

1 **[Insert attorney block]**

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8 **UNITED STATES BANKRUPTCY COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**

10 In re:

Case No.: LA xx-xxxxx EC

11 **[Insert name of debtor(s)],**

Chapter 13

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15 Debtor(s).

16 **[Insert name of debtor(s)],**

Adversary No.: LA xx-xxxxx EC

17 Plaintiff(s),

DEFAULT JUDGMENT

18 vs.

(No hearing required)

19 **[Insert name of secured creditor],**

20 Defendant.

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23 Plaintiff(s) **[insert name of debtor(s)]** (the “Plaintiff(s)”) filed his/her/their **[insert title of**
24 **complaint]** (the “Complaint”) against defendant **[insert name of secured creditor]** (the “Defendant”)
25 initiating the above-referenced adversary proceeding on **[insert date of filing of complaint]** seeking to
26 avoid the Defendant’s **[insert second, third, etc.]** deed of trust on the real property commonly known as
27 **[insert property address]** (the “Property”). The time for filing an answer or other responsive pleading
28 to the Complaint expired on **[insert date]**. The Complaint having been properly served,

1 no response to the Complaint having been filed, default of the Defendant having been entered on **[insert**
2 **date]**, the Plaintiff having filed a motion for default judgment against the Defendant (the “Motion”) in
3 which a prima facie case was made, the court having reviewed the Motion, and good cause appearing
4 therefor,

5 IT IS HEREBY ORDERED, ADJUDGED AND DECREED as follows:

6 1. The claim of the Defendant secured by the **[insert applicable number]** deed of trust on the
7 Property shall be paid through the Plaintiff(s)/(s’) chapter 13 plan as a general unsecured claim;

8 2. If the Plaintiff(s) completes the chapter 13 plan and receives a discharge in this
9 chapter 13 case, the Defendant shall, upon receipt of notice of the discharge, promptly record a
10 reconveyance of its **[insert applicable number]** deed of trust against the Property;

11 3. Should this chapter 13 case be dismissed or converted to another chapter under Title 11, or
12 should the Plaintiff(s) fail to receive a discharge in this chapter 13 case, the Defendant’s **[insert**
13 **applicable number]** deed of trust on the Property shall be unaffected by this bankruptcy case and shall
14 remain a lien against the Property;

15 4. Should a senior lienholder on the Property foreclose on the Property prior to the date on which
16 the Plaintiff(s) receives a discharge in this chapter 13 case, the Defendant shall retain all rights under
17 applicable state law with regard to its lien; and

18 5. The parties shall bear their own costs.

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