

4. Motion to Confirm Plan. Pursuant to FRBP 9014 and LBR 9013-1(d), no later than 21 days before the hearing the Debtor will file a motion to confirm the Plan (“Motion to Confirm Plan”). The Debtor will serve the Motion to Confirm Plan on the U.S. trustee and all parties who vote against the Plan or file a preliminary objection to the Plan. At the hearing the court will determine if the Plan complies with the requirements of 11 U.S.C. §§ 1121-1129.
5. Notice of Additional Injunction. Pursuant to FRBP 2002(c)(3), if the Plan provides for an injunction against conduct not otherwise enjoined under the Bankruptcy Code, this notice must (a) include a statement in conspicuous language that the plan proposes an injunction; (b) describe briefly the nature of the injunction; and (c) identify the entities that would be subject to the injunction. That information is contained in Exhibit A.
6. Dates and Deadlines.

a. **Submitting a Ballot to Vote on Plan Treatment.** FRBP 3018 and LBR 3018-1 require the Debtor(s) to file a summary of ballots received from claimants who voted to accept or reject the proposed treatment of their claim(s).

1. Ballot. A ballot accompanies this Notice.
2. Who Has the Right to Submit a Ballot to Vote. As set forth in **section III.D of the DS and Plan**, claimants with an impaired claim have the right to submit a ballot to indicate their vote on whether to accept or reject their treatment under the Plan. Claimants who hold an impaired claim, but do not submit a ballot, are deemed to have accepted the proposed treatment of their claim. To determine if your claim is impaired, please see **section VII of the DS and Plan** to locate the proposed treatment of your claim.
3. Submitting a Ballot. If your claim is impaired, please submit a completed ballot so that it is **RECEIVED** no later than the following deadline at the following address:

A. DEADLINE: (date) _____

B. ADDRESS TO MAIL BALLOT:

b. **Filing a Preliminary Objection to Confirmation of the Plan**

1. Preliminary Objection. A preliminary objection to confirmation (“Preliminary Objection”) is filed before the Debtor files a Motion to Confirm Plan. This provides the Debtor the opportunity to resolve objections before filing a Motion to Confirm Plan or, if necessary, to file an amended DS and Plan.
2. Who May File a Preliminary Objection. All parties in interest may file a Preliminary Objection. With the exception of the U.S. trustee, the Motion to Confirm will not be served on you if you do not vote against the Plan or file a Preliminary Objection.
3. Filing and Serving a Preliminary Objection: Pursuant to FRBP 2002(b) this notice provides at least 28 days of notice of the deadline to file an objection to the Plan. Serve a Preliminary Objection at the address(es) identified below; then, file the Preliminary Objection with the court by the following deadline:

DEADLINE: (date) _____

DEBTOR’S ADDRESS:

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:

c. Filing a Response to Motion to Confirm Plan. FRBP 3020(b); LBR 9013-1(f)

1. Response to Motion: A response to a Motion to Confirm Plan (“Response to Motion to Confirm Plan”) is a way to object to the Plan after the Debtor files a Motion to Confirm. If you filed a Preliminary Objection, the Debtor will serve you with a copy of the Motion to Confirm Plan, which may contain additional information and declarations to determine whether to file a response. If you did not file a Preliminary Objection, you may consult the court’s docket for this case 21 days before the hearing to review the Motion to Confirm Plan.
2. Who May File a Response: All parties in interest may file a Response to the Motion to Confirm Plan.
3. Filing and Serving a Response: Serve a Response to Motion to Confirm Plan at the debtor's address identified below; then, file the Response to Motion to Confirm Plan with the court by the following deadline:

DEADLINE: (date) _____

ADDRESS OF DEBTOR AND DEBTOR’S ATTORNEY: See above, section 6.b.3.

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 DATES RELATED TO CONFIRMATION OF PLAN OF REORGANIZATION AND DEADLINES TO: (A) SUBMIT BALLOTS; (B) FILE PRELIMINARY OBJECTION TO PLAN CONFIRMATION; AND (C) FILE RESPONSE TO MOTION TO CONFIRM PLAN** [11 U.S.C. § 1128; FRBP 3018, 3020(b); LBR 3018-1] 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

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