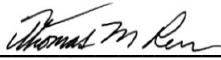


Below is an order of the court.



THOMAS M. RENN
U.S. Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF OREGON

In re

LOCAL BANKRUPTCY RULES
AMENDMENT

GENERAL ORDER NO. 23-1

Pursuant to 28 U.S.C. § 2071, Federal Rule of Bankruptcy Procedure 9029(a), and Federal Rule of Civil Procedure 83(a), and as authorized by United States District Court for the District of Oregon by LR 2100-2(b), I certify that the judges of this court have, effective December 1, 2023—

ADOPTED the attached amendments to the local bankruptcy rules and local bankruptcy forms of this district.

###

2023 Local Rule Changes

Rule 1001-1. Local Rules—Title, Numbering Sequence, Scope, & Effective Date.

[...]

- (d) **Effective Date.** These LBRs supersede all prior LBRs and general orders of the court pertaining to local rules, and ~~govern all matters pertaining to bankruptcy cases pending in this court under any chapter of the Code on and after take effect on~~ December 1, 202~~3~~2, ~~and all related adversary proceedings.~~
-

Rule 2002-1. Notices to Creditors and Other Interested Parties.

[...]

(b) **Notice of Intent to Take Proposed Action.**

- (1) **Template.** A notice of intent to take proposed action when an LBF does not exist may be single-spaced, must begin at least 1" from the top of the page, and must be in substantially the following form:

[...]

YOU ARE NOTIFIED that unless you file an objection to this notice no later than [insert number of days in objection period, excluding any additional time provided by FRBP 9006] days after the service date [if notice time has been shortened under LBR 2002-1(b)(2), add “per order shortening notice period docketed as docket # (insert number)”], and set forth the specific grounds for the objection and your relation to the case, with the clerk of court at ~~[insert the address for the office in Portland or Eugene, whichever is administering the case]~~ 1050 SW 6th Ave #700, Portland, OR 97204 or 405 E 8th Ave #2600, Eugene, OR 97401 and serve it on [insert name, address and phone number of party proposing the action], the undersigned will proceed to take the proposed action without further notice or a hearing.

[...]

- (2) **Shortened Notice Period or Limited Notice.** LBR 9013-1(b)(3) applies to a notice governed by FRBP 2002. To request a shortening of the notice period for any notice of intent or motion, a filer must:

- ~~(A) — before filing the notice of intent or motion, submit a separate motion to shorten time and attach the notice of intent or motion containing the proposed notice period as an exhibit;~~
- ~~(B) — immediately submit a proposed order granting the motion to shorten time; and~~
- ~~(C) — if the motion to shorten time is granted, reference the order shortening time in the notice period of the notice of intent or motion.~~

[...]

- (j) **Limited Notice to Creditors Whose Claims are Filed.** ~~To the extent permitted by FRBP 2002(h) and an LBF, a notice required by FRBP 2002(a) may be mailed to the entities listed in FRBP 2002(h) in lieu of those listed in FRBP 2002(a) If an LBF allows for limited notice under this rule, the court directs that notice may be limited to each entity listed in FRBP 2002(h) if the applicable time period described in FRBP 2002(h) has passed.~~

Rule 2015-1. Trustee—Reports, Accounts, Notices, & Destruction of Records.

[...]

(b) Chapter 11.

- (1) **Monthly Financial Report.** ~~For each month or portion thereof after the order for relief, ^tThe DIP; or, if the debtor is not in possession, the trustee if one has been appointed, must file a the financial report required by FRBP 2015(a)(3) in the form prescribed by the UST each month. Each month's report must be filed no later than by the 21st day of the next month. The filing of a full, complete, and accurate report in the form designated by the UST constitutes compliance with FRBP 2015(a).~~

(2) Final Account.

(A) General.

- (i) In a case other than one in which the plan has been confirmed under § 1191(b), the ~~following~~ entity who has the primary responsibility for performing the plan must complete and file an LBF 1195 final account and application for final decree and closing order no later than 120 days after entry of a plan confirmation order: (I) an agent

~~appointed the entity appointed under the plan to serve after confirmation or, (II) if no agent is appointed, the proponent. If an LBF 1195 is not filed by that deadline within 120 days after entry of the confirmation order, the~~ entity must file a status report no later than 120 days after entry of the confirmation order and every 180 days thereafter until the LBF 1195 application for a case closing order is filed. The status report must explain why the LBF 1195 has not yet been filed and what needs to occur before it will be filed, and the report must estimate when it will be filed.

(ii) In a case in which the plan has been confirmed under § 1191(b), the trustee must file a status report no later than 120 days after entry of the confirmation order and every 180 days thereafter until the discharge of the trustee. The status report must explain why the trustee has not yet been discharged and what needs to occur before the trustee will be discharged and estimate when the trustee will be discharged.

(B) Upon Order of Confirmation, Conversion, Transfer, or Dismissal. ~~A court-appointed trustee must file~~ The chapter 11 trustee must file an LBF 1198 final account re confirmed, converted, dismissed, or transferred case no later than 35 days after entry of the order.

[...]

Rule 3001-1. Claims—General.

[...]

(c) Chapter 12 or 13.

[...]

(2) Motion by Debtor for Payment of Untimely Filed Claim. A debtor seeking to have a claim filed by the debtor on behalf of a creditor treated as timely must file a motion on LBF 1365.

[...]

Rule 3015-1. Chapter 12 or 13—Plan & Payments.

(a) **Chapter 12.** A plan must be filed on LBF 1200.05.

(b) **Chapter 13.**

[...]

(8) ~~Postconfirmation~~ **Motions for Approval to Buy, Sell, Encumber Interests, Use, Lease, or Dispose of Interest in Property.**

~~(A) Debtor Motions. After confirmation, a~~ **(A) Debtor Motions.** Any motions by chapter 13 debtors for approval to buy, sell, or encumber interests in property (including by refinancing a lien or modifying a loan) must be filed on LBF 1301, and any motions by chapter 13 debtors for approval to use, lease, or dispose of an interest in property must be filed on LBF 1302. Proposed orders on these motions must be lodged on LBF 1301.5 and LBF 1302.5, respectively.

~~(B) Creditor Motions. Motions by creditors for approval of loan modifications must be filed on LBF 1301, and proposed orders thereon must be lodged on LBF 1301.5.~~ **(B) Creditor Motions.** Motions by creditors for approval of loan modifications must be filed on LBF 1301, and proposed orders thereon must be lodged on LBF 1301.5.

[...]

Rule 3015-2. Chapter 12 or 13—Plan Amendment.

[...]

(b) ~~Preconfirmation. If a proposed amendment is filed 28 days or more before a confirmation hearing, the proponent must attach the amended plan to LBF 1355.05 and serve it under that form.~~ Any amended plan ~~may not~~ must be filed ~~fewer than at least~~ 28 days before the then-pending confirmation hearing, ~~and the proponent must attach the amended plan to LBF 1355.05 and serve it under that form.~~ **LBF 1355.05 and serve it under that form.**

[...]

Rule 4004-1. Grant or Denial of Discharge.

(a) **Chapter 12 or 13 Hardship Discharge.** A debtor moving for a hardship discharge under § 1228(b) or § 1328(b) must file and serve ~~a notice of~~ the motion on LBF 1378.

[...]

Rule 6006-1. Executory Contracts or Unexpired Lease.

A DIP must use LBF 765 to move for authority to reject an unexpired lease or executory contract and must use LBF 765.5 to lodge proposed orders thereon.

Rule 5005-4. Electronic Filing.

- (a) **Administrative Procedures.** ~~The Administrative Procedures for *the Electronically Filing Case Documents File System* (Administrative Procedures) (LBF 125) governs ECF and its use, and govern in the event of a conflict between the Administrative Procedures and an LBR, LBF, or GO. Each provision and procedure in the most current version of the Administrative Procedures available when a document is filed applies to filing the document.~~

[...]

Rule 7004-1. Service of Process.

- (a) This rule and LBR 7005-1 apply to service under FRBP 7004 of a complaint in an adversary proceeding or of a document initiating a contested matter.
- (b) If service is made other than by mailing or delivery to an individual party, the certificate—and the address to which any service is made by mailing—must state the relationship of the recipient to the party served. For example, if service on a corporation is made by mailing to a registered agent, the address of the recipient must include the words “Registered Agent,” as well as the party’s name and the registered agent’s name and mailing address. A certificate of service may be made on LBF 305.

- Cross-reference: Service & Certificate of Service – LBR 7005-1.

Rule 7005-1. Service & Certificate of Service.

- (a) **Applicability.** This rule applies to service under FRBPs 7004 and 7005.

(ab) Service Requirements.

- ~~(1) A document served under FRBP 7004 must also be served on any attorney of record for the party served.~~
- ~~(21) When service of a document prepared and filed by an entity is required by FRCP 5(b), the service must be made ~~contemporaneously with the act of filing on the day the document is filed.~~~~
- ~~(32) When the court delivers a notice to serve a document to an entity, service must be made under the notice.~~

(bc) Certificate of Service.

- (1) **General.** A certificate of service must be incorporated in, attached to, or accompany, each filed document or group of documents when service of the document or documents using paper is required. If a period of time in which a response will be timely begins to run on the service date, the certificate of service itself must be served with the document to which it refers unless the service date is clearly set out in the document.
- (2) **Content.** A certificate of service ~~for document escribed in (1)~~ must include a clearly identified list of the names, addresses, and methods for service on all parties served using paper.

~~Cross-reference: Service of Process—LBR 7004-1.~~

~~Rule 7008-1. Consent to Entry of Final Orders or Judgment—Complaint.~~

~~A complaint, counterclaim, cross-claim, or third-party complaint must state whether the pleader consents to the judge's entry of final orders or judgment. The pleader's failure to timely make that statement waives any objection to the judge's entry of final orders or judgment.~~

~~Rule 7012-1. Consent to Entry of Final Orders or Judgment—Responsive Pleading.~~

~~A responsive pleading must state whether the pleader consents to the judge's entry of final orders or judgment. The responsive pleader's failure to timely make that statement waives any objection to the judge's entry of final orders or judgment.~~

Rule 9006-1. Time Periods.

(a) Request for Extension of a Time Limit or Continuance of Evidentiary Hearing. A request for extension of a time limit or for continuance of any evidentiary hearing must be by motion supported by a certification demonstrating good cause, appropriate use of prior time, and that the continuance is being requested at the earliest time practical. The motion must state the number of prior continuances, that the moving party has consulted with the opposing counsel regarding the request, and whether the opposing counsel consents or objects to the requested continuance. This subdivision applies even if all parties stipulate to the continuance.

(b) Request for Continuance of Nonevidentiary Hearing.

(1) A request must state each affected party’s response to the request or attempts that have been made to gain each party’s consent.

(2) If the continuance request is granted, the movant must serve notice of the date, time, and location of the continued hearing on all affected parties and file a certification of that service within two business days after receiving the information from the court.

Cross-references:

- Shortened Notice Period or Limited Notice – LBR 2002-1(b)(2).
- Shortened Notice Period or Limited Notice – LBR 9013-1(b)(3).

Rule 9009-1. Forms—Local (LBF) & Official (OF).

[...]

(b) Applicable Version. When filed, an LBF or OF must be on the most current version available at the time of filing. If a trustee is specifically ~~named~~ identified in an LBF’s preprinted text as the filer, the filing party trustee must use ~~the version of the LBF naming the case trustee~~ that LBF and, if applicable, lodge any proposed order on the corresponding LBF.

[...]

Rule 9011-1. Attorney—Duties.

- ~~(a) — **Notice of Settlement.** A movant or plaintiff must promptly inform the court when a contested matter or adversary proceeding is settled.~~
- ~~(b) — **Request for Extension or Continuance.**~~
- ~~(1) — **Evidentiary Hearing.** A request for extension of a time limit or for continuance of any evidentiary hearing must be by motion supported by a certification demonstrating good cause, appropriate use of prior time, and that the continuance is being requested at the earliest time practical. The motion must state the number of prior continuances, that the moving party has consulted with the opposing counsel regarding the request, and whether the opposing counsel consents or objects to the requested continuance. This subdivision applies even if all parties stipulate to the continuance.~~
- ~~(2) — **Nonevidentiary Hearing or Conference.**~~
- ~~(A) — A request must state each affected party's response to the request or attempts that have been made to gain each party's consent.~~
- ~~(B) — If the continuance request is granted, the movant must serve notice of the date, time, and location of the continued hearing on all affected parties, and file a certification of that service within two business days after receiving the information from the court.~~
- ~~(c) — **Reminders to the Court of Matter Under Advisement for More Than 60 Days.**~~
- ~~(1) — **Initial Reminder.** In the event a judge has under advisement any matter, including a motion or decision in a bench trial, more than 60 days, each party affected by the matter must send the judge a letter particularly describing the matter and stating the date the matter was taken under advisement.~~
- ~~(2) — **Continuing Reminders.** If a matter remains under advisement for more than 105 days, each affected party must send a letter similar to the one required in (1) to the judge and to the chief judge of the court promptly, and at intervals of 45 days thereafter.~~

Rule 9013-1. Motion Practice—Contested Matters.

- (a) Adversary Proceeding LBRs Applicable to Contested Matters.**

[...]

(2) ~~Certificate of Service.~~ LBRs ~~7004-1 and 7005-1~~ applyies.

[...]

~~(7) Jurisdiction. LBR 7008-1 and 7012-1 apply to a motion not prepared on an LBF.~~

~~(87) Nonfiling of Discovery Documents.~~ LBR 7026-1(b) applies.

~~(98) Oral Argument/Telephone Appearance.~~ LBR 7007-1(d) applies.

~~(109) Prefiling Conference Certification.~~ LBR 7007-1(a) applies to a motion within a pending contested matter, but it does not apply to one initiating a contested matter.

(b) **Notice and Service of Motion.**

(1) **Title.** Each motion that is not prepared on an LBF must include in the title ~~on the first page~~ of the document the names of the parties, if any, against whom the motion requests specific relief. If there is insufficient room to include the names of all those parties in the title ~~on the first page~~, the ~~first page title~~ must refer to the location in the document where their names appear.

(2) **Notice of Motion.** Each motion must include a notice of motion unless (A) the motion is filed using an LBF or OF, (B) another LBR directs otherwise, (C) the motion seeks to convert or dismiss a bankruptcy case unless filed by a chapter 13 trustee, (D) the motion is filed under FRBP 3002.1, (E) the motion is unopposed, joint, or stipulated, (F) the motion seeks relief that the court can grant without notice and a hearing (for example, a motion to extend or shorten time or for FRBP 2004 examination), or (G) the motion requests expedited consideration. The notice must precede the substantive motion and must be in substantially the following form:

Notice. If you oppose the relief sought in this motion, you must file a written objection with the bankruptcy court no later than [insert number of days in objection period, excluding any additional time provided by FRBP 9006 (see LBR 9013-1(c)(1)(A))] days after the date listed in the certificate of service below. If you do not file an objection, the court may grant the motion without further notice. Your objection must set forth the specific grounds for objection and your relation to the case. The objection must be received by the clerk of court at ~~[insert the address for the office in Portland or Eugene, whichever is administering the case]~~ 1050 SW 6th Ave #700, Portland, OR 97204 or 405 E 8th Ave #2600, Eugene, OR 97401 by the deadline specified above. [Include the following sentence only if motion is not filed by an ECF Participant] You must also serve the objection on [insert name, address, and phone number of movant] within that same time.

- (3) **Shortened Notice Period or Limited Notice.** ~~LBR 2002-1(b)(2) applies.~~ To request a shortened notice period for, or limitation of the entities who must receive, any notice governed by FRBP 2002 or any motion, a filer must—
- (A) before filing the notice or motion, file a separate motion to shorten time or limit notice and attach as an exhibit the proposed notice or motion;
 - (B) for a motion in a pending adversary proceeding or contested matter, state whether the requested time-shortening or notice-limiting is opposed by any other party;
 - (C) for a motion that will initiate a contested matter, state whether the requested time-shortening or notice-limiting is opposed by any of (1) the parties, if any, against whom the motion requests specific relief, (ii) any standing or other appointed trustee, (iii) any appointed committee of creditors or equity security holders, and (iv) the UST;
 - (D) immediately lodge a proposed order granting the motion to shorten time or limit notice; and
 - (E) if the motion to shorten time or limit notice is granted, refer to the order shortening time or limiting notice in the notice of intent or motion.
- (4) **Motion for Emergency Order.** If moving for entry of an emergency order, the movant must immediately notify the chambers of the presiding judge after filing the emergency matter.

Rule 9018-1. Documents Filed Under Seal or Submitted Unfiled for Review in Chambers.

[...]

- (b) **Sealed Documents.** A motion to seal a filed document must address the application of FRBP 9018. A document must not be filed under seal or submitted to the clerk for filing under seal until an order has been entered allowing the sealing. A proposed order must state the names of all individuals authorized to view the document without prior written approval.

[...]

Rule 9019-1. Settlement & Compromise.

[...]

(e) Notice of Settlement.

(1) If a trustee is a party to the settlement, the trustee must use the appropriate LBF if one is available.

(2) A movant or plaintiff must promptly inform the court when a contested matter or adversary proceeding is settled.

[...]

Rule 9021-1. Order or Judgment—Entry of; Costs.

[...]

Cross-references:

[...]

- ~~● Reminders to the Court of Matter Under Advisement for More Than 60 Days—LBR 9011-1(c).~~

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____

Debtor

CHANGE OF ADDRESS FOR A CREDITOR

Instructions: This form may be filed by either a creditor or the debtor to change a creditor's address. If the debtor files this form and the creditor has filed a proof of claim with a different address than the new address listed below, the court will send notices to both the address listed on the proof of claim and the new address listed below.

Address changes for debtors must be filed on [Local Bankruptcy Form \(LBF\) 101D](#). Other parties may file an address change, which must include the case number, debtor's name, date, and the filer's signature.

A debtor who wishes to add a new creditor to the case—or to add a previously missing address for a listed creditor—must file [LBF 728](#) and pay the required filing fee.

Creditor Name: _____

Old Address:

New Address:

Creditor Phone Number: _____

If you are a creditor who has already filed a claim, please enter the claim number and check the appropriate box. Filing an amended claim is not necessary to update an address.

Claim No. _____

Please use the new address for: Notices only Payments Only Notices and Payments

I certify that the above information is true and correct.

Date

Signature (required)

Type/Print Signer's Name

OSB# (if attorney)

Signer's Phone # and Relation to Case

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

**ADMINISTRATIVE PROCEDURES FOR
ELECTRONICALLY FILING CASE DOCUMENTS**

Introduction

These procedures apply to the electronic filing of documents in the court's Electronic Case File (ECF) system. They are to be used in conjunction with each applicable Local Bankruptcy Rule (LBR) and Local Bankruptcy Form (LBF) adopted by this court.

For the purposes of ECF and these procedures, the term "file" and all derivations thereof shall apply to all documents submitted to the court for any purpose.

See also [LBR 5005-4](#).

ECF Registration

1. Participants

- A. Each attorney admitted to practice in this court and currently in good standing, and trustees and creditors, shall be eligible to request a login for the ECF system to permit the person to participate in the electronic filing and service of documents in accordance with these procedures.
- B. Other parties may also be eligible to request a login for possible ECF participation upon approval of the chief bankruptcy judge.

2. Registration Requests

- A. To request a login, each applicant for ECF participation must obtain a PACER account and then register through PACER for the appropriate type of user access.
- B. Activation
 - i. The clerk's office will review e-filing registrations.
 - ii. An email will be sent to the person who made the request upon activation of the login or rejection of the request.
- C. See the contact lists for the [Eugene](#) and [Portland](#) offices on the [court's website](#) for court staff to contact with questions about ECF registration and training.

3. It is the participant's responsibility to keep their e-mail address up to date.

4. To withdraw ECF registration, submit a deactivation request through PACER.

Filing of Documents

5. General

A. Portable Document Format (“PDF”)

- i. Each document must be submitted in PDF format.
- ii. Per LBR 9001-1(x), a PDF filed via ECF may not be created by scanning a paper document—even if the scanning process produces it in a text-searchable format—unless the original document could not be electronically created by, or a version electronically created by a third party could not be accessed by, the party filer.
- iii. Before filing, a scanned document must be verified as legible.

B. No text or formatting provided by the court in an LBF may be altered in any way.

C. Embedded fonts are recommended within a PDF document. Supported fonts include, but are not limited to:

- Courier (Regular, Bold, Oblique, and Bold Oblique)
- Helvetica (Regular, Bold, Oblique, and Bold Oblique)
- Arial (Regular, Bold, Italic, and Bold Italic)
- Times (Regular, Bold, Italic, and Bold Italic)
- Times New Roman (Regular, Bold, Italic, and Bold Italic)

D. Exception to Electronic Filing Requirement for Residential Rental Cure

Per LBR 4001-1(d), any debtor’s petition submitted with a rent deposit for cure per § 362(l)(1) must be filed on paper.

E. Irrelevant Documents

Participants must not file irrelevant documents (for example, blank notice of hearing forms attached to another form such as a motion).

F. Documents to be Filed Under Seal

- i. Participant must electronically file a motion to file documents under seal before filing documents under seal.
- ii. If a motion to file under seal is granted, use the designated ECF menu item (that is, Sealed Document) to file the documents under seal.

G. Adversary Proceeding Cover Sheet

An adversary proceeding cover sheet should not be filed with an electronically filed complaint.

6. Exhibits & Attachments

A. Pleadings

All documents that form part of an electronically filed pleading (responses filed together with a notice of hearing, exhibits, etc.) shall be filed as a single document, under one docket entry, except to comply with maximum file size requirements or if otherwise instructed by the court.

B. Trial Lists, Exhibits, and Memoranda

All witness lists, exhibit lists, exhibits, and trial memoranda must be electronically filed using ECF.

7. Orders & Judgments

A. All proposed orders and judgments, unless otherwise provided, must be submitted electronically.

B. An application or motion must be entered on the docket prior to submitting the order/judgment electronically unless the order or judgment is stipulated.

C. Do not lodge a proposed order or judgment unless it is timely to do so (see LBR 9021-1(b)).

D. All orders/judgments submitted electronically must conform to the formatting requirements of LBR 9021-1(b)(4).

Electronic Documents Filed in Error

8. Once a document is electronically entered into the ECF system, it becomes part of the permanent case record (see LBR 5005-4).

9. A document incorrectly filed in a case may be a result of a number of things such as attaching the wrong PDF file to a docket entry, selecting the wrong document type from the menu, or entering the wrong case number, and not catching the error before the transaction is completed.

10. Correcting Errors

- A. Immediately call the court after an error is discovered and have the case number and the document name/number for which the correction is being requested.
- B. Do not refile documents unless it was initially filed in the wrong case or are advised to do so by the court.
- C. ECF will not permit participants to make changes to the document or docket entry once the transaction has been accepted. If appropriate, the court will make an entry indicating a document was filed in error.

Data Required to be Entered into ECF by Participant

- 11. The participant that files a document is solely responsible for the entry and accuracy of any data on that document that is also required to be entered in ECF. The clerk may not compare data provided on an electronically filed document with data from that document which is required to be entered into ECF by the filer.
- 12. A participant that enters data into ECF incorrectly must notify the court and take all steps necessary to notify interested parties of the error (for example, if hearing information in a notice was incorrect, notify recipients of the notice to inform them of the error).

**U.S. BANKRUPTCY COURT FOR THE DISTRICT OF OREGON
AUDIO RECORDING OF COURT PROCEEDINGS ORDER FORM**

Instructions: Complete the form below and submit to the court with your payment, unless: <ul style="list-style-type: none"> • you have an ECF account. Please e-file your request. No form is necessary. • you want an audio recording of a meeting of creditors. Contact the U.S. Trustee at (503) 326-4000 for Portland division cases and (541) 465-6330 for Eugene division cases. 			
Name of Person Requesting		Phone # (include extension if applicable)	
Email Address where Audio Link will be sent: GMark this box if you do not have an email address. The court will notify you by telephone when the audio request is completed and ready to be picked up. If requesting that a CD be mailed to you, include an appropriately sized self-addressed stamped envelope with adequate postage.			
Address	City	State	Zip Code
Bankruptcy Case Name	Bankruptcy Case #		Adversary Case # (if applicable)
HEARING INFORMATION A separate form must be completed for each court proceeding. Date of Proceeding: _____ Time of Proceeding: _____ Do you want a recording of the entire court proceeding? Yes G No G If No, please describe below:	FORMAT REQUESTED G For playback using Windows Audio Format on standard PC media players. G For playback using FTR format which must be played using FTR player available as a free download from www.fortherecord.com . G For playback on any audio CD player (not available when requesting recording via audio link).		COST REQUIREMENTS Each audio recording of a court proceeding is \$34.00. Payment is required before a request can be processed. Make checks or money orders payable to "Clerk, U.S. Bankruptcy Court". Audio requests are ordinarily completed within two business days of receipt and may be expedited upon request.

Mail Orders: Please send your check/money order along with this form to:

U.S. Bankruptcy Court, 1050 SW 6th Ave. #700, Portland OR 97204 for cases assigned to Judges McKittrick, Hercher, and Pearson. Phone: (503) 326-1500

U.S. Bankruptcy Court, 405 E 8th Ave. #2600, Eugene OR 97401 for cases assigned to Judge Renn. Phone: (541) 431-4000

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____
Amended

Debtor

**NOTICE OF DEBTOR'S AMENDMENT OF
MAILING LIST OR SCHEDULES D, E/F, G,
OR H**

Notice

The debtor has filed the attached amended mailing list or schedules.

If you are being added as a creditor to the mailing list or schedules and the deadlines to file a proof of claim or complaint under 11 U.S.C. § 523(c) or § 727 have passed, a discharge granted to the debtor may not discharge the debt owed to you.

If you are a creditor being deleted from the mailing list or schedules—

- You may not receive any further notices, and
- If this is a chapter 9 or 11 case, a proof of claim must be filed by the later of (a) 30 days from the service date of this notice or (b) the latest time fixed by the court.

You should contact your attorney with any questions.

Filing Instructions for Debtor

1. File this form to—

- add or delete creditors from the mailing list or Schedules D, E/F, G, or H;
- add addresses for creditors that were missing from the mailing list or Schedules D, E/F, G, or H filed with the petition; or
- change the amount or classification of a debt listed on Schedules D or E/F.

Payment of an amendment filing fee is required.

2. Adding or deleting creditors:

- If filing in paper, include a creditor mailing list with only the new or deleted creditors listed in the format required by Local Bankruptcy Form (LBF) 104. Be sure to label each set of changes with "Add" or "Delete."

- If e-filing via ECF, enter the names and addresses of creditors being added or deleted, and use the appropriate ECF event to amend schedules or mailing lists. But, if more than two are being deleted, include a creditor mailing list with only the deleted creditors listed in the format required by LBF 104 rather than entering the deleted creditors' names in the event.
3. If amending Schedules D, E/F, G, or H, label amended schedules as "Supplemental," include only the new information, and file them with this notice.
 4. Amending Schedules D or E/F:
 - Individual debtors must file the amended schedules with OF 106Sum.
 - Other debtors must file the amended schedules with OF 206Sum.
 5. If the case is closed, file a separate motion to reopen with the applicable filing fee.
 6. To file an address change for a previously listed creditor, use LBF 101C instead of this form.

Service Instructions for Debtor

7. When adding creditors, serve each new creditor with this notice, and a copy of any of the following documents that have already been filed in this case:
 - A. The notice of meeting of creditors (also called notice of bankruptcy case) that includes all 9 digits of any social security number (SSN) or individual taxpayer identification number (ITIN).
 - B. Each applicable amended schedule.
 - C. If this is a chapter 7 case, any order fixing time for filing a proof of claim.
 - D. If this is a chapter 9, 11, 12, or 13 case—
 - If the plan has not yet been confirmed, the notice of any pending confirmation hearing, all related documents sent with that notice and, in a chapter 13 case, the most recent proposed plan; or
 - If the plan has been confirmed, the most recent confirmation order and the most recent confirmed plan.
 - E. If this is a chapter 11, 12, or 13 case: any notice of modification of plan including attachments if the deadline for objection has not passed.
 - F. If this is a chapter 9 or 11 case—

- The names and addresses of the chairperson and any attorney for each official committee of creditors or equity security holders and
 - The notice of any pending hearing on a disclosure statement, with attachments.
8. When deleting creditors, changing a creditor status (for example, undisputed to disputed), or reducing a creditor's claim, serve each affected creditor with this notice and the applicable amended schedules.

Certificate of Compliance

The undersigned debtor or debtor's attorney certifies that all applicable requirements above have been completed and the attachments are true and correct or were individually verified by the debtor.

Date

Signature

Type or Print Signer's Name and Phone No.

Debtor's Address & Taxpayer ID#s (last 4 digits)

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No.
Amended

Debtor

**TRUSTEE'S OBJECTION TO CLAIMED
EXEMPTIONS**

Notice to Debtor

The trustee in this bankruptcy case, _____,
has filed this objection to your claimed exemptions.

Your exemptions may be disallowed. You should read these papers carefully and discuss them with your attorney if you have one.

If you do not want the court to disallow your exemptions, then, within 14 days from the service date below, you or your attorney must do one of the following:

1. Obtain a written withdrawal of the objection by the trustee. To obtain a withdrawal, you may need to provide the trustee with any documentation supporting your exemption that was not included when you filed your exemption with the court. You should send this documentation to the trustee at the service address listed at the bottom of the objection. The written withdrawal of the objection must be filed with the court within 14 days of the service date below.
2. Prepare a written response to the objection, explaining your position, and file both the written response and a certificate showing a copy of the response has been served on the trustee at the service address listed at the bottom of the objection with the clerk at 1050 SW 6th Ave #700, Portland, OR 97204 or 405 E 8th Ave #2600, Eugene, OR 97401. If you mail your response to the court for filing, you must mail it early enough so that the court will receive it within 14 days of the service date below.

If you or your attorney do not take one of these steps within 14 days of the service date below, the court may decide that you do not oppose the objection to your claim and disallow your exemption without further notice or a hearing.

Objection to Exemption

1. The undersigned trustee objects to the debtor's claim of exemption in Schedule C (ECF No.) in the following property under the provisions of 11 U.S.C. § 522(l) and Federal Rule of Bankruptcy Procedure (FRBP) 4003:

2. The trustee objects to the above exemption for the following reasons [*check all applicable reasons*]:

Amount of claimed exemption exceeds available exemption.

Exemption does not apply to the asset.

(In a joint case) The debtor claiming the exemption does not have an interest in the asset.

Claimed exemptions include both federal and state exemptions.

Other:

3. The undersigned moves that the exemption be [*check applicable boxes*]:

Disallowed in full.

Allowed in the amount of \$ _____.

Other:

Date: _____ Signature: _____

Name: _____

Service Address: _____

Phone #: _____

Email Address: _____

Certificate of Service

I certify that on _____ (service date) this objection was delivered or mailed pursuant to FRBP 4003(b)(2) to the debtor and debtor’s attorney and to any person filing the list of exempt property and that person’s attorney. The names, addresses, and methods used for service are as follows [*attach additional page if necessary*]:

Printed Name

Signature

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____
Amended

Debtor

**ORDER ON TRUSTEE'S OBJECTION
TO CLAIMED EXEMPTIONS**

Based on the trustee's objection to claimed exemptions (ECF No. _____), IT IS ORDERED that the claim of exemption in the property described in the objection be disallowed or allowed as follows:

Disallowed in full.

Allowed in the amount of \$ _____.

Other:

###

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____
Amended

Debtor

**NOTICE OF INTENT TO COMPENSATE
PROFESSIONAL**

1. The trustee or debtor in possession (DIP) filed an interim report (copy attached) showing total receipts of \$ _____, disbursements of \$ _____, and a balance on hand of \$ _____.
2. The interim report also shows this exact language in response to the following questions:
 - a. A distribution to creditors is expected [*to be completed for chapter 7 cases; give the date or estimated time period, or, if stating "None," also state reasons why not*]:
 - b. The trustee or DIP is currently obligated to pay a maximum of \$ _____ for administrative and operating expenses owed to non-professionals. [*If case converted from chapter 11 to 7*] The maximum amount of all timely filed claims for chapter 11 administrative expenses is \$ _____.
 - c. The trustee or DIP believes the sum of \$ _____ could be disbursed for compensation and administrative expenses at this time without jeopardizing the viability of the estate.
3. The following application(s) for interim compensation have been filed by professionals appointed by the court to perform services for the estate:

Applicants [*state profession and relation to case*] Compensation Expenses

4. The party giving notice certifies the information in paragraphs 1-3 is true and correct.

NOTICE IS GIVEN that unless an interested party files a written objection to any application listed above, setting forth the specific grounds for the objection, within 21 days of the service date below, with the clerk at 1050 SW 6th Ave. #700, Portland OR 97204 or 405 E 8th Ave. #2600, Eugene OR 97401, the court may, if a proposed compensation order is submitted to it with this notice and a verified statement that no objections were filed attached to the order, sign the order without further notice or a hearing. You may contact the party giving notice if you have further questions.

Date	Name of Party Giving Notice	Phone #
Address		
<i>[If notice given on behalf of DIP]</i> DIP's Address & Last 4 Digits of Tax ID#		

I certify that, if required by FRBP 2002(a)(6), on _____, the interim report and this notice were served on the debtor(s), any trustee, U.S. trustee, all creditors (or, per Local Bankruptcy Rule 2002-1(j), if the applicable time period described in FRBP 2002(h) has passed, only on each entity that is listed in FRBP 2002(h)), and their attorneys; and any application(s) for interim compensation were served on the debtor(s), any creditor's committee, and their attorneys. A list of the names, addresses, and methods for service on all parties served using paper is attached. The notice served on creditors did not include the attachment, but any creditor may obtain a copy of the attachment upon request.

Signature of Party Giving Notice

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____
Amended

**NOTICE OF INTENT TO SELL REAL OR
PERSONAL PROPERTY, COMPENSATE
REAL ESTATE BROKER, AND/OR PAY
ANY SECURED CREDITOR'S FEES AND
COSTS; MOTION FOR AUTHORITY TO
SELL PROPERTY FREE AND CLEAR OF
LIENS; AND NOTICE OF HEARING**

Debtor

[Do not use to sell personally identifiable
information about individuals]

Notice

NOTICE IS GIVEN that _____ (movant),
the _____ [*enter movant's role in the case (for example,
debtor or trustee)*], intends to sell the property described below and moves for authority
to sell the property free and clear of liens under 11 U.S.C. § 363(f). Movant's address and
phone number are:

The holders of liens of which the movant requests the property be sold free and clear are
[*list lienholders*]:

If you wish to object to any aspect of the sale or fees disclosed in paragraph 7 or 15, you
must--

1. Attend the hearing set in paragraph 3 below; and
2. Within 21 days after the service date in paragraph 17 below, file with the clerk at
1050 SW 6th Ave. #700, Portland OR 97204 or 405 E 8th Ave. #2600, Eugene OR
97401:

- a. a written objection stating the specific facts upon which the objection is based, and
 - b. a certificate of service of the objection on the movant.
3. A hearing on the motion and any objections to the sale or fees, which
is [check this box only if directed to do so by the court]
is not
an evidentiary hearing at which witnesses may testify, is scheduled as follows:

Date: _____ **Time:** _____

Location: Courtroom # _____, _____

Telephone Hearing [See [Local Bankruptcy Form \(LBF\) 888](#), Telephone Hearing Requirements.]

Call In Number: (888) 684-8852

Access Code: 5870400 for Judge David W. Hercher (dwh)
1238244 for Judge Peter C. McKittrick (pcm)
4950985 for Judge Teresa H. Pearson (thp)
3388495 for Judge Thomas M. Renn (tmr)

Video Hearing. To connect, see www.orb.uscourts.gov/video-hearings.

If no timely objection is filed, an order may be lodged and the hearing may be canceled. Parties are encouraged to check the hearing calendar at <https://www.orb.uscourts.gov> after the objection deadline has passed.

Motion

The movant moves for authority to sell the property free and clear of liens under § 363(f) as follows--

- 1. The specific subsections of § 363(f) movant relies on for authority to sell the property free and clear of liens are [specify for each lienholder]:

2. Buyer's name and relation or other connection to debtor:

3. General description of the property [*if real property, state street address here and attach legal description as an exhibit to the notice filed with the court*]:

4. A copy of the full property description or inventory may be examined or obtained at:

5. The property may be previewed at [*include time and place*]:

6. Other parties to the transaction and their relationship to the debtor are:

7. The gross sale price is: \$ _____.

All liens on the property total \$ _____, of which movant believes a total of \$ _____ need not be paid as secured claims (because the lien is invalid, avoidable, etc., the lienholder consents to less than full payment, or part or all of the underlying debt is not allowable).

Secured creditor also seeks reimbursement of \$ _____ for fees and costs.
Total sales costs will be: \$ _____.

All tax consequences have been considered, and it presently appears that the sale will result in net proceeds to the estate after payment of valid liens, fees, costs, and taxes of approximately: \$ _____.

8. The sale is is not [*check one*] of substantially all of the debtor's assets. Terms and conditions of sale:

9. Competing bids must be submitted to the movant no later than _____ and must exceed the above offer by at least _____ and be on the same or more favorable terms to the estate.

10. Summary of all available information regarding valuation, including any independent appraisals:

11. If paragraph 7 indicates little or no equity for the estate, the reason for the sale is:

and expenses and taxes resulting from the sale will be paid as follows:

12. (Chapter 11 cases only) The reason for proposing the sale before confirmation of a plan of reorganization is:

13. The following information relates to liens on the property which are listed in priority order:

Name	Service Address [See <i>Federal Rule of Bankruptcy Procedure (FRBP) 7004</i>]	Approx. Lien Amount	Indicate Treatment at Closing (Fully Paid, Partially Paid, or Not Paid.)

Of the liens listed in this paragraph designated to be fully paid, movant does not request that the sale be free and clear but moves for authority to pay them in full.

14. Any liens not fully paid at closing will attach to the sale proceeds in the priority they attach to the property. Any proceeds remaining after paying liens, expenses, taxes, commissions, fees, costs, or other charges as provided in this motion, must be held in trust until the court orders payment.

15. (If real property) The court appointed real estate broker, _____ will be paid _____.

16. If this is a chapter 11 case, this motion complies with the guidelines set forth in [LBF 363](#), *Procedures re: Motions for Sale of All or Substantially All Assets*.

17. I certify that on _____ this document was served, under FRBP 7004, on the debtor, trustee (if any), U.S. trustee, each named lienholder at the address listed above, the creditors' committee chairperson (if any), and their attorneys; and (unless movant is a chapter 7 trustee) that it was also sent on that date, pursuant to FRBP 2002(a), to all creditors and all parties as listed in the court's records that were obtained on _____, a copy of which is attached to the document filed with the court.

18. For further information, contact:

Date

Signature & Relation to Movant

(If debtor is movant) Debtor's Address & Last 4 Digits of Taxpayer ID#

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____
Amended

Debtor

Adv. Proc. No. _____

Plaintiff

v.

**MOTION TO SETTLE AND COMPROMISE
ADVERSARY PROCEEDING, AND ORDER
THEREON**

Defendant

The undersigned trustee, _____, moves to settle and compromise the above adversary proceeding upon the following terms:

The facts and law supporting approval of the settlement are:

###

Date

Trustee

Service Address

Name of Attorney for Trustee

Service Address

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____
Amended

Debtor

**MOTION TO SETTLE AND COMPROMISE,
AND ORDER THEREON**

The undersigned trustee, _____, moves to settle and compromise the following described dispute upon the following terms:

The facts and law supporting approval of the settlement are:

###

Date

Trustee

Service Address

Name of Attorney for Trustee

Service Address

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____
Amended

Debtor

**NOTICE OF MOTION AND MOTION FOR
AUTHORITY TO ASSUME UNEXPIRED
LEASE OR EXECUTORY CONTRACT**

Notice of Motion

If you oppose the relief sought in this motion, you must file a written objection with the bankruptcy court no later than 14 days after the date listed in the certificate of service below. If you do not file an objection, the court may grant the motion without further notice. Your objection must set forth the specific grounds for objection and your relation to the case. The objection must be received by the clerk of court at 1050 SW 6th Ave #700, Portland, OR 97204 or 405 E 8th Ave #2600, Eugene, OR 97401 by the deadline specified above or it may not be considered.

[*Check one*]:

Within that same time, you must also serve the objection on [*insert name, address, and phone number of movant*]:

You need not serve the objection because the movant's counsel is an ECF participant and will receive notice electronically.

Motion

1. The trustee, _____, moves the court for authority to assume executory contract or unexpired lease pursuant to 11 U.S.C. § 365(a) and Federal Rule of Bankruptcy Procedure (FRBP) 6006 as set forth below.
2. Description of contract or lease:

3. The facts and law supporting the trustee's authority to assume executory contract or unexpired lease are:

Trustee's or Trustee's Attorney's Signature OSB#, if attorney

Address

Phone #

Certificate of Service

I certify that on _____, copies of this motion and all attachments thereto were served on the debtor and all parties to the contract or lease. The following is a list of the names, FRBP 7004 service addresses, and methods for service on all parties served using paper:

Signature

OSB#, if attorney

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____
Amended

Debtor

**ORDER ON MOTION FOR AUTHORITY TO
ASSUME UNEXPIRED LEASE OR
EXECUTORY CONTRACT**

This matter having come before the court on the *Notice of Motion and Motion for Authority to Assume Unexpired Lease or Executory Contract* (ECF No. _____), and the court finding good cause,

IT IS ORDERED that:

The trustee is authorized to assume the executory contract or unexpired lease in accordance with the terms set forth in the motion.

The trustee is authorized to assume the executory contract or unexpired lease in accordance with the terms set forth in the motion, but with the following modifications:

The motion is denied.

#

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____
Amended

Debtor

**NOTICE OF MOTION AND MOTION FOR
AUTHORITY TO REJECT UNEXPIRED
LEASE OR EXECUTORY CONTRACT**

Notice of Motion

If you oppose the relief sought in this motion, you must file a written objection with the bankruptcy court no later than 14 days after the date listed in the certificate of service below. If you do not file an objection, the court may grant the motion without further notice. Your objection must set forth the specific grounds for objection and your relation to the case. The objection must be received by the clerk of court at 1050 SW 6th Ave #700, Portland, OR 97204 or 405 E 8th Ave #2600, Eugene, OR 97401 by the deadline specified above or it may not be considered.

[*Check one*]:

Within that same time, you must also serve the objection on [*insert name, address, and phone number of movant*]:

You need not serve the objection because the movant's counsel is an ECF participant and will receive notice electronically.

Motion

1. The trustee or debtor in possession, _____, moves the court for authority to reject an unexpired lease or executory contract pursuant to 11 U.S.C. § 365(a) and Federal Rule of Bankruptcy Procedure (FRBP) 6006 as set forth below.
2. Description of contract or lease:

3. The facts and law supporting the movant's authority to reject the unexpired lease or executory contract:

Movant's or Movant's Attorney's Signature OSB#, if attorney

Address and, if Movant is the Debtor, Last 4 Digits of Debtor's Taxpayer ID#

Phone #

Certificate of Service

I certify that on _____ copies of this motion and all attachments thereto were served on the debtor and all parties to the contract or lease. The following is a list of the names, FRBP 7004 service addresses, and methods for service on all parties served using paper:

Signature

OSB#, if attorney

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____
Amended

Debtor

**ORDER ON MOTION FOR AUTHORITY TO
REJECT UNEXPIRED LEASE OR
EXECUTORY CONTRACT**

This matter having come before the court on the *Notice of Motion and Motion for Authority to Reject Unexpired Lease or Executory Contract* (ECF No. _____), and the court finding good cause,

IT IS ORDERED that:

The motion is granted.

The motion is denied.

###

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____
Amended

Debtor

**NOTICE OF MOTION FOR RELIEF FROM
AUTOMATIC STAY IN A CHAPTER 11/12
CASE AND NOTICE OF HEARING
THEREON**

Notice

YOU ARE NOTIFIED THAT:

1. A motion was filed by _____ for relief from the automatic stay protecting the debtor(s) and debtor's property, as provided by 11 U.S.C. § 362.
2. The name and address of the moving party's attorney or, if not attorney, the moving party are:
3. If you wish to resist the motion you must, within 14 days of the service date shown below, file a written response with the clerk at 1050 SW 6th Ave. #700, Portland OR 97204 or 405 E 8th Ave. #2600, Eugene OR 97401. If the response is served in paper, you must also file a certificate showing the response has been served on the moving party's attorney.
4. A response must state the facts upon which relief from the automatic stay is resisted. See [Local Bankruptcy Form \(LBF\) 720.50, Procedures re: Relief from Stay](#), for details.
5. If you file a timely response, a hearing on the motion, which
is [*check this box only if directed to do so by the court*]
is not
an evidentiary hearing at which witnesses may testify, will be held as follows:

Date: _____ **Time:** _____

Location: Courtroom # _____, _____

Video Hearing. To connect, see www.orb.uscourts.gov/video-hearings.

Telephone Hearing [See [LBF 888](#), *Telephone Hearing Requirements*.]

Call-In Number: (888) 684-8852

Access Code: 5870400 for Judge David W. Hercher (dwh)

1238244 for Judge Peter C. McKittrick (pcm)

4950985 for Judge Teresa H. Pearson (thp)

3388495 for Judge Thomas M. Renn (tmr)

Other _____

If no timely response is filed, the hearing may be cancelled. Parties are encouraged to check the hearing calendar at <https://www.orb.uscourts.gov> after the response deadline has passed.

6. If a timely response is not filed, then either:

- a. The court may sign an order without further notice, submitted by the moving party, granting relief from the stay; or
- b. The stay will expire under the terms of 11 U.S.C. § 362(e).

Certificate of Service

I certify that on _____ (1) this notice, (2) [LBF 720.50](#) if this notice was served on paper, (3) [LBF 888](#) if this notice was served on paper and a telephone hearing will be held, and (4) the motion, were served pursuant to Federal Rule of Bankruptcy Procedure (FRBP) 4001 and FRBP 7004 on the debtor, U.S. trustee, trustee, members of any committee appointed pursuant to 11 U.S.C. § 1102 or its authorized agent (or, if no committee, on all creditors included on the list filed pursuant to FRBP 1007(d)), and their respective attorneys.

Signature of Moving Party or Attorney

OSB #

(If debtor is movant) Debtor's Address & Last 4 Digits of Taxpayer ID#(s)

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____
Amended

**APPLICATION FOR [check one]
INITIAL
SUPPLEMENTAL/ADDITIONAL
CHAPTER 12 DEBTOR'S ATTORNEY'S
COMPENSATION**

Debtor

The applicant, _____, by and through the undersigned, pursuant to 11 U.S.C. § 331 and Local Bankruptcy Rule (LBR) 2016-1, applies for compensation as marked above for the period from _____ to _____, and certifies the following is true and correct:

- The following pre-filing compensation has been received in connection with this case [indicate date, amount, payer, payer's relation to case, and description for all monies and any other consideration received]:
- Applicant requests allowance of compensation for legal services of \$ _____ and expenses of \$ _____ for a total of \$ _____.
- Applicant's prior requests for compensation in this case are as follows:

Date of Application	Amount Requested		Amount Allowed		Amount Received		Payment Source
	Fees	Expenses	Fees	Expenses	Fees	Expenses	

Totals: \$ \$ \$

4. Applicant has not shared or agreed to share any compensation received or to be received for services rendered in connection with this case, except with a regular member, partner or associate of Applicant's firm.
5. The rate of compensation, number of hours and requested fee for each person included in this application are summarized as follows:

<u>Name & Initials</u>	<u>Title</u>	<u>Hourly Rate</u>	<u>Number of Hours</u>	<u>Requested Fee</u>
----------------------------	--------------	--------------------	------------------------	----------------------

6. Attached and incorporated herein by reference are the following schedules [*check all that apply*]:

Schedule A - A narrative summary of services provided including total hours and resulting benefits to the estate of each activity category. [*Preferred, but only mandatory if application exceeds \$3,000*]

Schedule B - [*If this is the Initial Application for Compensation*] A brief narrative and itemization detailing all case related pre-petition fees. [*Itemization mandatory; narrative mandatory if compensation requested in the application exceeds \$3,000*]

Schedule C - An itemized billing setting forth a description of each event, including the date, amount of time spent, and name of the person performing each event. [*Mandatory*]

7. Applicant's expense reimbursement requests do not exceed the sums specified in LBR 2016-1, except to the extent specifically explained below:

I certify that, if required by FRBP 2002(a)(6), on _____, copies of this application, all attachments thereto, and the required notice of application prepared on [Local Bankruptcy Form 1214.5](#) were served on the debtor, trustee, and U.S. trustee; and a separate copy of only the notice was served on all creditors (or, per LBR 2002-1(j), if the applicable time period described in FRBP 2002(h) has passed, only on each entity that is listed in FRBP 2002(h)). A list of the names, addresses, and methods for service on all parties served using paper is attached. The notice served on creditors did not include the attachment, but any creditor may obtain a copy of the attachment upon request.

Applicant's Signature Date

Type or Print Applicant's Name OSB#

Applicant's Telephone Number

Applicant's Service Address

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____
Amended

**NOTICE OF APPLICATION FOR [check
one] INITIAL
SUPPLEMENTAL/ADDITIONAL
COMPENSATION FOR CHAPTER 12
DEBTOR'S ATTORNEY**

Debtor

The debtor's attorney named below has applied for compensation from debtor's estate as marked above for legal services rendered in the sum of \$_____; now, therefore,

NOTICE IS GIVEN that the debtor's attorney may submit an order allowing the compensation requested above unless, within 21 days of the service date below, an interested party:

- Files a written objection, setting forth the specific grounds for the objection, with the clerk at 1050 SW 6th Ave. #700, Portland OR 97204 or 405 E 8th Ave. #2600, Eugene OR 97401, and
- Serves the objection on the debtor's attorney, the U.S. trustee, and the trustee whose name and service address is:

Unless an order is submitted and signed, the trustee will not pay the requested compensation.

Type or Print Debtor's Attorney's Name

Attorney's Service Address

Phone #

I certify that on _____ this notice and [Local Bankruptcy Form 1214](#) were served on the debtor, trustee, and U.S. trustee; and this notice was served on the attached list of creditors as required by Federal Rule of Bankruptcy Procedure (FRBP) 2002(a)(6) (or, per Local Bankruptcy Rule 2002-1(j), if the applicable time period described in FRBP 2002(h) has passed, only on each entity that is listed in FRBP 2002(h)).

Signature of Party Giving Notice

Signer's Relationship to Applicant

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____
Amended

Debtor

**NOTICE OF MOTION AND MOTION TO
BUY, SELL, OR ENCUMBER INTEREST IN
PROPERTY IN A CHAPTER 13 CASE**

NOTICE

1. YOU ARE NOTIFIED that the motion below was filed by _____
_____ [enter name of movant], who is _____
_____ [enter role in case] in the case, to [check all that apply]:
 - Buy property
 - Sell property
 - Encumber property (including refinance of property and loan modification)
2. If you wish to object to the motion, you must, within 21 days after the service date in paragraph 5 below, file with the clerk at 1050 SW 6th Ave. #700, Portland OR 97204 or 405 E 8th Ave. #2600, Eugene OR 97401 a written objection stating the specific facts upon which the objection is based, and include a certificate of service of the objection on the movant.
3. **Failure to Object.** If you fail to file a timely objection, then the court may sign an order without further notice, submitted by the moving party on Local Bankruptcy Form 1301.5, granting the relief requested in the motion.
4. This document constitutes the notice required by Local Bankruptcy Rule 2002-1.
5. I certify that on _____ this document was:
 - a. served under Federal Rule of Bankruptcy Procedures (FRBP) 7004, on the debtor, chapter 13 trustee, U.S. trustee, each holder of liens or encumbrances on the property, and their attorneys; and
 - b. was sent, pursuant to FRBP 2002(a), to all creditors and all parties as listed in the court's records that were obtained on _____, a copy of which is attached to the document filed with the court.
6. For further information, contact [enter name and contact information of movant's attorney, or, if no movant's attorney, movant]:

Date

Signature & Relation to Movant

Movant's Address and, if movant is debtor, last 4 Digits of Taxpayer ID#

MOTION

Information About the Property

[Movant must complete this entire section]

1. **Description of the Property** *[for example, real property address; car model, year, and VIN; or manufacturer and serial number]:*

Is the property the debtor's primary residence? Yes No

Additional property description attached? Yes No

2. **Description of Existing Liens and Encumbrances on the Property, Listed in Priority Order** *[for property debtor is purchasing, do not include liens and encumbrances of the existing owner that will be satisfied at the closing of the purchase]:*

Name of Holder	Approximate Amount	Interest Rate	Maturity Date	Proposed Treatment (fully paid, partially paid, or not paid)

Additional information on existing liens and encumbrances attached? Yes No

Relief Requested

[Movant must complete each applicable part of this section; inapplicable parts of this section may be left blank.]

3. **Motion to Approve Purchase of Property.** Debtor hereby moves for the authority to purchase the property described in paragraph 1 of this motion. In support of this motion, debtor provides the following information--

Name of seller:

Relationship of seller to debtor:

Purchase price: \$

Anticipated closing date:

Other relevant terms of purchase:

Source of funds for purchase:

4. **Motion to Approve Sale of Property.** Debtor hereby moves for the authority to sell the property described in paragraph 1 of this motion. In support of this motion, debtor provides the following information--

Name of buyer:

Relationship of buyer to debtor:

Sale price: \$

Anticipated closing date:

Other relevant terms of sale:

Anticipated net proceeds:

Disposition of anticipated net proceeds (other than payment of liens and encumbrances described in paragraph 2 of this motion):

5. **Motion to Approve Encumbrance of Property** (including refinance of property and loan modification). Movant hereby moves for the authority for debtor to encumber the property described in paragraph 1 of this motion. In support of this motion, movant provides the following information—

Encumbrance type: New Loan Refinance Loan Modification

Name of lender:

Relationship of lender to debtor:

Principal amount of loan: \$

Interest rate:

Loan term/maturity date:

Payment amount and terms [*for example, monthly, interest only with balloon or fully amortizing, payable only after prior debt*]:

Closing costs:

Lien position [*senior lien, second position lien, etc.*]:

Amount of cash debtor will receive from refinance: \$0 \$

Use of any cash debtor receives:

If this is a refinance or loan modification, explain how the new terms compare with the prior terms:

Points and Authorities

[Movant must complete this entire section]

6. **Basis for Relief.** Movant asserts that the court should grant the relief requested because:

7. **Chapter 13 Trustee Position on this Motion.** Movant or movant's counsel has conferred with the chapter 13 trustee, and the trustee:

Consents to this motion

Opposes this motion

Takes no position on this motion

Other:

8. **Plan**

a. Does the chapter 13 plan contemplate the relief requested herein? Yes No

b. Effect of Requested Relief on Plan or Plan Payments. Check all that apply:

Satisfies an arrearage or other secured debt being paid in the plan.

Movant anticipates debtor will have an increased a reduced housing expense of \$_____ compared to the amount listed in the most recently filed Schedule J.

Net proceeds will be used to complete debtor's obligations under the plan.

Net proceeds will be used to pay all creditors in full.

Other:

9. Exhibits

In support of this motion, movant hereby attaches the following exhibits [*for example, purchase and sale agreement, note, deed of trust, preliminary title report, estimated closing statement*]:

None

Exhibits:

Exhibit Number <i>[for example, Exhibit B]</i>	Exhibit Description <i>[for example, purchase and sale agreement, note, deed of trust, preliminary title report, estimated closing statement]</i>

10. Declarations

In support of this motion, movant hereby attaches the following declarations:

None

Declarant names:

Date

Signature & Relation to Movant

Movant's Address and, if Movant is Debtor, last 4 Digits of Taxpayer ID#

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____
Amended

Debtor

**ORDER ON MOTION TO BUY, SELL, OR
ENCUMBER INTEREST IN PROPERTY IN A
CHAPTER 13 CASE**

This matter having come before the court on the *Notice of Motion and Motion to Buy, Sell, or Encumber Interest in Property in a Chapter 13 Case* (ECF No. _____), and the court finding good cause,

IT IS ORDERED that the motion is:

Granted. The debtor is authorized to buy, sell, or encumber (including refinance of property and loan modifications) its interest in the following property, including street address and legal description if real property:

in accordance with the terms set forth in the motion.

Granted. The debtor is authorized to buy, sell, or encumber (including refinance of property and loan modifications) its interest in the following property, including street address and legal description if real property:

in accordance with the terms set forth in the motion, but with the following modifications:

Denied

###

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____
Amended

Debtor

**CHAPTER 13 DEBTOR'S ATTORNEY'S
SUPPLEMENTAL-COMPENSATION
APPLICATION; AND ORDER AND NOTICE
THEREON**

1. This application is made by debtor's attorney (applicant).
2. In applicant's Chapter 13 Debtor's Attorney's Compensation Disclosure and Application on Local Bankruptcy Form (LBF) 1305, applicant selected [*check one*]:
 - Schedule 2.(a)
 - Schedule 2.(b)
 - Schedule 3.

3. This application [*check one*] is is not applicant's final application in this case.
4. Applicant has previously been allowed compensation and expense reimbursement in the plan-confirmation order and any prior LBF 1307s in the total amount of \$_____. The court has previously awarded compensation and expense reimbursement to another attorney representing the debtor in the total amount of \$_____.
5. Applicant applies for supplemental allowance of compensation and expense reimbursement totaling \$_____ for the period _____ through _____. An itemized statement of services rendered and expenses incurred is attached [*see instruction below regarding the period to be covered by this statement*]. If this application is granted, the total amount allowed will be \$_____. If this application is final, it includes \$_____ in anticipated additional fees to complete the case. Other information affecting the amount requested, such as discounts included, is as follows:

6. Allowance of this application will [*mark all that apply*]—

not affect the distribution to creditors.

delay the distribution to creditors by approximately ____ months.

reduce the estimated distribution to general unsecured creditors from _____% to _____%

increase the total amount that the debtor will pay into the plan.

not change the length of the plan, which is estimated to be ____ months.

change the estimated length of the plan from ____ months to ____ months.

not require the payment of additional funds, because the trustee currently holds sufficient funds to pay the requested fees and expenses.

other: _____.

7. If applicant has previously shared any compensation or there exists any agreement or understanding between applicant and any other entity for the sharing of compensation received or to be received for services rendered in or in connection with this case, other than as a member or regular associate of a firm of attorneys, the details of the sharing or sharing agreement, other than those disclosed in LBF 1305 or a prior LBF 1307, are as follows:

Date

Applicant's Signature

Type or Print Applicant's Name OSB#

Applicant's Telephone Number

Applicant's Service Address

CERTIFICATE OF SERVICE

I certify that on _____ a copy of this application and order thereon (without attachments) and any Notice of Hearing prepared by the court per the judge's order were served on the debtor and, if the total amount requested exceeds \$1,000, on all creditors (or, per Local Bankruptcy Rule (LBR) 2002-1(j), if the applicable time period described in FRBP 2002(h) has passed, only on each entity that is listed in FRBP 2002(h)). I have attached a clearly identified list of the names, addresses, and methods for service on all parties served using paper. The application served on creditors did not include the attachment, but any creditor may obtain a copy of the attachment upon request to applicant.

Signature & Relation to Applicant

INSTRUCTIONS

Do not serve this application until the judge has signed it at the top of the first page.

No application may be filed (a) if Schedule 1 was selected on LBF 1305, (b) to request fees and expenses less than \$500 on a nonfinal LBF 1307, (c) sooner than six months after the last to be filed of the LBF 1305 or the most recent prior LBF 1307, if any, (d) after filing a final LBF 1307, or (e) after 28 days after service of the trustee's notice of plan completion (LBR 2016-1(e)(3)(A)).

If Schedule 2.(b) was selected—and even if an LBF 1306 was filed—the first LBF 1307 must include an itemized statement of all services rendered and expenses incurred in contemplation of or in connection with the case, both before and after the petition date, and it must reflect the paid amounts listed in the LBF 1305 and amounts allowed in the confirmation order (LBR 2016-1(e)(3)(B)).

The presumptively reasonable compensation for preparation of each LBF 1307 is \$100 (LBR 2016-1(e)(3)(C)).

If allowance of the compensation requested in an LBF 1307 will require a plan modification, the debtor must, within 28 days after allowance of this application, file either a Notice of Postconfirmation Amendment of Plan on LBF 1355.10 and a proposed amended plan on the appropriate LBF or a statement why none has been filed. (LBR 2016-1(e)(3)(D)).

Period to be covered by itemized statement of services required by paragraph 5:

- For the first LBF 1307 filed by an applicant who selected Schedule 2.(a) in LBF 1305, the period begins the day after the court entered the order confirming plan.
- For the first LBF 1307 filed by an applicant who selected Schedule 2.(b) in LBF 1305, the period begins the first date of the services for which applicant sought compensation in the LBF 1305 (paragraph 4.c.i).
- For any second or subsequent LBF 1307, the period begins the day after the prior application period ended.

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____
Amended

Debtor

**ORDER CONFIRMING PLAN AND
RESOLVING MOTIONS**

The debtor's plan having been provided to creditors and the Court having found that it complies with 11 U.S.C § 1325, now, therefore IT IS ORDERED—

1. The debtor's plan dated _____, as modified by any amendment shown in paragraph 12, is confirmed.
2. The terms of this order are subject to any objection filed within 21 days after entry of this order by *[list, alphabetically and one per line, the name and a service address for any creditor whose address is not listed in paragraphs 6, 8, or 12]*:

3. The debtor shall incur no credit or debt obligations during the life of the plan without the trustee's written consent unless made necessary by emergency or incurred in the ordinary course of operating the debtor's business. Unless waived by the trustee in writing, the debtor shall report immediately, upon receipt of notice of the change, to the trustee if actual or projected gross annual income exceeds by more than 10% the gross income projected by the debtor in the most recently filed Schedule I. Except for those amounts listed in the schedules, the debtor shall report immediately to the trustee any right of the debtor or debtor's spouse to a distribution of funds (other than regular monthly income) or other property which exceeds a value of \$2,500.00. This includes the right to disbursements from any source, including, but not limited to, bonuses and inheritances. Any such funds to which the debtor becomes entitled shall be held by the debtor and not used without the trustee's permission, or, if such permission is not obtained, a court order. The debtor shall not buy, sell, use, lease (other than a lease of real property in which the debtor will reside), encumber or otherwise dispose of any interest in: (a) real property; or (b) personal property with a value exceeding \$10,000.00 outside the ordinary course of business without notice to all creditors and the trustee, with an opportunity for hearing unless such property is acquired through the use of credit and the trustee's permission is obtained pursuant to the first sentence of this paragraph.
4. During the life of the plan, the debtor(s) shall timely file all required tax returns and provide copies of all tax returns to the trustee each year immediately upon filing with the taxing authority. The debtor's failure to pay post-petition tax and/or domestic support obligations may constitute cause for dismissal of the debtor's Chapter 13 case under § 1307(c).
5. (a) Per the filed *Chapter 13 Debtor's Attorney's Compensation Disclosure and Application* ([Local Bankruptcy Form \(LBF\) 1305](#)), compensation to debtor's counsel of \$ _____ is approved.

(b) If Schedule 2(b) was selected, and the fees and expenses as certified at the end of this document are less than those estimated on the filed LBF 1305, fees and expenses in the amount of \$ _____ are approved.

A total of \$ _____ has been paid, leaving \$ _____ to be paid as funds become available per paragraph 2(b)(4) of the plan.

6. The value of collateral securing debts due holders of secured claims is fixed at the values stated in the plan or the modifications in paragraph 12 below, only if any valuation motion was included in the plan and served as required under Federal Rule of Bankruptcy Procedures (FRBP) 7004, or the allowed amount of the secured claim

was fixed by consent of the concerned secured creditor. In all other circumstances, the value of such collateral, if contested, shall be established through the claims process or otherwise, as provided in title 11 or the FRBP. Executory contracts and unexpired leases are assumed or rejected as provided in the plan or the modifications in paragraph 12 below. The name and service address for each creditor affected by this paragraph are *[list alphabetically and only one creditor per line]*:

7. Nothing in the proposed plan or in this order shall be construed to prohibit the trustee from prevailing in any adversary proceedings filed under §§ 544, 545, 547, 548 or 549.
8. (a) Pursuant to § 522(f)(1)(A) the court hereby avoids the following judicial liens *[list alphabetically, only one per line, and include each creditor's name and service address]*:

(b) Pursuant to § 522(f)(1)(B) the court hereby avoids the following non-purchase money liens *[list alphabetically, only one per line, and include each creditor's name and service address]*:

9. The debtor, if operating a business without a tax account, shall open a separate bank account and promptly deposit all sums withheld from employees' wages and all employer payroll taxes, and shall make no disbursements from such account except to pay tax liabilities arising from payment of wages.
10. All payments under the confirmed plan shall be paid no later than 5 years after the date the first payment was due under 11 USC §1326(a)(1). If all payments are not completed by that date, the case may be dismissed.
11. All creditors to which the debtor is surrendering property pursuant to the plan are granted relief from the automatic stay to effect possession and to foreclose.
12. The debtor moves to amend the plan by interlineation as follows, which amendments are allowed and become part of the confirmed plan *[list, alphabetically and one per line, the name and a service address for any creditor whose address is not listed in paragraph 6; for changes to plan language, but not added language, set out the old and new language in different forms, for example by striking through deleted language and underlining new language]*:

13. Creditors with prepetition claims excepted from the debtor's discharge are enjoined from initiating any collection actions against the debtor until this case is closed, dismissed, or converted to another chapter under title 11, unless they obtain relief from this order.
14. The trustee is authorized to commence disbursements in accordance with the plan.
15. In the event this case is converted to chapter 7, and the chapter 13 trustee possesses funds aggregating more than \$2,500.00 at the time of conversion, the chapter 13 trustee shall forward all such funds to the debtor, in care of the debtor's attorney, if any, 10 days after the first scheduled §341(a) meeting in the chapter 7 case unless, prior to that date, the chapter 7 trustee files and serves a written objection pursuant to § 348(f)(2). In the event the funds in the trustee's possession at such time aggregate \$2,500.00 or less, or in the event this case is dismissed, the Chapter 13 trustee shall forward all funds in the trustee's possession to the debtor in care of the debtor's attorney, if any. Nothing in this paragraph is to be construed as a determination of the rights of the parties to such funds.
16. All mortgage creditors are granted relief from the automatic stay and co-debtor stay to negotiate with the debtor and co-debtor regarding modification of the underlying loan agreements, providing that any modification must receive the written consent of the trustee or be approved by order of the Court in order to become effective. Negotiations with represented debtors must be with debtor's counsel who may consent to the creditor communicating directly with the debtor.

###

I certify that on _____ I served this order on the trustee for submission to the court.

[To be completed if debtor's attorney elected to be paid per Schedule 2(b) on LBF 1305]
 I further certify under penalty of perjury that, through _____, I have incurred hourly fees of \$ _____, and expenses of \$ _____, for a total of \$ _____. A total of \$ _____ has been paid to me for the fees and expenses, leaving \$ _____ to be paid through the plan. I have contemporaneous time and expense records and will provide an itemization of my fees and expenses to the court or any party in interest in this case upon request.

Approved: _____
 Trustee

 Debtor or Debtor's Attorney

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____
Amended

Debtor

**ORDER CONFIRMING PLAN AND
RESOLVING MOTIONS**

The debtor's plan having been provided to creditors and the court having found that it complies with 11 U.S.C. § 1325, now, therefore IT IS ORDERED—

1. Debtor's plan (ECF No. _____) is confirmed, and all relief requested in the plan is granted. All references to the plan are to the plan as modified by any amendment shown in paragraph 5 below.
2. The terms of this order are subject to any objection filed within 21 days after entry of this order by *[list, alphabetically and one per line, each creditor's name and service address]*:

6. Additional provisions, if any:

###

I certify that on _____, I provided this order to the trustee for submission to the court.

Debtor or Debtor's Attorney

Approved: _____
Trustee

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____
Amended

Confirmation Hearing Date: _____

Debtor

**ORDER CONFIRMING PLAN AND
RESOLVING MOTIONS**

The debtor's plan having been provided to creditors and the court having found that it complies with 11 U.S.C. § 1325, now, therefore **IT IS ORDERED**:

1. Debtor's plan (ECF No.) is confirmed, and all relief requested in the plan is granted. All references to the plan are to the plan as modified by any amendment shown in paragraph 5 below.
2. The terms of this order are subject to any objection filed within 21 days after entry of this order by *[list, alphabetically and one per line, each creditor's name and service address]*:

6. Additional provisions, if any:

###

I certify that on _____ I provided this order to the trustee for submission to the court.

Debtor or Debtor's Attorney

Approved: _____
Trustee

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____
Amended

Debtor

**NOTICE OF POSTCONFIRMATION
AMENDMENT OF PLAN**

The proponent:

who is *[state role in case; if creditor, also state type of claim and any business name]*:

and whose address is:

certifies by and through the undersigned that:

1. An amended plan dated _____ was attached to this notice and filed with the clerk.
2. The confirmed plan (ECF No. _____) remains in full force and effect unless the amended plan becomes the plan.
3. The trustee's name and address are:

4. *[If proponent is the debtor, check one of the following two options]:*

Attached, and verified as true and correct, are updated versions of Schedules A/B including present amount of any secured debt on property, Schedules I and J, and a copy of the latest real property tax assessment statement.

The trustee has waived the requirement of updated Schedules A/B, I and J, and a copy of the latest real property tax assessment. Debtor will provide those documents promptly upon request by any interested party or the court.

5. Prior to filing this plan with the clerk, a separate summary of the amendments, the plan, all schedules and statements required by paragraph 4 above, and any other pertinent information were served on the trustee who: (a) approved the plan, either affirmatively or by failure to notify proponent of an objection within 14 days of the date the plan was served, or (b) requested amendments which were unacceptable to the proponent.
6. I certify that, on _____, this notice and the amended plan described above were served on the debtor(s), any debtor's attorney, the trustee, the U.S. trustee, and all creditors (or, per Local Bankruptcy Rule 2002-1(j), if the applicable time period described in FRBP 2002(h) has passed, only on each entity that is listed in FRBP 2002(h)). A list of the names, addresses, and methods for service on all parties served using paper is attached. The notice served on creditors did not include the attachment, but any creditor may obtain a copy of the attachment upon request.

Date	Signature
	Relation to Proponent, Phone #, and OSB# (if any)
	Last 4 Digits of Debtor's Tax ID#(s) [<i>If proponent is the debtor</i>]

NOTICE IS GIVEN THAT the amended plan described above will become the plan pursuant to 11 U.S.C. § 1329(b) (if a chapter 13 case) or 11 U.S.C. § 1229(b) (if a chapter 12 case) unless, within 21 days of the service date in paragraph 6 above, the trustee or other interested party:

- (1) files a written objection, setting forth the specific grounds for the objection, with the clerk at 1050 S.W. 6th Ave. #700, Portland OR 97204 or 405 E 8th Ave. #2600, Eugene OR 97401; and
- (2) serves the objection on the proponent and the trustee named in paragraph 3 above.

The terms of the previously entered confirmation order continue to apply except to the extent such terms are inconsistent with the amended plan.

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____
Amended

Debtor

**NOTICE OF MOTION AND CHAPTER 12 OR
CHAPTER 13 DEBTOR'S MOTION FOR
ALLOWANCE OF AND FUTURE PAYMENT
ON UNTIMELY FILED CLAIMS**

Notice of Motion

If you oppose the relief sought in this motion, you must file a written objection with the bankruptcy court no later than 14 days after the date listed in the certificate of service below. If you do not file an objection, the court may grant the motion without further notice. Your objection must set forth the specific grounds for objection and your relation to the case. The objection must be received by the clerk of court at 1050 SW 6th Ave #700, Portland, OR 97204 or 405 E 8th Ave #2600, Eugene, OR 97401 by the deadline specified above or it may not be considered.

[Check one]:

Within that same time, you must also serve the objection on *[insert name, address, and phone number of movant]*:

You need not serve the objection because the movant's counsel is an ECF participant and will receive notice electronically.

Motion

1. The debtor moves the court for an order allowing and providing for future payments on the untimely claims filed by the debtor on behalf of the following creditors with the status (priority, secured, or unsecured) and amount shown as if such claims were timely filed:

<u>Creditor Name and Service Address</u>	<u>Claim No.</u>	<u>Status</u>	<u>Amount</u>
--	------------------	---------------	---------------

Any creditor listed above that does not timely object to this motion may have its claim allowed and will share in payments as provided in the debtor's plan for that type of claim as if such claim had been timely filed. If the debtor completes the plan or seeks a hardship discharge, the debtor may contend that any balance owing upon the claim will be discharged.

2. The debtor's failure to timely file claims for the above creditors was due to the following excusable neglect [see *Federal Rules of Bankruptcy Procedure 3004 and 9006(b)(1)*]:

3. Allowance and future payment of the claims as if such claims were timely filed will benefit the debtor, for any listed creditor who was scheduled in time to file a claim before expiration of the bar date, as follows [*if applicable, explain each separately*]:

4. Allowance and future payment of the claims as if such claims were timely filed will affect general unsecured creditors (other than those creditors listed in paragraph 1) as follows [*choose one option*]:

The plan provides that general unsecured creditors will receive a fixed percentage on their claims. Dividends payable on allowed unsecured claims will not be affected by this motion.

The plan provides that debtor must make plan payments for a fixed period of time. Allowance of this motion and future payment of the additional claims as if they were timely filed will result in a reduction of the dividend paid to other general unsecured creditors.

Other:

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____
Amended

Debtor

**ORDER ON CHAPTER 12 OR CHAPTER 13
DEBTOR'S MOTION FOR ALLOWANCE
AND FUTURE PAYMENT ON UNTIMELY
FILED CLAIMS**

This matter having come before the court on the *Notice of Motion and Chapter 12 or Chapter 13 Debtor's Motion for Allowance and Future Payment on Untimely Filed Claims* (ECF No. _____), and the court finding good cause,

IT IS ORDERED that:

The claims listed in the motion are allowed as if such claims were timely filed.

The following claims listed in the motion will be treated in the following manner:

The motion is denied.

#

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____
Amended

Debtor

**DEBTOR'S MOTION TO REOPEN
CHAPTER 7 OR 13 CASE AND, IF
APPLICABLE, TO VACATE DISMISSAL**

Instruction to Filer: File this motion with the applicable motion-to-reopen fee, if required (exceptions are noted below), and any unpaid balance of the original filing fee. Fees are found at www.orb.uscourts.gov/court-fees.

1. The debtor moves the court for an order reopening the case for the following reason (*check each reason that applies*):

To pay overdue filing fees in order to receive a discharge.

To file documents necessary for discharge (for example, Debtor Education Certificate or Local Bankruptcy Form 525, *Certification Re Payment of Domestic Support Obligations*).

To file documents listed on an *Order and Notice of Time to File Document(s)* so the case may proceed. The debtor must file the documents within 14 days of entry of an order to reopen.

To file a complaint or motion based upon an alleged violation of the terms of the discharge under 11 U.S.C. § 524. No motion to reopen fee is required.

To redact a record already filed in the case pursuant to Federal Rule of Bankruptcy Procedure (FRBP) 9037. If redaction is the only reason for reopening, no motion to reopen fee is required.

Other:

Note that the court will not reopen (a) a case in which a discharge has been entered to accept or act upon a reaffirmation agreement or (b) a no-asset case in order to add a creditor.

2. The following grounds exist under FRBP 9024 for entry of an order reopening and, if applicable, an order vacating the dismissal (*check at least one and provide details in paragraph 3*):

Mistake, inadvertence, surprise, or excusable neglect.

Newly discovered evidence that, with reasonable diligence, could not have been discovered in time to move for a new trial.

Fraud, misrepresentation, or misconduct by an opposing party.

Other:

3. The debtor offers evidence to support a finding that grounds exist as indicated above (*check one*):

In an affidavit or declaration attached to this motion.

As follows:

Signature of Debtor's Attorney, if any Date

I declare under penalty of perjury that the foregoing is true and correct.

Signature of Debtor (required) Date

Signature of Joint Debtor (if applicable)

Debtor's Current Service Address

UNITED STATES BANKRUPTCY COURT
DISTRICT OF OREGON

In re

Case No. _____
Amended

Debtor

**NOTICE OF MOTION AND MOTION FOR
HARDSHIP DISCHARGE AND STATEMENT
RE APPLICABILITY OF 11 U.S.C. § 522(q)(1)**

Notice of Motion

If you oppose the relief sought in this motion, you must file a written objection with the bankruptcy court no later than 14 days after the date listed in the certificate of service below. If you do not file an objection, the court may grant the motion without further notice. Your objection must set forth the specific grounds for objection and your relation to the case. The objection must be received by the clerk of court at 1050 SW 6th Ave #700, Portland, OR 97204 or 405 E 8th Ave #2600, Eugene, OR 97401 by the deadline specified above or it may not be considered.

[*Check one*]:

Within that same time, you must also serve the objection on [*insert name, address, and phone number of movant*]:

You need not serve the objection because the movant's counsel is an ECF participant and will receive notice electronically.

Motion for Hardship Discharge

Debtor moves for entry of discharge under 11 U.S.C. § 1328(b) (if this case is a chapter 13 case) or § 1228(b) (if this case is a chapter 12 case). The attached declaration demonstrates that—

- debtor's failure to complete plan payments is due to circumstances for which debtor should not justly be held accountable,
- unsecured creditors have received payments that equal or exceed the total payments that they would have received in a chapter 7 case, and
- modification of the plan is not practicable.

Certification Regarding § 522(q)(1)

I certify that I _____ have _____ have not claimed an exemption in property pursuant to § 522(b)(3) and state or local law that I or a dependent of mine uses as a residence, claims as a homestead, or acquired as a burial plot, as specified in § 522(q)(1). I certify under penalty of perjury that the information provided in this certification is true and correct to the best of my knowledge and belief.

Signature of Debtor Date

Signature of Joint Debtor Date

Taxpayer ID# (last four digits)

Taxpayer ID# (last four digits)

Address

Address

Certificate of Service

Debtor or debtor’s attorney certifies that on _____ this motion was served on the trustee, the U.S. trustee, and all creditors. The following is a list of the names, addresses, and methods for service on all parties served using paper:

Signature

OSB#, if attorney

U.S. Bankruptcy Court for the District of Oregon
Court Form Orders

Unless otherwise directed or permitted by the court, **movants should not draft or upload orders for the following motions**. In most instances, the court will enter a form order or otherwise act to grant the relief:

Appear at Hearing by Telephone (*Use Motion > Appear by Telephone*)

Change 341(a) Meeting Location

Change of Venue (*Inter-district or Intra-district*)

Close Case

Close Case Filed in Error (*Do not file a motion – call the clerk’s office main number*)

Convert Case to any other chapter

Dismiss Case

Exemption from Credit Counseling Briefing and/or Financial Management Course

Extend Time to Become an ECF Participant

Extend Time to File a Certificate of Financial Management Instruction

Extend Time to File Missing/Conversion Documents (Schedules etc.)

Extend Time to Make Installment Payment(s)

Extend Time to Receive a Credit Counseling Briefing

Hardship Discharge in a Chapter 12 or Chapter 13 Case

Pay Filing Fees in Installments

Refund Filing Fee (*Do not file a motion - call the clerk’s office main number*)

Refund Reopening Fee

Reopen Case (*Exceptions: A motion to reopen filed in a chapter 11 case for any reason other than to request a discharge, or in an adversary proceeding, requires submission of an order.*)

Reschedule 341(a) Meeting

Set Aside Dismissal

Sever Case

Transfer Case (*Inter-district or Intra-district*)

Waive Chapter 7 Filing Fee