

Motion to Use or Prohibit Use of Cash Collateral

Docketing Event

- Bankruptcy > Motions/Applications/Objections > Motion to Use Cash Collateral
 - Bankruptcy > Motions/Applications/Objections > Motion to Prohibit Use of Cash Collateral
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Negative Notice: N/A

Accompanying Orders: N/A

Code and Rule References:

[11 U.S.C. § 363](#)

[Fed. R. Bankr. P. 4001](#)

[Fed. R. Bankr. P. 7004](#)

[Fed. R. Bankr. P. 9014](#)

[Fed. R. Bankr. P. 9034\(f\)](#)

[Local Rule 2081-1\(g\)\(1\)](#)

Fee: N/A

Applicable Chapters: 11, 13

Implemented: 3/4/2019

Last Revision: 7/1/2019 10:40:11 AM

Description

A motion to use or prohibit use of cash collateral is typically filed in a Chapter 11 or Chapter 13 case. These motions are filed in the beginning of a Chapter 11 case.

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;
- Includes the required terms:
 - a budget setting forth the projected cash flow of the debtor for the period of time for which the use of cash collateral is sought;
 - the amounts and types of cash collateral on the petition date;
 - the name of each secured creditor having a security interest in the cash collateral, the basis upon which the secured creditor is entitled to assert a security interest in the cash collateral, and the amount owed to the secured creditor;
 - the debtor's proposed adequate protection for each secured creditor (e.g., replacement lien, insurance);
 - reasonable reporting requirements;
 - proposed consequences of default; and
- Is properly served and includes a proper certificate of service.