



4. Filing and Serving a Response: All claimants and parties in interest may file a response to the Motion to Approve DS. If you wish to oppose the Motion to Approve DS, you must file and serve a written response no later than 14 days before the hearing and appear at the hearing. When serving a response, serve it on the Debtor's attorney and the Debtor at the addresses set forth below. If you fail to file a written response or fail to appear at the hearing, the court may treat such failure as a waiver of your right to oppose the Motion to Approve DS and may grant the Motion to Approve DS.

a. **DEADLINE:** (*date*) \_\_\_\_\_

b. **DEBTOR'S ADDRESS:**

c. **DEBTOR'S ATTORNEY'S ADDRESS:**

Do not mail the response. Debtor's attorney will be served by Notice of Electronic Filing; **or**

Mailing Address:

Date: \_\_\_\_\_

\_\_\_\_\_  
Signature of Debtor

\_\_\_\_\_  
Printed name of Debtor

Date: \_\_\_\_\_

\_\_\_\_\_  
Signature of attorney for Debtor, if any

\_\_\_\_\_  
Printed name of attorney for Debtor, if any

## MOTION TO APPROVE ADEQUACY OF DISCLOSURE STATEMENT

1. 11 U.S.C. § 1125 requires that adequate information be disclosed with the Plan, to provide information for claimants to decide whether to submit a ballot to accept or reject the plan, or to file an objection to confirmation. **Sections I – VI and X of the DS and Plan** contains this disclosure.
2.  Points and Authorities: Attached is an optional points and authorities.
3.  Amended Disclosure Statement and/or Plan:
  - Attached is an Amended DS and Plan that was filed after the Notice of Hearing on Adequacy of Disclosure Statement was filed. Also attached is a description of the reasons for filing an Amended D/S and Plan.
  - Additional Evidence: Attached is additional evidence to support granting the Motion to Approve DS.
    - a. Declarations [LBR 9013-1(i)]
      - Debtor
      - Person who completed service of the Notice of Hearing on Adequacy of Disclosure Statement
      - Other:
    - b. Documents Authenticated by Declarations [LBR 9013-1(c)(3)(A)]
      - Exhibit A:
      - Exhibit B:
      - Exhibit C:
4. Based on the foregoing, the Debtor requests that the court enter an order approving the adequacy of the disclosure statement.

Date: \_\_\_\_\_

\_\_\_\_\_  
Signature of Debtor(s)

\_\_\_\_\_  
Printed name of Debtor(s)

Date: \_\_\_\_\_

\_\_\_\_\_  
Signature of attorney for Debtor, if any

\_\_\_\_\_  
Printed name of attorney for Debtor, if any

## 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 entitled: **NOTICE OF MOTION AND MOTION TO APPROVE ADEQUACY OF DISCLOSURE STATEMENT OF DEBTOR WHO IS AN INDIVIDUAL(S) WITH PRIMARILY CONSUMER DEBTS** [11 U.S.C. § 1125; FRBP 3017; LBR 3017-1] 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 stated below:

**1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):** Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On *(date)* \_\_\_\_\_, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

Service information continued on attached page

**2. SERVED BY UNITED STATES MAIL:**

On *(date)* \_\_\_\_\_, I served the following persons and/or entities at the last known addresses 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 addressed 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

**3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL** *(state method for each person or entity served)*: Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on *(date)* \_\_\_\_\_, I served the following persons and/or entities by personal delivery, overnight mail service, 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 personal delivery on, or overnight mail 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 that the foregoing is true and correct.

\_\_\_\_\_  
*Date*

\_\_\_\_\_  
*Printed Name*

\_\_\_\_\_  
*Signature*

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This form has been approved for use in chapter 11 cases assigned to Judge Vincent P. Zurzolo.