

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

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In re:

Case No.: - -AST
Chapter 13

Debtor(s).

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ORDER RECLASSIFYING JUDICIAL LIEN(S) IN THIS CHAPTER 13 CASE

UPON the motion (the “Motion”) of [Movant] (“Movant”), for entry of an order pursuant to 11 U.S.C. § 522(f), avoiding the judicial lien(s) listed below as [a lien / liens] of record against the Debtor[’s’] real property located at [Address of Principal Residence] (the “Property”); and it appearing that notice of the Motion was good and sufficient [and any opposition having been [overruled] or [withdrawn]]; and after due deliberation and sufficient cause appearing therefor; it is hereby

ORDERED, that pursuant to 11 U.S.C. § 522(f)(1)(A), the Motion is granted; and it is further

ORDERED, that within 30 days after Debtor[s] complete[s] all payments under Debtor[’s’] plan, Debtor[s] may file a motion seeking to vacate, expunge, and avoid the following judicial lien[s] as [a lien / liens] of record against the Property:

1. [Caption of the Action for First Judicial Lien], recorded with the Clerk of [Nassau/Suffolk] County, State of New York, on [Date Judgment Was Recorded], in the amount of [Amount of Judgment];
2. [Caption of the Action for Second Judicial Lien], recorded with the Clerk of [Nassau/Suffolk] County, State of New York, on [Date Judgment Was Recorded], in the amount of [Amount of Judgment];

3. [Caption of the Action for Third Judicial Lien, etc.], recorded with the Clerk of [Nassau/Suffolk] County, State of New York, on [Date Judgment Was Recorded], in the amount of [Amount of Judgment];

[Add more Judicial Liens as needed]

And it is further

ORDERED, that such motion shall be accompanied by an affidavit of Debtor[s] certifying that all payments to be made to the Chapter 13 Trustee have been made, and that all post-petition mortgage payments, vehicle payments, real estate taxes, and domestic support obligations that are to be paid directly by Debtor[s] under the plan have been paid; such motion shall also certify that it has been served on all parties-in-interest; and it is further

ORDERED, that any timely filed proof(s) of claim on account the above judicial lien(s) shall be treated as wholly unsecured during the pendency of Debtor[’s’] Chapter 13 case.