

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 FOR RELIEF FROM THE AUTOMATIC STAY

**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.

[Insert name of moving party] (“Movant”) seeks relief from the automatic stay under 11

U.S.C. § 362, and states:

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

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1. [Explain Movant’s relationship to the Debtor.].
2. [Explain the debt owed to the Movant by the Debtor, including details such as account numbers or other identifying information.].
3. [Explain the relief you seek and identify the specific subsection relied upon under 11 U.S.C. § 362.].
4. [If you seek relief relating to a vehicle, please insert the year, make, model, and VIN for the vehicle. If you seek relief relating to real property, please include the street address and the legal description.].
5. [Insert any additional information to explain why the Court should modify the automatic stay.].

WHEREFORE, Counsel respectfully requests that the Court enter an Order for Relief from the Automatic Stay as it pertains to Movant and for such further relief as the Court deems appropriate.

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:

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