

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

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In re:

[Insert Caption],

Debtor.

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Chapter [Insert Chapter No.]

Case No. [Insert Case No.]-jmm

**ORDER GRANTING CONDITIONAL RELIEF
FROM THE AUTOMATIC STAY**

Upon the motion [ECF No. ____] (the “Motion”) of [Name of Movant] (“Movant”), for relief from the automatic stay with respect to [Address of Real Property; Vehicle, Make, Model VIN] (the “Collateral”); and a hearing on the Motion having been held on [Date]; and good and sufficient notice of the Motion and the hearing having been provided; and objections, if any, having been overruled, withdrawn or resolved, and good cause appearing therefor, it is

ORDERED, the above-captioned debtor (the “Debtor”) shall perform the following obligations (the “Obligations”):

1. Make the following payments so as to be received by the Movant by the Payment

Date:

PAYMENT AMOUNT:	PAYMENT DATE:	PAYMENT APPLIED TO:

All payments shall be made pursuant to the following instructions: [Mailing Address and Other

Instructions].

2. Perform the following obligations: *[Other Requirements, if any, e.g., payment of real estate taxes, providing Movant with proof of insurance, etc.]*;

and it is further

ORDERED, if the Debtor fails to perform the Obligations timely, Movant may serve a Notice of Default that identifies the Obligations in default. The notice shall advise that if all defaults are not cured within ten (10) business days after service of the Notice of Default (the “Cure Period”), Movant shall be entitled to relief from the automatic stay. Any Notice of Default shall be served by first class mail or overnight carrier on the Debtor and Debtor’s counsel *[and the case trustee]*; and it is further

ORDERED, if the default is not cured within the Cure Period, Movant may file and serve an Affidavit of Non-Compliance on the docket of this case identifying the Obligations in default and attesting to the Debtor’s failure to cure the defaults within the Cure Period. The Notice of Default and proof of service of the Notice of Default shall be attached to the Affidavit of Non-Compliance. Upon filing the Affidavit of Non-Compliance, Movant may submit a proposed order modifying the automatic stay to permit Movant, its agents, assigns, or successors in interest, to exercise their rights and remedies available under applicable law as to the Collateral; and it is further

ORDERED, that all other relief sought in the Motion is denied.