

ADOBE PDF FILLABLE

LOCAL FORMS
UNITED STATES BANKRUPTCY COURT
FOR THE
DISTRICT OF UTAH



Frank E. Moss United States Courthouse
350 South Main Street
Salt Lake City, Utah 84101



UNITED STATES BANKRUPTCY COURT District of Utah

Honorable Peggy Hunt, Chief Judge • David A. Sime, Clerk of Court

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Submitting Attorney (Utah State Bar No.)
Address
Telephone No.
Facsimile No. (Optional)
E-Mail Address (Recommended)
Attorney for

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF UTAH

In re:	Bankruptcy No.
Debtor(s).	Chapter
	Hon.

VERIFICATION AND REQUEST FOR CHAPTER 13 DISCHARGE

The Debtor(s), in the above-captioned case, being duly sworn, state as follows:

1. The Chapter 13 Trustee has issued a Notice of Completion of Plan Payments and the Debtors hereby request the court to enter a discharge in this case.

2. The Debtors(s) or the approved provider has filed with the Bankruptcy Court a Certification of Debtor Education.

3. A. I/We have not been required by a judicial or administrative order, or by statute to pay any domestic support obligation as defined in 11 U.S.C. §101(14A) either before this bankruptcy was filed or at any time after the filing of this bankruptcy.

OR

3. B. I/We certify that prior to the date of this affidavit I/We have paid all amounts due under any domestic support obligation (as defined in 11 U.S.C. §101(14A)) required by a judicial or administrative order, or by statute including amounts due before this bankruptcy was filed, to the extent provided for by the plan. The name and address of each holder of a domestic support obligation are as follows:

Name:

Address:

Address:

[Note: If "3.B" is applicable, all information required in questions B.1 through 3 below must also be provided]

B.1. My/Our most recent address is as follows:

Address:

Address:

B.2. The name and address of my/our most recent employer(s) is as follows:

Name:

Address:

Address:

B.3. The following creditors hold a claim that is not discharged under 11 U.S.C. § 523(a)(2) or (a)(4), or a claim that was reaffirmed under 11 U.S.C. § 524(c):

Name:

Name:

4. I/We have not received a discharge in a Chapter 7, 11 or 12 bankruptcy case filed within 4 years prior to filing this Chapter 13 bankruptcy.

5. I/We have not received a discharge in another Chapter 13 bankruptcy case filed within 2 years prior to filing this Chapter 13 bankruptcy case.

6. A. I/We did not have either at the time of filing this bankruptcy or at the present time, equity in excess of \$160,375.00 for cases filed on or after April 1, 2016 * in the type of property described in 11 U.S.C. § 522(p)(1) [generally the debtor's homestead]

OR

B. There is not currently pending any proceeding in which I [in an individual case] or either of us [in a joint case] may be found guilty of a felony of the kind described in 11 U.S.C. § 522(q)(1)(A) or liable for a debt of the kind described in 11 U.S.C. § 522 (q)(1)(B).

/s/

Debtor's Signature

/s/

Joint Debtor's Signature

NOTICE OF DEADLINE TO OBJECT

Any objection to this verification and the entry of a discharge for the above-named debtor(s) must be filed within 21 days after the service date set forth below. If no objection is filed, the court may enter a discharge pursuant to 11 U.S.C. § 1328(a) without further notice or hearing.

CERTIFICATE OF SERVICE
(Attach Local Form 9013-3)

* Amounts are subject to adjustment next on 4/01/19 and every 3 years after that for cases begun on or after the date of adjustment.

Submitting Attorney (Utah State Bar No.)
Address
Telephone No.
Facsimile No. (Optional)
E-Mail Address (Recommended)
Attorney for

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF UTAH

In re: Debtor(s).	Bankruptcy No. Chapter Hon.
NOTICE OF PRECONFIRMATION AMENDED CHAPTER 13 PLAN AND OPPORTUNITY TO OBJECT OBJECTION DEADLINE: HEARING DATE:	

PLEASE TAKE NOTICE that the Debtor(s) have filed with the United States Bankruptcy Court for the District of Utah an Amended Chapter 13 Plan under 11 U.S.C. § 1323.

YOUR RIGHTS MAY BE AFFECTED. You should review these papers carefully and discuss them with your attorney, if you have one. If you disagree with the terms of the Amended Plan stated herein, you or your attorney must file with the Bankruptcy Court a written objection before the deadline stated above. In the absence of a timely written objection, the Court may grant the requested relief and confirm the Amended Plan without further notice or hearing.

The most recently filed plan is hereby modified as follows:

Plan Part No.	Previously filed plan provision	Plan as modified

The above is a summary of the amended changes. Parties are advised to review the filed plan to determine if any further changes apply to them.

If you do not want the Court to grant confirmation of the Amended Plan, then you **must** timely take both of the following actions:

- (1) On or before [], you or your lawyer must file with the bankruptcy court at the following address a written objection explaining your opposition to the Amended Plan:

United States Bankruptcy Court
350 South Main Street, Room 301
Salt Lake City UT 84101

If you mail your objection, it must be mailed early enough so that the court will **receive** it on or before [].

- (2) And you must attend the hearing on confirmation, which is set for [] at []. Failure to attend the hearing may be deemed a waiver of your objection.

If you or your attorney do not take these steps, the Bankruptcy Court may decide that you do not oppose confirmation of the Amended Plan and may enter an order granting confirmation without a hearing. In the absence of a timely filed objection, the Bankruptcy Court may strike the hearing and enter an order confirming the Amended Plan.

Dated:

/s/

Signature

CERTIFICATE OF SERVICE

(Attach Local Form 9013-3)

Submitting Attorney (Utah State Bar No.)
 Address
 Telephone No.
 Facsimile No. (Optional)
 E-Mail Address (Recommended)
 Attorney for

IN THE UNITED STATES BANKRUPTCY COURT
 FOR THE DISTRICT OF UTAH

In re:	Bankruptcy No.
Debtor(s).	Chapter
	Hon.

**NOTICE OF PRECONFIRMATION MODIFICATION
 TO CHAPTER 13 PLAN**

PLEASE TAKE NOTICE that the Debtor(s) has filed with the United States Bankruptcy Court for the District of Utah a request to modify the previously filed Chapter 13 Plan under 11 U.S.C. § 1323. The Debtor(s) moves the Court for confirmation of the Plan as modified without further notice and hearing. In support thereof, the Debtor(s) represents as follows:

The most recently filed plan is hereby modified as follows:

Plan Part No.	Previously Filed Plan Provision	Plan as Modified

--	--	--

The modification does **not** negatively impact secured, priority or nonpriority unsecured creditors because:

[

].

Under § 1323(c), any holder of a secured claim that has accepted or rejected, as the case may be, the prior plan is deemed to have accepted or rejected the plan as modified, unless the modification provides for a change in the rights of such holder from what such rights were under the plan before modification, and changes such holder's previous acceptance or rejection.

THEREFORE, because the modification does not require notice to creditors, the Debtor(s) requests the Bankruptcy Court to confirm the plan as modified without further notice or hearing.

Dated:

/s/

Signature

CERTIFICATE OF SERVICE
(Attach Local Form 9013-3)

Submitting Attorney (Utah State Bar No.)
 Address
 Telephone No.
 Facsimile No. (Optional)
 E-Mail Address (Recommended)
 Attorney for

IN THE UNITED STATES BANKRUPTCY COURT
 FOR THE DISTRICT OF UTAH

In re:	Bankruptcy No.
Debtor(s).	Chapter
	Hon.

**NOTICE OF ADEQUATE PROTECTION PAYMENTS
 UNDER 11 U.S.C. § 1326(a) AND OPPORTUNITY TO OBJECT**

The Debtor states as follows:

1. On [], the Debtor(s) filed a Chapter 13 petition for relief.
2. The Debtor proposes to make Adequate Protection Payments, pursuant to § 1326(a)(1)(C) accruing with the initial plan payment which is due no later than the originally scheduled meeting of creditors under § 341 and continuing to accrue on the first day of each month thereafter, to the holders of the allowed secured claims in the amounts specified below:

Secured Creditor	Description of Collateral	Monthly Adequate Protection Payment Amount	Number of Months to Pay Adequate Protection

3. The monthly plan payments proposed by the Debtor(s) shall include the amount necessary to pay all Adequate Protection Payments and the amount necessary to pay the Trustee’s statutory fee.
4. Upon completion of the Adequate Protection Payment period designated herein for each listed secured creditor, the Equal Monthly Plan Payment identified in each Part of the Plan shall be the monthly payment and shall accrue on the first day of each month.
5. This Notice shall govern Adequate Protection Payments to each listed secured creditor unless subsequent Notice is filed by Debtor or otherwise ordered by the Court.
6. Objections, if any, to the proposed Adequate Protection Payments shall be filed as objections to confirmation of the Plan. Objections must be filed and served no later than 7 days before the date set for the hearing on confirmation of the Plan.

Dated:

/s/
Debtor(s)’ Counsel

[Unless the debtor includes the Notice of Adequate Protection Payments as an attachment to the Plan, a certificate of service is required establishing compliance with all applicable noticing requirements.]

CERTIFICATE OF SERVICE
(Attach Local Form 9013–3)

Submitting Attorney (Utah State Bar No.)
Address
Telephone No.
Facsimile No. (Optional)
E-Mail Address (Recommended)
Attorney for

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF UTAH

In re:	Bankruptcy No.
Debtor(s).	Chapter
	Hon.

**POSTCONFIRMATION MOTION TO REDUCE EQUAL
MONTHLY PLAN PAYMENT(S) TO SECURED CREDITOR(S)**

1. The Debtor(s) request a reduction to the monthly payment to secured creditor(s) during the period of payment of attorney's fees awarded under 11 U.S.C. § 330.
2. The Debtor proposes to make a reduced Equal Monthly Plan Payment (aka "Adequate Protection Payment") to the holder(s) of allowed secured claims in the amounts and for the period specified below, accruing with the first day of the month after entry of the order awarding attorney's fees under 11 U.S.C. § 330 and Court approval of the reduced payment:

Secured Creditor	Collateral Description	Monthly Adequate Protection Payment Amount	Number of Months to Pay Adequate Protection

3. Upon completion of the adequate protection period designated above for each affected secured creditor, the payment to the creditor shall revert to the Equal Monthly Plan Payment specified in the applicable Part of the Plan.

Dated:

/s/
Debtor(s)' Counsel

CERTIFICATE OF SERVICE
(Attach Local Form 9013-3)

Notice prepared and submitted by the following **UNREPRESENTED DEBTOR:**

Name: _____

Address: _____

Phone No.: _____

Email: _____

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF UTAH**

In re:

_____ ,

Debtor(s).

Bankruptcy Number: _____

Chapter 13

Hon. _____

(Judge's Name)

NOTICE OF REQUEST TO INCUR DEBT IN CHAPTER 13 CASE

Pursuant to Bankr. D. Ut. LBR 2083-1(n), the Debtor(s) in the above-captioned Chapter 13 case hereby provide(s) notice that a Request to Incur Debt has been submitted to the Chapter 13 Trustee for consideration.

Dated this _____ day of _____, 20____ .

Unrepresented Debtor

NOTE: Use of this form is intended for unrepresented debtors in a Chapter 13 case seeking to incur secured or unsecured consumer debt as contemplated by Bankr. D. Ut. LBR 2083-1(n). This Notice of Request to Incur Debt in Chapter 13 Case form must be completed and filed with the Court. Please read Bankr. D. Ut. LBR 2083-1(n) carefully for additional requirements which must be satisfied for the Chapter 13 Trustee to consider your request.

-----END OF DOCUMENT-----

Lien Avoidance Worksheet

Information regarding judicial lien or security interest	Lien Avoidance Calculation	Treatment of remaining secured claim														
Name of creditor: _____ _____ _____ Description of Collateral: _____ _____ _____ _____ Lien identification Information (e.g., judgment date; date entered in registry; date of lien recording, including entry number, book and/or page number, etc.) _____ _____ _____ [Insert additional claims as needed]	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%;">a. Amount of lien subject to avoidance</td> <td style="width: 20%;">\$ _____</td> </tr> <tr> <td>b. Value of property securing lien subject to avoidance</td> <td>\$ _____</td> </tr> <tr> <td>c. Amount of liens senior to the lien subject to avoidance (identify each lien and amount)</td> <td>\$ _____</td> </tr> <tr> <td>d. Value of claimed exemption(s) in property</td> <td>\$ _____</td> </tr> <tr> <td>e. Total of lines c and d</td> <td>\$ _____</td> </tr> <tr> <td>f. Value of debtor(s)' equity interest in property (subtract line e from line b)</td> <td>\$ _____</td> </tr> <tr> <td>g. Amount of lien to be avoided (amount of line a that exceeds line f)</td> <td>\$ _____</td> </tr> </table> <p>Extent of exemption impairment (Check applicable box):</p> <p><input type="checkbox"/> Line f is zero or less: The entire lien is avoided. (Do not complete the next column.)</p> <p><input type="checkbox"/> Line f is more than zero: A portion of the lien is avoided. (Complete next column.)</p>	a. Amount of lien subject to avoidance	\$ _____	b. Value of property securing lien subject to avoidance	\$ _____	c. Amount of liens senior to the lien subject to avoidance (identify each lien and amount)	\$ _____	d. Value of claimed exemption(s) in property	\$ _____	e. Total of lines c and d	\$ _____	f. Value of debtor(s)' equity interest in property (subtract line e from line b)	\$ _____	g. Amount of lien to be avoided (amount of line a that exceeds line f)	\$ _____	<p>Amount of secured claim after avoidance (line f not to exceed line a) \$ _____</p> <p>Interest rate (if applicable) _____ %</p> <p>Monthly payment on secured claim \$ _____</p> <p>Estimated total payments on secured claim \$ _____</p>
a. Amount of lien subject to avoidance	\$ _____															
b. Value of property securing lien subject to avoidance	\$ _____															
c. Amount of liens senior to the lien subject to avoidance (identify each lien and amount)	\$ _____															
d. Value of claimed exemption(s) in property	\$ _____															
e. Total of lines c and d	\$ _____															
f. Value of debtor(s)' equity interest in property (subtract line e from line b)	\$ _____															
g. Amount of lien to be avoided (amount of line a that exceeds line f)	\$ _____															

Submitting Attorney (Utah State Bar No.)
Address
Telephone No.
Facsimile No. (Optional)
E-Mail Address (Recommended)
Attorney for

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF UTAH

In re:	Bankruptcy No.
Debtor(s).	Chapter
	Hon.

**MOTION FOR ADMISSION PRO HAC VICE AND CONSENT
OF DESIGNATED ASSOCIATE LOCAL COUNSEL**

I, _____, hereby move the pro hac vice admission of applicant to practice in this Court. I hereby agree to serve as designated local counsel for the subject case; to readily communicate with opposing counsel and the Court regarding the conduct of this case; and to accept papers when served and recognize my responsibility and full authority to act for and on behalf of the client in all case-related proceedings, including hearings, pretrial conferences, and trials, should applicant fail to respond to any Court order.

Dated:

/s/

Signature of Local Counsel
Utah Bar Number

CERTIFICATE OF SERVICE
(Attach Local Form 9013-3)

APPLICATION FOR ADMISSION PRO HAC VICE

Applicant, _____, hereby requests permission to appear pro hac vice in the subject case. Applicant states under penalty of perjury that he/she is a member in good standing of the bar of the highest court of a state or the District of Columbia; is (i) a non-resident of the state of Utah or, (ii) a new resident who has applied for admission to the Utah State Bar; and, under DUCivR 83-1.1 and Local Rule 2090-1, has associated local counsel in this case. Applicant's address, office telephone, e-mail address and the courts to which admitted, and the respective dates of admission are provided as required. Applicant has read DUCivR 83-1.1 and will comply with its requirements.

Applicant designates _____ as

[*check one*]: lead counsel; associate local counsel.

Dated:

/s/ _____
(Signature of Applicant)

Submitting Attorney (Utah State Bar No.)
Address
Telephone No.
Facsimile No. (Optional)
E-Mail Address (Recommended)
Attorney for

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF UTAH

In re:	Bankruptcy No.
Debtor(s).	Chapter
	Hon.

MOTION TO WITHDRAW AS COUNSEL

1. Pursuant to Local Rule 2091-2, (“Counsel”),
hereby moves to withdraw as counsel for:

Client Name: (the “Client”)
Address:
City, State, Zip:
Telephone Number(s):
E-Mail Address:

2. The reasons for withdrawal are as follows:

3. In the event this motion is granted, Client or new counsel for Client (including new counsel in the withdrawing attorney’s law firm), must file a notice of appearance within 21 days after entry of the order, unless otherwise ordered by the court. Pursuant to Local Rule 9011-2(a),

no corporation, association, partnership, limited liability company or other artificial entity may appear pro se, but must be represented by an attorney who is admitted to practice in this court.

4. This motion is made: [*State the alternative that applies*]

_____ with the client's consent, which is attached to this motion; or

_____ without client's consent and is accompanied by:

_____ certification that Client has been served with (i) a copy of this motion, (ii) the attached written description of the status of the case, including the dates and times of any scheduled court proceedings, pending compliance with any existing court orders, and the possibility of sanctions;

or

_____ certification that the Client cannot be located or, for any other reason, cannot be notified of the pendency of the motion and status of the case.

5. The undersigned certifies: [*State the alternative that applies*]

_____ there are no pending motions or trials; or

_____ a hearing on [_____].

_____ a certification signed by Counsel is attached indicating that Client is prepared for trial as scheduled and is eligible pursuant to Local Rule 9011-2(b) to appear *pro se* at trial; or

_____ the following specific facts justify withdrawal of counsel without the present appearance of substitute counsel or the appearance by the individual party *pro se*:

[

]

CERTIFICATION

Counsel hereby certifies that a copy of this Motion for Withdrawal of Counsel has been sent to the Client at the address indicated above.

Dated this Day of , 20 .

Moving Attorney

CERTIFICATE OF SERVICE

(Attach Local Form 9013-3)

Submitting Attorney (Utah State Bar No.)
Address
Telephone No.
Facsimile No. (Optional)
E-Mail Address (Recommended)
Attorney for

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF UTAH

In re:	Bankruptcy No.
Debtor(s).	Chapter
	Hon.

ORDER APPROVING WITHDRAWAL OF COUNSEL

Pursuant to the motion to withdraw as counsel under Local Rule 2091-2(b)(1)(A), and for good cause appearing, the Court hereby **ORDERS** as follows:

1. [] may withdraw as counsel of record for [] (the “Client”) in the above-captioned case.

2. With regard to Client’s continued representation, the Court Orders as follows:

(a) Client or new counsel for Client must file a Notice of Appearance within 21 days after the entry of this order. Pursuant to Local Rule 9011-2(a), no corporation, association, partnership, limited liability company or other artificial entity may appear *pro se*, but must be represented by an attorney who is admitted to practice before this Court.

Fill in this information to identify the case:

Debtor 1

First Name Middle Name Last Name

Debtor 2

(Spouse, if filing) _____
First Name Middle Name Last Name

United States Bankruptcy Court for the District of Utah

Case number: _____

APPLICATION FOR PAYMENT OF UNCLAIMED FUNDS

1. Claim Information

For the benefit of the Claimant(s)¹ named below, application is made for the payment of unclaimed funds on deposit with the court. I have no knowledge that any other party may be entitled to these funds, and I am not aware of any dispute regarding these funds.

Note: If there are joint Claimants, complete the fields below for both Claimants.

Amount:

Claimant's Name:

Claimant's Current Mailing
Address, Telephone Number,
and Email Address:

2. Applicant Information

Applicant² represents that Claimant is entitled to receive the unclaimed funds because (*check the statements that apply*):

- Applicant is the Claimant and is the Owner of Record³ entitled to the unclaimed funds appearing on the records of the court.
- Applicant is the Claimant and is entitled to the unclaimed funds by assignment, purchase, merger, acquisition, succession or by other means.
- Applicant is Claimant's representative (e.g., attorney or unclaimed funds locator).
- Applicant is a representative of the deceased Claimant's estate.

3. Supporting Documentation

- Applicant has read the court's instructions for filing an Application for Unclaimed Funds and is providing the required supporting documentation with this application.

¹ The Claimant is the party entitled to the unclaimed funds.

² The Applicant is the party filing the application. The Applicant and Claimant may be the same.

³ The Owner of Record is the original payee.

4. Notice to United States Attorney

- Applicant has sent a copy of this application and supporting documentation to the United States Attorney, pursuant to 28 U.S.C. § 2042 at attached a Certificate of Service to this application.

Office of the United States Attorney
for the District of Utah
111 South Main Street, Suite 1800
Salt Lake City, Utah 84111

5. Applicant Declaration

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Date: _____

Signature of Applicant

Printed Name of Applicant

Address: _____

Telephone: _____

Email: _____

5. Co-Applicant Declaration (if applicable)

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Date: _____

Signature of Co-Applicant (if applicable)

Printed Name of Co-Applicant (if applicable)

Address: _____

Telephone: _____

Email: _____

6. Notarization

STATE OF _____

COUNTY OF _____

This Application for Unclaimed Funds, dated _____ was subscribed and sworn to before me this _____ day of _____, 20_ _____ by _____

who signed above and is personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument. WITNESS my hand and official seal.

(SEAL) Notary Public _____

My commission expires:

6. Notarization

STATE OF _____

COUNTY OF _____

This Application for Unclaimed Funds, dated _____ was subscribed and sworn to before me this _____ day of _____, 20_ _____ by _____

who signed above and is personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument. WITNESS my hand and official seal.

(SEAL) Notary Public _____

My commission expires:

Fill in this Information to identify the			
Debtor 1	_____	_____	_____
	First Name	Middle Name	Last Name
Debtor 2	_____	_____	_____
(Spouse, if filing)	First Name	Middle Name	Last Name
United States Bankruptcy Court for the District of Utah			
Case number: _____			

NOTICE OF OBJECTION DEADLINE

PLEASE TAKE NOTICE that the attached Application to Pay Unclaimed Funds has been filed with the United States Bankruptcy Court for the District of Utah.

Right to Object. Any party in interest who objects to the Application for Payment of Unclaimed Funds being sought in this Application must, within twenty-one (21) days of service of this Application, file an objection or other appropriate response to this Application with the:

**United States Bankruptcy Court
District of Utah
Room 301
350 South Main Street
Salt Lake City, UT 84101**

CERTIFICATE OF SERVICE BY MAIL OR OTHER MEANS

I hereby certify that on _____(date), I caused to be served a true and correct copy of the foregoing Application for Payment of Unclaimed Funds and all attachments as follows:

<p>Office of the United States Attorney District of Utah 111 South Main Street, Suite 1800 Salt Lake City, UT 84111</p>	<p><input type="checkbox"/> By Mail: First-class U.S. mail, postage pre-paid <input type="checkbox"/> By Hand Delivery <input type="checkbox"/> By Other Means (Describe):</p> <p>_____</p> <p>_____</p> <p>_____</p>
--	--

<p>Debtor</p> <p>Name: _____</p> <p>Address: _____</p> <p>_____</p> <p>_____</p>	<p><input type="checkbox"/> By Mail: First-class U.S. mail, postage pre-paid</p> <p><input type="checkbox"/> By Hand Delivery</p> <p><input type="checkbox"/> By Other Means (Describe):</p> <p>_____</p> <p>_____</p> <p>_____</p>
<p>Debtor's Attorney</p> <p>Name: _____</p> <p>Address: _____</p> <p>_____</p> <p>_____</p>	<p><input type="checkbox"/> By Mail: First-class U.S. mail, postage pre-paid</p> <p><input type="checkbox"/> By Hand Delivery</p> <p><input type="checkbox"/> By Other Means (Describe):</p> <p>_____</p> <p>_____</p> <p>_____</p>
<p>If Claimant is not the original creditor or payee, the Individual or Entity for whom the funds were deposited:</p> <p>Name: _____</p> <p>Address: _____</p> <p>_____</p> <p>_____</p>	<p><input type="checkbox"/> By Mail: First-class U.S. mail, postage pre-paid</p> <p><input type="checkbox"/> By Hand Delivery</p> <p><input type="checkbox"/> By Other Means (Describe):</p> <p>_____</p> <p>_____</p> <p>_____</p>

Dated this _____ Day of _____, 20_____.

Signature

Printed Name

Privacy Policy

Applicant shall redact only the following personal data identifiers from the Application and any supporting documentation attached to the Application before filing such documents: (i) all but the last four digits of a social security number or a tax ID number; (ii) all names of minor children (use minors' initials); (iii) all but the last four digits of any bank, savings, or similar account numbers; and (iv) all birth date information except the year.

The responsibility for redacting personal data identifiers rests solely with the filing party.

**KEY TERMS OF MOTION TO APPROVE THE USE OF
CASH COLLATERAL OR DEBTOR IN POSSESSION FINANCING¹**

<u>FINANCING TERM AND SUPPORTING LEGAL AUTHORITY:</u>	<u>IMPLEMENTATION OF TERM IN FINANCING MOTION:</u>
<u>BORROWERS:</u> Fed. R. Bankr. P. 4001(c)(1)(B)	
<u>GUARANTORS:</u> Fed. R. Bankr. P. 4001(c)(1)(B)	
<u>DIP LENDER:</u> Fed. R. Bankr. P. 4001(c)(1)(B)	
<u>DIP FACILITY:</u> Fed. R. Bankr. P. 4001(c)(1)(B)	
<u>AVAILABILITY:</u> Fed. R. Bankr. P. 4001(c)(1)(B)	
<u>CLOSING DATE:</u> Fed. R. Bankr. P. 4001(c)(1)(B)	
<u>MATURITY DATE:</u> Fed. R. Bankr. P. 4001(c)(1)(B)	
<u>USE OF PROCEEDS:</u> Fed. R. Bankr. P. 4001(b)(1)(B)(ii), - (b)(1)(B)(iii), -(b)(1)(B)(iv)	
<u>BUDGET SUMMARY:</u> Fed. R. Bankr. P. 4001(b)(1)(B)(ii)	
<u>INTEREST RATE:</u> Fed. R. Bankr. P. 4001(c)(1)(B)	
<u>FEES:</u> Fed. R. Bankr. P. 4001(b)(1)(B)(ii), -(c)(1)(B)	
<u>CARVE OUT(S):</u> Fed. R. Bankr. P. 4001(c)(1)(B)	

¹ Practitioners should not use this table to re-argue the substance of their Financing Motion. Rather, this table should be used to present the court with an efficient and easily understandable summary of the Financing Motion's material terms required under Fed. R. Bankr. P. 4001(b)(1)(B) and (c)(1)(B)

<u>DIP LIENS:</u> Fed. R. Bankr. P. 4001(c)(1)(B)(i), - (c)(1)(B)(vii), -(c)(1)(B)(x)	
<u>ADEQUATE PROTECTION:</u> Fed. R. Bankr. P. 4001(b)(1)(B)(iv), - (c)(1)(B)(i), -(c)(1)(B)(ii), -(d)(1)(A)(i)	
<u>PRIORITY:</u> Fed. R. Bankr. P. 4001(c)(1)(B)(i), - (c)(1)(B)(ii)	
<u>FINANCIAL REPORTING:</u> Fed. R. Bankr. P. 4001(c)(1)(B)	
<u>AFFIRMATIVE AND NEGATIVE COVENANTS:</u> Fed. R. Bankr. P. 4001(c)(1)(B)	
<u>REPRESENTATIONS AND WARRANTIES:</u> Fed. R. Bankr. P. 4001(c)(1)(B)	
<u>EVENTS OF DEFAULT:</u> Fed. R. Bankr. P. 4001(c)(1)(B)	
<u>CONDITIONS PRECEDENT:</u> Fed. R. Bankr. P. 4001(c)(1)(b)	
<u>CONDITIONS TO EACH EXTENSION OF CREDIT:</u> Fed. R. Bankr. P. 4001(c)(1)(B)	
<u>INDEMNIFICATION AND RELEASE:</u> Fed. R. Bankr. P. 4001(c)(1)(B)(viii), - (c)(1)(B)(ix)	
<u>LIFT OF AUTOMATIC STAY:</u> Fed. R. Bankr. P. 4001(c)(1)(B)(iv)	
<u>PLAN FILING DEADLINE:</u> Fed. R. Bankr. P. 4001(c)(1)(B)(vi)	

Attorney Submitting (Utah State Bar No.)
Address
Telephone No.
Facsimile No. (Optional)
E-Mail Address (Recommended)
Attorney for

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF UTAH

In re:	Bankruptcy No.
	Chapter
Debtor(s).	Hon.

**REQUEST FOR ABANDONMENT AND TRUSTEE'S PROPOSED ABANDONMENT
OF PROPERTY OF THE ESTATE**

REQUEST FOR ABANDONMENT

Chapter 7 Trustee: _____

Description of Secured Property: _____

Value of Property: \$ _____

Basis of Valuation: _____

Amount of Liens, if any, on the Property: Approximately \$ _____
to: _____

The above information is true to the best of my knowledge and belief. Attached to this request are documents that reflect a properly perfected security interest in the property listed above. It is requested

that the trustee endorse this Proposed Abandonment so that it may be noticed to all parties in interest pursuant to Local Rules 6007-1. Should the chapter 7 trustee fail or refuse to endorse this Proposed Abandonment, it will not be noticed to parties in interest and shall not be effective.

Attorney Name: _____

Attorney for: _____

PROPOSED ABANDONMENT

Pursuant to 11 U.S.C. §554, I found the above listed property burdensome to the estate or of inconsequential value to the estate. I propose to abandon such property subject to the notice provisions of Bankruptcy Rule 6007, and Local Rule 6007-1.

Date:

By Electronic Endorsement
Chapter 7 Trustee

ABANDONMENT OF THE PROPERTY IDENTIFIED HEREIN IS SUBJECT TO NOTICE TO ALL INTERESTED PARTIES PURSUANT TO BANKRUPTCY RULE 6007 AND LOCAL RULE 6007-1.

Attorney Submitting (Utah State Bar No.)
Address
Telephone No.
Facsimile No. (Optional)
Email Address
Attorney for

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF UTAH**

In re:	Bankruptcy No.
	Chapter
Debtor(s).	Hon.

**NOTICE OF PROPOSED ABANDONMENT PURSUANT TO BANKRUPTCY RULE 6007 AND
BANKRUPTCY LOCAL RULES 6007-1**

OBJECTION DEADLINE: _____

TO ALL PARTIES IN INTEREST:

YOUR RIGHTS MAY BE AFFECTED. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

PLEASE TAKE NOTICE that pursuant a request for abandonment filed by

the chapter 7 trustee proposes to abandon the following described property of the estate:

NO HEARING WILL BE CONDUCTED ON THE PROPOSED ABANDONMENT UNLESS A WRITTEN OBJECTION IS FILED WITH THE CLERK OF THE COURT ON OR BEFORE THE OBJECTION DEADLINE SET FORTH BELOW.

If you do not want the property abandoned, or if you want the Court to consider your views on the Proposed Abandonment, then, on or before _____ (date must be at least 14 days from the date of mailing this notice plus 3 days for mailing), you or your attorney must:

1. File with the Court a written response explaining your position at:

United States Bankruptcy Court
350 South Main Street, Room 301
Salt Lake City, UT 84101

If you mail your response to the Court for filing, you must mail it early enough so the Court will receive it on or before the date stated above.

2. Serve a copy of your response upon the following via ECF or U.S. mail:

Name
Address
(Chapter 7 Trustee)

Name
Address
(Attorney for Requesting Party)

DATED: _____.

By _____

**CERTIFICATE OF SERVICE
ATTACH
LOCAL FORM 9013-3**

Submitting Attorney (Utah State Bar No.)
 Address
 Telephone No.
 Facsimile No. (Optional)
 E-Mail Address (Recommended)
 Attorney for

UNITED STATES BANKRUPTCY COURT
 FOR THE DISTRICT OF UTAH

In re: Debtor(s).	Bankruptcy No. Chapter Adversary Proceeding No. Hon.
Plaintiff(s), v. Defendant(s).	
PRETRIAL ORDER	

This matter having come before the court on [] at a pretrial conference held before [] pursuant to Fed. R. Bankr. P. 7016; and [] having appeared as counsel for plaintiff and [] having appeared as counsel for defendant and

[] having appeared as counsel for
[]; the following action was taken:

1. **JURISDICTION.** The jurisdiction of the court is properly invoked under 28 U.S.C. § 1334. The parties [*consent/ do not consent*] to entry of a final judgment or order by the bankruptcy judge. The jurisdiction of the court is not disputed and is hereby determined to be present.

2. **VENUE.** Venue is laid in the [*Central or Northern*] Division of the District of Utah.

3. **GENERAL NATURE OF THE CLAIMS OF THE PARTIES.**

(a) Plaintiff's claims:

(b) Defendant's claims:

(c) Other parties' claims:

4. **UNCONTROVERTED FACTS.** The following facts are established by admissions in the pleadings or by stipulation of counsel.

[

]

5. **CONTESTED ISSUES OF FACT.** The contested issues of fact remaining for decision are:

[

]

6. **CONTESTED ISSUES OF LAW.** The contested issues of law in addition to those implicit in the foregoing issues of fact are:

[

]

7. **EXHIBITS.** The following, constituting all of the exhibits to be introduced at trial, have been exchanged between the parties:

(a) Plaintiff's exhibits:

(b) Defendant's exhibits:

(c) Exhibits of other parties (if involved):

(d) Exhibits shall be presented to and marked for identification by the clerk prior to the day of trial in accordance with Local Rule 9070-1(a) or (d). The handling of exhibits both during and after trial is governed by Local Rule 9070-1(b) and (c).

8. **WITNESSES.**

(a) In the absence of reasonable notice to opposing counsel to the contrary, plaintiff will call as witnesses:

plaintiff may call:

and plaintiff will use the following depositions:

(b) In the absence of reasonable notice to opposing counsel to the contrary, defendant will call as witnesses:

defendant may call:

and defendant will use the following depositions:

(c) In the absence of reasonable notice to opposing counsel to the contrary
[] will call as witnesses:

[] may call:

and [] will use the following depositions:

(d) In the event that other witnesses are to be called at the trial, a statement of their names and addresses and the general subject matter of their testimony will be served upon opposing counsel and filed with the court at least [] days prior to trial. This restriction shall not apply to rebuttal witnesses, the necessity of whose testimony reasonably cannot be anticipated before the time of trial.

9. **AMENDMENTS TO PLEADINGS.**

There are no requests to amend pleadings.

The following order was made regarding amendments to the pleadings:

10. **DISCOVERY.** *[Check or state one]*

Discovery has been completed.

Discovery is to be completed by [].

Further discovery is limited to:

The following provisions were made for discovery:

[

].

11. **TRIAL SETTING.** The adversary proceeding is set for trial on []

at []. Estimated length of trial is [] days.

12. **SETTLEMENT.** Counsel have conferred respecting settlement of this matter and consider the possibility of settlement [*good fair poor*]. Trial will not be postponed for purposes of further settlement negotiations except upon a showing of good cause.

The foregoing proposed pretrial order (prior to execution by the court) is hereby adopted this _____ day of _____, 20_____ .

Report of Parties' Planning Meeting - Local Form 7026-1

Submitting Attorney (Utah State Bar No.)

Address

Telephone No.

Facsimile No. (Optional)

E-Mail Address (Recommended)

Attorney for

UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF UTAH

In re: Debtor(s).	Bankruptcy No. Chapter
Plaintiff(s), v. Defendant(s).	Adversary Proceeding No. Hon.
REPORT OF PARTIES' PLANNING MEETING	

Request for Expedited Trial Procedure. Pursuant to Fed. R. Civ. P. 26(f)(4), made applicable by Fed. R. Bankr. P. 7026, and Local Rule 7016-1, the parties agree that this adversary proceeding may be conducted on an expedited basis as reflected by the information provided in this Report. The parties request that the court enter a scheduling order accordingly. Unless otherwise ordered by the court, a request for expedited trial procedures constitutes consent by each of the parties to the procedures and limits described in Local Rule 7016-1(c).

Request for Referral to Mediation. Alternative dispute resolution allowed under Local Rule 9019-2 may be helpful to the parties at this time and request that the court enter an order referring the adversary proceeding to mediation and continuing the initial pretrial conference to a date certain after the date for mediation is set. *The right to request mediation at a later time is not waived if this box is not checked.*

Request to Strike Initial Pretrial Conference. The parties do not believe conducting the scheduled initial pretrial conference is necessary prior to the court entering a scheduling order because they have no disputes concerning the content of this Report. The parties understand that even if this box is checked the court may decide to conduct the scheduled initial pretrial conference and, if not stricken from the court's calendar, they must appear.¹

1. Planning Conference. Pursuant to Fed. R. Civ. P. 26(f), made applicable by Fed. Bankr. R. 7026, and Local Rule 7026-1(a), a meeting was held on _____ and was attended by:

_____ for plaintiff(s)

_____ for defendant(s)

2. Initial Disclosures. The parties _____ [have exchanged] _____ [will exchange by] the information required by Fed. R. Civ. P. 26(a)(1), made applicable by Fed. R. Bankr. P. 7026.

3. Discovery Plan. The parties jointly propose to the court the following discovery plan: [*Use separate paragraphs or subparagraphs as necessary if parties disagree*].

¹ If the parties request this adversary proceeding be conducted on an expedited basis, the initial pretrial conference must be held unless otherwise ordered by the court.

- a. Discovery will be needed on the following subjects:

- b. Disclosure or discovery of electronically stored information should be handled as follows:

- c. The parties anticipate issues regarding claims of privilege or of protection as trial preparation material asserted after production, and have agreed to a plan to address these issues as follows:

- d. Non-Expert Discovery.²
 - i. Discovery must be commenced in time to be completed by:

 - ii. Maximum of written interrogatories under Fed. R. Civ. P. 33, made applicable by Fed. R. Bankr. P. 7033, by each party to any other party.

 - iii. Maximum of written requests for admission under Fed. R. Civ. P. 36, made applicable by Fed. R. Bankr. P. 7036, by each party to any other party.

 - iv. Maximum of depositions by plaintiff(s) and by defendant(s).

 - v. Each oral deposition limited to maximum of hours, unless extended by agreement of parties.

 - vi. The parties understand that disclosures and discovery responses must be supplemented in accordance with Fed. R. Civ. P. 26(e)(1),

² If the parties request this adversary proceeding be conducted on an expedited basis, the parties should include any agreement shortening discovery responses.

made applicable by Fed. R. Bankr. P. 7026, and the parties agree that supplements shall be made no later than _____ days from the date a need to supplement is discovered.

e. Expert Discovery.

i. All expert discovery commenced in time to be completed by: _____.

ii. It is anticipated that plaintiff(s) [will] [will not] retain expert(s) in accordance with Fed. R. Civ. P. 26(a)(2), made applicable by Fed. Bankr. P. 7026. Reports for plaintiff(s)' retained expert(s) are due by: _____.

iii. It is anticipated that defendant(s) [will] [will not] retain expert(s) in accordance with Fed. R. Civ. P. 26(a)(2), made applicable by Fed. Bankr. P. 7026. Reports for defendant(s)' retained expert(s) are due by: _____.

iv. The parties understand that disclosures and discovery responses must be supplemented in accordance with Fed. R. Civ. P. 26(a)(2)(E) and (e), made applicable by Fed. R. Bankr. P. 7026, and the parties agree that supplements shall be made no later than _____ days from the date a need to supplement is discovered.

4. Pretrial Motions.³

a. Deadline to file motions to join additional parties by plaintiff(s) is _____ and defendant(s) is _____.

³ If the parties request this adversary proceeding be conducted on an expedited basis, pretrial motion practice will be necessarily limited.

b. Deadline to file motions to amend the pleadings by plaintiff(s) is _____ and by defendant(s) is _____.

c. All potentially dispositive motions should be filed by _____.

5. Other Items. [*Use separate paragraphs or subparagraphs as necessary if parties disagree.*]

a. The parties request a pretrial conference in _____.

b. Fed. R. Civ. P. 26(c), made applicable by Fed. R. Bankr. P. 7026, applies to all requests for a protective order. The parties:

*agree to use the standard form protective order pursuant to DUCivR 26-2
opt out of using the standard form protective order and will submit an
alternate protective order form.*

Local Form 9013-1: Notice of Hearing – Local Rule 9013-1(d)(1)

LOCAL FORM 9013-1

NOTICE OF HEARING - LOCAL RULE 9013-1

(Hearing will be held unless stricken.)

Submitting Attorney (Utah State Bar No.)

Address

Telephone No.

Facsimile No. (Optional)

E-Mail Address (Recommended)

Attorney for

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF UTAH

In re:	Bankruptcy No.
Debtor(s).	Chapter
	Hon.

NOTICE OF

AND NOTICE OF HEARING

(Objection Deadline: _____)

(Hearing Date: _____)

At the time of this Notice, parties wishing to participate in hearings before the Honorable _____ should log into Zoom at <https://www.zoomgov.com> at least ten (10) minutes before the scheduled date and time for the hearing:

Meeting ID and Passcode for each judge are as follows:

- Chief Judge Peggy Hunt Meeting ID: 161 4747 8650; Passcode: 9671833
- Judge Michael F. Thomson Meeting ID: 161 5478 8875; Passcode: 3834658
- Judge David H. Leigh Meeting ID: 160 3007 6397; Passcode: 6001201
- Judge Cathleen D. Parker Meeting ID: 160 4196 1337; Passcode: 055360
- Judge Kevin R. Anderson Meeting ID: 160 3007 6397; Passcode: 6001201
- Judge William T. Thurman Meeting ID: 160 7523 8590; Passcode: 9626637

Failure to attend the hearing will be deemed a waiver of your objection. If you or your attorney do not take these two steps, the Bankruptcy Court may decide that you do not oppose the relief sought in the

and may enter an order granting that relief. In the absence of a timely filed objection, the undersigned counsel may and will ask the Court to strike the hearing and enter an order approving the

without hearing.

Dated this _____ Day of _____, 20__.

/s/ _____
Signature

CERTIFICATE OF SERVICE
(Use Local Form 9013-3)

Parties who wish to participate in the hearing should consult the Bankruptcy Court's website at <https://www.utb.uscourts.gov/court-hearings-be-conducted-zoom> for the most up-to-date information regarding participation at a hearing. At the time of this Notice, parties wishing to participate in hearings before the Honorable should log into Zoom at <https://www.zoomgov.com> at least ten (10) minutes before the scheduled date and time for the hearing. Meeting ID and Passcode for each judge are as follows:

Chief Judge Peggy Hunt	Meeting ID: 161 4747 8650; Passcode: 9671833
Judge Michael F. Thomson	Meeting ID: 161 5478 8875; Passcode: 3834658
Judge David H. Leigh	Meeting ID: 160 3007 6397; Passcode: 6001201
Judge Cathleen D. Parker	Meeting ID: 160 4196 1337; Passcode: 055360
Judge Kevin R. Anderson	Meeting ID: 160 3007 6397; Passcode: 6001201
Judge William T. Thurman	Meeting ID: 160 7523 8590; Passcode: 9626637

There will be no further notice of the hearing, and failure to attend the hearing will be deemed a waiver of your objection. If you or your attorney do not take these steps, the Bankruptcy Court may decide that you do not oppose the relief sought in the

and may enter an order granting the requested relief. In the absence of a timely filed objection, the undersigned counsel may and will ask the Court to enter an order approving" vj g"

without hearing.

Dated this _____ Day of _____, 20____.

/s/

Signature

CERTIFICATE OF SERVICE

(Use Local Form 9013-3)

CERTIFICATE OF SERVICE BY ELECTRONIC NOTICE (CM/ECF)

I hereby certify that I electronically filed or will file on [_____], the foregoing [_____] with the United States Bankruptcy Court for the District of Utah by using the CM/ECF system. I further certify that the list below of CM/ECF users in this case was generated by the CM/ECF system on the same day as the foregoing document was filed.

[A list of registered CM/ECF users in a case may be obtained by going to CM/ECF and using – Utilities – Miscellaneous – Mailings – Mailing Info for a Case. Alternatively, a document can be filed without a certificate of service attached. Once the document is filed, the filing confirmation screen will display the list of parties who will receive service through the CM/ECF system. A copy of the list would be inserted into the certificate of service which would then be filed with the court.]

CERTIFICATE OF SERVICE BY MAIL OR OTHER MEANS

I hereby certify that I caused to be served or will cause to be served on [_____] a true and correct copy of the foregoing [_____] as follows: *[Select only the methods of service that apply]*

- Mail Service: First-class U.S. mail, postage pre-paid, addressed to:**
- Mail Service to All Parties in Interest: First-class U.S. mail, postage pre-paid, addressed to all parties who did not receive electronic service as set forth herein listed on the Official Court Mailing Matrix dated _____ attached hereto.**

*[If notice is required to be served on all parties in interest (i.e. Rule 2002 notices), **you must attach** a copy of the court's official case mailing matrix bearing the same date as the certificate of service. You can obtain a PDF copy of the most current mailing matrix by going to CM/ECF and using Utilities–Miscellaneous–Mailings–Mailing Matrix by Case. Note that parties receiving electronic notice do not need to receive additional notice by mail.]*

DESIGNATION OF PARTIES TO RECEIVE NOTICE OF COURT ORDER

Service of the foregoing Order []
shall be served on the parties in the manner designated below:

By Electronic Service: I certify that the parties of record in this case, as identified below, are registered CM/ECF users.

By U.S. Mail: In addition to the parties receiving notice through the CM/ECF system, the following parties should be served notice pursuant to Fed R. Civ. P. 5(b).

- None
- Additional parties listed below:

All parties on the Court's official matrix

/s/ _____

(Signature by Filer)