



4. Filing and Serving a Response. All parties in interest may file a response to the Motion to Confirm Plan. If you wish to oppose the Motion to Confirm Plan, 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 address 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 Confirm Plan and may grant the Motion to Confirm Plan.

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

b. **DEBTOR'S ADDRESS:**

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

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

Mailing Address:

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

## MOTION TO CONFIRM PLAN OF REORGANIZATION

1. Requirements for Confirmation of Plan. 11 U.S.C. § 1129(a) contains a list of requirements that must be met in order for the court to confirm the Plan. All requirements are met.
2. Acceptance of Plan. Attached is a declaration to establish the level to which the Plan is accepted, including:
  - A. **Deemed Acceptance:** By claimants who were not entitled to vote, or were entitled to vote but did not vote.
  - B. **Acceptance by Ballots:** By claimants who were entitled to vote, and who voted to accept the Plan.
  - C. **Non-Acceptance:** By claimants who were entitled to vote, and voted to not accept the Plan, but whose claims receive treatment specified in 11 U.S.C. § 1129(a)(7), (9) or (10).
3. Feasibility of Plan. Attached is a declaration to establish that the Plan is feasible and not likely to be followed by a liquidation or need for further reorganization. The declaration includes valuation of property.
4. Discussion of Legal Standards. Attached is a discussion to establish that the Plan meets certain legal standards:
  - A. **Best Interest of Creditors:** Discussion to establish the Plan is in the best interest of creditors, to include a discussion of valuation of property.
  - B. **Fair and Equitable:** Discussion to establish that the Plan is fair and equitable.
  - C.  **Points and Authorities:** Optional points and authorities to establish that relevant legal standards have been met to support conformation of the Plan.
5.  Additional Evidence.
  - a. Declarations [LBR 9013-1(i)]
    - Debtor
    - Person who completed service of the Notice of Deadlines
    - Person who received and tabulated ballots
    - Other:
  - b. **Exhibits:** Documents Authenticated by Declarations [LBR 9013-1(c)(3)(A)]
    - Exhibit A:
    - Exhibit B:
    - Exhibit C:
    - Exhibit D:
    - Exhibit E:

6. Relief Sought. Based on the foregoing, the Debtor requests that the court enter an order granting the Motion to Confirm Plan, and to confirm the Plan.

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 CONFIRM PLAN OF REORGANIZATION OF DEBTOR WHO IS AN INDIVIDUAL(S) WITH PRIMARILY CONSUMER DEBTS** [11 U.S.C. § 1129, FRBP 3020(b)] 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*