

**ADDITIONAL REQUIREMENTS FOR MOTIONS
FOR RELIEF FROM STAY**

I. Federal Rule of Bankruptcy Procedure 4001(a) provides that motions for relief from stay shall be served on certain identified parties and “such other entities as the court may direct.”

Whenever a lienholder moves for relief from stay the interests of other parties who hold liens against or interests in the property are likely to be affected. Accordingly, Judge Bluebond requires that any motion for relief from stay in which the movant seeks authority to foreclose upon (or to validate a foreclosure sale conducted with regard to) property owned by the debtor or the estate, whether real or personal, tangible or intangible, be served on all parties (other than the movant) identified in the debtor’s schedules or the public record as holding a lien against or an interest in the property that is the subject of the motion.

Please note that this rule imposes **additional** service requirements for motions for relief from stay and is not intended to replace or supercede the service requirements applicable to motions for relief from stay contained within the Federal Rules of Bankruptcy Procedure and the Local Bankruptcy Rules.

II. Any motion for relief from stay in which the movant seeks authority to foreclose upon (or to validate a foreclosure sale conducted with regard to) property owned by the debtor or the estate, whether real or personal, tangible or intangible, shall include a copy of the Statement of Intent as an Exhibit to the motion. If the Debtor has not filed a Statement of Intent, the movant shall include a statement to this effect in the declaration that it files in support of the motion.

III. Any motion for relief from stay in which the movant seeks relief under §362(d)(4) shall be served on the original borrower.