

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

In re _____,
Debtor*.
_____)
)
) Case No. _:_-bk-____-____
) Chapter _
)
)

MOTION TO REDEEM PERSONAL PROPERTY

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

If you object to the relief requested in this paper you must file a response with the Clerk of Court at (address) [and, if the moving party is not represented by an attorney, mail a copy to the moving party at (address)] within (number) days from the date of the attached proof of service, plus an additional three days if this paper was served on any party by U.S. Mail.

If you file and serve a response within the time permitted, the Court will either notify you of a hearing date or the Court will consider the response and grant or deny the relief requested in this paper 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, and the Court may grant or deny the relief requested without further notice or hearing. You should read these papers carefully and discuss them with your attorney if you have one. If the paper is an objection to your claim in this bankruptcy case, your claim may be reduced, modified, or eliminated if you do not timely file and serve a response.

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

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Debtor, [insert name of Debtor] requests entry of an order providing for the redemption of personal property and states:

1. Debtor filed this Chapter 7 bankruptcy case on [insert petition date].
2. On Bankruptcy Schedule A/B, Debtor lists this personal property (the “Property”):
[Describe personal property to be redeemed, include VIN for vehicles].
3. Creditor, [insert name of Creditor], holds a lien which encumbers the Property.
4. The fair market value of Property is \$ [insert fair market value of Property], which Debtor submits is the amount of Creditor’s allowed secured claim (“Redemption Value”).
5. The Property is intended primarily for personal, family or household use.
6. Debtor either has claimed an exemption for the Property or the Chapter 7 Trustee has abandoned the Property.
7. Debtor proposes to pay Creditor the Redemption Value within ___ days upon entry of an order granting this motion.

Verification of Debtor

I, [insert name of Debtor] verify under penalty of perjury under the laws of the United States of America that the foregoing allegations in this Motion to Redeem Personal Property are true and correct.

[insert date signed]
Date

[signature of Debtor]
[insert name of Debtor]

WHEREFORE, Debtor respectfully requests that the Court enter an order granting this motion, determining the redemption value of the Property, and for such further relief as the Court deems appropriate.

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Dated: [insert date].

/s/ Signature
Attorney Name
Attorney Bar No.
Attorney E-Mail
Attorney Address
Attorney Phone Number
Attorney for [insert name of client]

PROOF OF SERVICE

A true and correct copy of the foregoing has been sent by either electronic transmission or U.S. Mail on _____ to:

/s/ Signature
Attorney Name
Attorney Bar No.
Attorney E-Mail
Attorney Address
Attorney Phone Number
Attorney for [insert name of client]