearing Date:
) Response Date:

NOTICE OF MOTION UNDER 11 U.S.C. SEC. 362 (c)(4)(B)

TO: All creditors on the matrix

Michael B. Joseph, Esquire
Chapter 13 Trustee
P.O. Box 1350
Wilmington, Delaware 19899-1350

and (List secured creditors affected by stay)

The Debtor(s), _____, have filed a Motion for Application of the Automatic Stay Pursuant to 11 U.S.C. Sec. 362(c)(4)(B). Any objections to this Motion must be filed with the United States Bankruptcy Court, Clerk of the Court, 824 Market Street, Wilmington, Delaware 19899, and a copy sent to Debtor's counsel at _____ on or before _____. A hearing will be held on _____ at _____.

Counsel for Debtor

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

IN THE MATTER OF:)
) Bk. Case No:
)
) Chapter 13
Debtor(s).)

**MOTION FOR APPLICATION OF THE AUTOMATIC STAY
PURSUANT TO 11 U.S.C. SEC. 362(c)(4)(B)**

COMES NOW, (“Debtor(s)”) by and through their attorney

, who respectfully moves this Honorable Court for Application of the Automatic Stay pursuant to 11 U.S.C. Sec. 362(c)(4)(B). In support of the motion, Debtor(s) submits the following:

1. The Debtor(s) filed a voluntary petition under Chapter 13 on .
2. The Debtor(s) had filed the following Chapter 13 cases: (List date filed and case numbers) (“prior cases”).
3. The prior cases were dismissed as follows: (List case number and date of dismissal)
4. Debtor(s) submits that the current Chapter 13 case is filed in good faith.
5. Debtor(s) submits that there are changed circumstances that will allow the current case to succeed wherein the prior cases had not, as follows: (specify the facts and circumstances that will justify the imposition of the stay).
5. Debtor(s) home is necessary for an effective reorganization.

WHEREFORE, Debtor(s), having demonstrated good faith, requests that this Court enter the automatic stay pursuant to 11 U.S.C. Sec. 362(c)(4)(B).

Counsel for Debtor

VERIFICATION:

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Debtor

Dated: _____

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ORDER

HAVING REVIEWED AND CONSIDERED the Debtor(s) Motion for Application of the Automatic Stay, and after good faith demonstrated:

IT IS SO ORDERED THAT:

The Automatic Stay is entered pursuant to 11 U.S.C. Sec. 362(c)(4)(B).

SO ORDERED this _____ day of _____, 200 _.

UNITED STATES BANKRUPTCY JUDGE