



In re	(SHORT TITLE)	CHAPTER:	
	Debtor(s).	CASE NO.:	

- 6.  Movant shall not conduct a foreclosure sale before the following date (*specify*):
- 7.  The stay shall remain in effect subject to the terms and conditions set forth in the Adequate Protection Attachment to this Order.
- 8.  In chapter 13 cases, the trustee shall not make any further payments on account of Movant's secured claim after entry of this Order. The secured portion of Movant's claim is deemed withdrawn upon entry of this Order without prejudice to Movant's right to file an amended unsecured claim for any deficiency. Absent a stipulation or order to the contrary, Movant shall return to the trustee any payments received from the trustee on account of Movant's secured claim after entry of this Order.
- 9.  The filing of the petition was part of a scheme to delay, hinder, and defraud creditors that involved either:
  - transfer of all or part ownership of, or other interest in, the Property without the consent of the secured creditor or court approval.
  - multiple bankruptcy filings affecting the Property.

If recorded in compliance with applicable state laws governing notices of interest or liens in the Property, this Order is binding and effective under 11 U.S.C. § 362(d)(4)(A) and (B) in any other bankruptcy case purporting to affect the Property filed not later than two (2) years after the date of entry of this Order, except that a debtor in a subsequent bankruptcy case may move for relief from this Order based upon changed circumstances or for good cause shown, after notice and a hearing. Any federal, state or local governmental unit that accepts notices of interests or liens in real property shall accept a certified copy of this Order for indexing and recording.

- 10. This Court further orders as follows:
  - a.  This Order shall be binding and effective despite any conversion of this bankruptcy case to a case under any other chapter of Title 11 of the United States Code.
  - b.  The 10-day stay provided by Bankruptcy Rule 4001(a)(3) is waived.
  - c.  The provisions set forth in the Extraordinary Relief Attachment shall also apply (*attach Optional Form F 4001-10.ER*).
  - d.  See attached continuation page for additional provisions.

Dated:

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UNITED STATES BANKRUPTCY JUDGE

In re	(SHORT TITLE)	CHAPTER:
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**ADEQUATE PROTECTION ATTACHMENT**  
**(MOVANT: \_\_\_\_\_)**

*(This Attachment is the continuation page for Paragraph 7 of the Order on the Motion.)*

The stay shall remain in effect subject to the following terms and conditions:

1.  The Debtor(s) tendered payments at the hearing in the amount of \$\_\_\_\_\_.
2.  The Debtor(s) shall make regular monthly payments in the amount of \$\_\_\_\_\_ commencing \_\_\_\_\_.  
 The amount of these payments may be subject to change under the terms of the parties' original agreements. All payments due Movant hereunder shall be paid to Movant at the following address:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

3.  The Debtor(s) shall cure the postpetition default computed through \_\_\_\_\_ in the sum of \$\_\_\_\_\_ as follows:
  - a.  In equal monthly installments of \$\_\_\_\_\_ each commencing \_\_\_\_\_ and continuing thereafter through and including \_\_\_\_\_,
  - b.  By paying the sum of \$\_\_\_\_\_ on or before \_\_\_\_\_,
  - c.  By paying the sum of \$\_\_\_\_\_ on or before \_\_\_\_\_,
  - d.  By paying the sum of \$\_\_\_\_\_ on or before \_\_\_\_\_,
  - e.  Other:
4.  The Debtor(s) shall maintain insurance coverage on the property and shall remain current on all taxes that fall due postpetition with regard to the property.
5.  The Debtor(s) shall file a Disclosure Statement and Plan on or before *(specify date)*:  
 Disclosure Statement shall be approved on or before *(specify date)*:  
 The Plan shall be confirmed on or before *(specify date)*:
6.  Upon any default in the foregoing terms and conditions, Movant shall serve written notice of default to Debtor(s), and any attorney for Debtor(s). If Debtor(s) fails to cure the default within) 10 calendar days after mailing of such written notice:
  - a.  The stay shall automatically terminate without further notice, hearing or order.
  - b.  Movant may file and serve a declaration under penalty of perjury specifying the default, together with a proposed order terminating the stay, which the Court may grant without further notice or hearing.
  - c.  The Movant may move for relief from the stay upon shortened notice in accordance with Local Bankruptcy Rules.
  - d.  The Movant may move for relief from the stay on regular notice.

*(Continued on next page)*

In re (SHORT TITLE) Debtor(s).	CHAPTER: CASE NO.:
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- 7.  Notwithstanding anything contained herein to the contrary, the Debtor(s) shall be entitled to a maximum of \_\_\_\_\_ (number) notices of default and opportunities to cure pursuant to the preceding paragraph. Once a Debtor(s) has defaulted this number of times on the obligations imposed by this Order and has been served with this number of notices of default, Movant shall be relieved of any obligation to serve additional notices of default and provide additional opportunities to cure. If an event of default occurs thereafter, Movant shall be entitled, without first serving a notice of default and providing the Debtor(s) with an opportunity to cure, to file and serve a declaration under penalty of perjury setting forth in detail the Debtor's failures to perform hereunder, together with a proposed order terminating the stay, which the Court may enter without further notice or hearing.
- 8.  The foregoing terms and conditions shall be binding only during the pendency of this bankruptcy case. If, at any time, the stay is terminated with respect to the Property by court order or by operation of law, the foregoing terms and conditions shall cease to be binding and Movant may proceed to enforce its remedies under applicable non-bankruptcy law against the Property and/or against the Debtor(s).
- 9.  If Movant obtains relief from stay based on Debtor's(s)' defaults hereunder, the order granting that relief shall contain a waiver of the 10-day stay created by Federal Rule of Bankruptcy Procedure 4001(a)(3).
- 10.  Movant may accept any and all payments made pursuant to this Order without prejudice to or waiver of any rights or remedies to which it would otherwise have been entitled under applicable non-bankruptcy law.
- 11.  Other (specify):

_____ Judge's Initials
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**NOTE:** When using this form to indicate service of a proposed order, **DO NOT** list any person or entity in Category I. Proposed orders do not generate an NEF because only orders that have been entered are placed on a CM/ECF docket.

### PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:

A true and correct copy of the foregoing document described as \_\_\_\_\_ will be served or was served **(a)** on the judge in chambers in the form and manner required by LBR 5005-2(d), and **(b)** in the manner indicated below:

**I. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (“NEF”)** - Pursuant to controlling General Order(s) and Local Bankruptcy Rule(s) (“LBR”), the foregoing document will be served by the court via NEF and hyperlink to the document. On \_\_\_\_\_ I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following person(s) are on the Electronic Mail Notice List to receive NEF transmission at the email addressed indicated below:

Service information continued on attached page

**II. SERVED BY U.S. MAIL OR OVERNIGHT MAIL** (indicate method for each person or entity served):  
On \_\_\_\_\_ I served the following person(s) and/or entity(ies) at the last known address(es) in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States Mail, first class, postage prepaid, and/or with an overnight mail service addressed as follow. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

**III. SERVED BY PERSONAL DELIVERY, FACSIMILE TRANSMISSION OR EMAIL** (indicate method for each person or entity served): Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on \_\_\_\_\_ I served the following person(s) and/or entity(ies) by personal delivery, or (for those who consented in writing to such service method) by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

Service information continued on attached page

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

Date	Type Name	Signature
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**ADDITIONAL SERVICE INFORMATION** (if needed):



