

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
LYNCHBURG/CHARLOTTESVILLE/HARRISONBURG**

IN RE: **[Name of Debtor]**

Debtor

**MOTION TO WAIVE NOTICE AND
SERVICE OF AMENDED CHAPTER 13
PLAN ON UNAFFECTED CREDITORS**

Case number: **[xx-xxxxx]**

COMES NOW the Debtor/Plaintiff, **[Name of Debtor,]** by counsel, and moves the Court to enter an Order to waive notice and service of the filed Chapter 13 Amended Plan on unaffected creditors, in support of which Debtor(s) state as follows:

1. The Debtor(s) filed an Amended Chapter 13 Plan with this Court on **[Date filed.]** The Chapter 13 Plan which preceded this plan was filed on **[Date amended plan filed].**
2. As compared to the previously filed Chapter 13 Plan, the current amended plan does not adversely affect general unsecured creditors because the last noticed plan paid general unsecured creditors **[Enter %]** percent of their allowed claims, and the current amended pays **[Enter %].**
3. Furthermore, as compared to the previously filed Chapter 13 Plan, the current amended plan filed on **[Date filed]** does not adversely affect priority creditor(s) or secured creditor(s), except as listed below in 3.a, and that effect is de minimus:
 - a. None.

WHEREFORE, The Debtor(s) pray that the Court will enter an Order granting their motion to waive notice and service of their Amended Chapter 13 Plan filed on the creditor(s) set forth above.

/s/ **[Name of attorney]**
Counsel

Attorney name
Full address
Phone number
Email address

CERTIFICATE OF SERVICE

I, [**Name of Attorney**], Esq., do hereby certify that a true and accurate copy of this Motion to Notice and Service of Amended Chapter 13 Plan on Unaffected Creditors was delivered by electronic means by ECF distribution on [**Date of Electronic Service**] to:

HERBERT BESKIN, Trustee
P. O. Box 2103
Charlottesville, VA 22902-2103

/s/ [**Attorney name**]

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
LYNCHBURG/CHARLOTTESVILLE/HARRISONBURG DIVISION**

IN RE: [Name of Debtor(s)]

ORDER TO WAIVE NOTICE

Debtor

Case No. [xx-xxxxx]

THIS CAUSE came upon the Debtor's motion for an Order waiving the service of an amended plan filed [Date amended plan filed (Docket # of amended plan)] and retaining the current hearing date and time for confirmation normally required pursuant to Local rule 3015-2(A)(2) and Rule 2002 (a)(5.).

UPON CONSIDERATION WHEREOF, it appearing proper to the Court, it is accordingly ORDERED that Debtor shall be and is hereby granted leave to waive service of the Amended Plan filed [Date amended plan filed (Docket # of amended plan)].

Entered this ____ day of _____, _____.

JUDGE

I ASK FOR THIS:

/s/ [Attorney name]
Attorney name, Esq.
Counsel for the Debtor

SEEN AND AGREED:

/s/Angela M. Scolforo/Herb Beskin (pick one)], Esquire
[Staff Attorney/Chapter 13 Trustee]