

**FORMS ARE GENERIC SUGGESTIONS. PARTIES AND THEIR ATTORNEYS SHOULD REVISE THEM TO ADDRESS THE UNIQUE CIRCUMSTANCES OF EACH CASE.**

UNITED STATES BANKRUPTCY COURT  
MIDDLE DISTRICT OF FLORIDA

\_\_\_\_ DIVISION

[www.flmb.uscourts.gov](http://www.flmb.uscourts.gov)

In re \_\_\_\_\_ )  
 )  
 , ) Case No. \_\_\_\_  
 ) Chapter \_\_\_\_  
 Debtor.\* )  
 \_\_\_\_\_ )

**OBJECTION TO CLAIM**

**NOTICE OF OPPORTUNITY TO OBJECT AND REQUEST FOR HEARING**

Pursuant to Local Rule 2002-4, the Court will consider the relief requested in this paper without further notice or hearing unless a party in interest files a response within 30 days from the date set forth on the attached proof of service, plus an additional three days for service if any party was served by U.S. Mail.

If you object to the relief requested in this paper, you must file a response with the Clerk of the Court at [insert address] and serve a copy on the movant's attorney, [name and address], and any other appropriate persons within the time allowed. If you file and serve a response within the time permitted, the Court will either schedule and notify you of a hearing, or consider the response and grant or deny the relief requested without a hearing.

If you do not file a response within the time permitted, the Court will consider that you do not oppose the relief requested in the paper, will proceed to consider the paper without further notice or hearing, and may grant the relief requested.

Debtor(s), [insert Debtor(s) name(s)], by and through the undersigned attorney, object to the proof of claim filed in this case by [insert creditor name] and in states:

1. This case was commenced by the filing of a bankruptcy petition on [insert petition date].

\_\_\_\_\_  
\*All references to "Debtor" include and refer to both debtors in a case filed jointly by two individuals.

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2. [Insert name of creditor], (hereinafter “Creditor”) filed a purported proof of claim (Claim No. \_\_\_\_ ) in the amount of \$[insert amount] for [insert reason for claim].

3. Debtor(s) object(s) to Claim No. \_\_\_\_ because [explain basis for objection].

**WHEREFORE**, the Debtor(s) respectfully request(s) that the Court: (1) Sustain the Debtor(s) objection to the Creditor’s proof of claim; (2) Disallow the claim as a legally unenforceable debt; and (3) Grant any other such relief as the Court determines just and proper, including attorneys’ fees for bringing this objection.

Dated: [insert date].

/s/ Signature  
Attorney Name  
Attorney Bar No.  
Attorney E-Mail  
Attorney Address  
Attorney Phone Number  
Attorney for Debtor(s)

**PROOF OF SERVICE**

A true and correct copy of the foregoing has been sent by either electronic transmission or U.S. Mail on [insert date] to: [insert Chapter 7 or Chapter 13] Trustee; Debtors; and Creditor.

/s/ Signature  
Attorney Name  
Attorney Bar No.  
Attorney E-Mail  
Attorney Address  
Attorney Phone Number  
Attorney for Debtor(s)