

## Motion to Extend Time—Bankruptcy and Adversary

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### Docketing Event

- Adversary > Motions/Applications> Motion to Extend Time
- Adversary > Motions/Applications> Motion to Extend Time to Appeal
- Bankruptcy > Motions/Applications/Objections> Motion to Extend Deadline to File Schedules, Statements, Ch. 13 Plan
- Bankruptcy > Motions/Applications/Objection> Motion to Extend Exclusivity Period
- Bankruptcy > Motions/Applications/Objections> Motion to Extend Plan Payments
- Bankruptcy > Motions/Applications/Objections> Motion to Extend Time
- Bankruptcy > Motions/Applications/Objections> Motion to Extend Time to Appeal

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### Negative Notice:

- Motion to Extend Time to Object to Discharge (§ 727) – Chapter 7
- Motion to Extend Time to File Complaint to Determine Dischargeability (§ 523) – Chapter 7, 11, 12, and 13
- Motion to Extend Time to File a Motion to Dismiss Case Pursuant to 11 U.S.C. §707(b)

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**Accompanying Orders:** For Motions to Extend Deadline to File Schedules, Statements, and Chapter 13 plan, the Court will prepare an order. For Motions to Extend Time to File a Reaffirmation Agreement (which requests an extension of 60 days or less), the movant may submit a proposed order simultaneously with the Motion. For Motions to Extend Time to Obtain Credit Counseling and Motions to Extend Time to File Tax Returns, the movant may submit a proposed order simultaneously with the Motion.

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### Code and Rule References:

[11 U.S.C. § 707\(b\)](#)

[Fed. R. Bankr. P. 4003\(b\)](#)

[11 U.S.C. § 727\(a\)](#)

[Fed. R. Bankr. P. 4004](#)

[11 U.S.C. § 523](#)

[Fed. R. Bankr. P. 4007](#)

[11 U.S.C. § 1121\(d\)\(3\)](#)

[Fed. R. Bankr. P. 9006](#)

[Fed. R. Bankr. P. 1007](#)

[Local Rule 1007-1](#)

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**Fee:** N/A

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**Applicable Chapters:** 7, 11, 12, 13

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**Implemented:** 10/26/17

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**Last Revision:** 4/18/2023 10:25:45 AM

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### Description

Parties may file motions to extend time to file various papers including schedules, statements, plans, objections to claims or exemptions, complaints objecting to discharge or to determine dischargeability, answers, responses, and appeals. Parties may also file motions requesting to extend the time to complete some task like bringing Chapter 13 plan payments current, filing tax returns, or to enlarge a period like the Chapter 11 exclusivity period.

This procedure covers motions to extend or enlarge time except for Motion to Extend the Automatic Stay.

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### **Filing Checklist**

Review the motion to determine if it:

- Is signed;
- Has the attorney's name and address complete and consistent with the filing attorney's name and address in CM/ECF;
- Is properly served and includes a proper certificate of service;
- If applicable, is accompanied by a proposed order;
- Is (a) a Motion to Extend Time to File an Objection to Discharge or a Complaint to Determine Dischargeability or (b) a Motion to Dismiss under § 707(b), then may be filed with negative notice; otherwise, the motion will be set for hearing ;
  - ❖ Note: Negative Notice response period is 21 days (plus an additional three days for service if any party was served by U.S. Mail).

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### **Forms**

[Motion to Extend Time – Bankruptcy](#)

[Motion to Extend Time – Adversary](#)