

IN THE UNITED STATES BANKRUPTCY COURT FOR  
THE \_\_\_\_\_ DISTRICT OF \_\_\_\_\_

In re:

\_\_\_\_\_

Debtor(s)

)  
)  
)  
)  
)

No. \_\_\_\_\_

Chapter \_\_\_\_\_

**MOTION TO EXTEND AUTOMATIC STAY**

**NOTICE OF HEARING**

Notice is hereby given that:

A hearing will be held on the motion on \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_,m., in Courtroom \_\_\_\_\_, located at \_\_\_\_\_.

Your rights may be affected. You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. If you do not have an attorney, you may wish to consult one.

If you do not want the court to grant the relief requested, you or your attorney must attend this hearing. If you do not attend the hearing, the court may decide that you do not oppose the relief sought in the motion and may enter an order granting that relief.

Pursuant to 11 U.S.C. § 362(c)(3)(B), the debtor(s) request(s) an order extending the automatic stay, and make(s) the following representations in support of this request:

1. There was one case of the debtor(s) previous to this case that was pending within the year preceding the commencement of this case but the previous case was dismissed. The case number of the previous case was \_\_\_\_ - \_\_\_\_\_. The reason for the dismissal was \_\_\_\_\_

\_\_\_\_\_

# Motion To Extend Automatic Stay

**California (State).**



## **Motion To Extend Automatic Stay:**

**Superseding and Staying Judgments** Roger Townsend,2007      **When You Have to File for Bankruptcy** Matt Pelc,2008 According to the United States Bankruptcy Courts the number of bankruptcies filed each year is on the rise People file bankruptcy for a variety of reasons such as preventing foreclosure on their homes preventing repossession of property loss of employment or reducing or eliminating debts The most common types of bankruptcy for which individuals file are Chapter 7 and Chapter 13 Chapter 7 involves the surrender of property to pay debts while a Chapter 13 bankruptcy allows for the retention of property but requires payments over the next three to five years This book is divided into three sections evaluating your need to file for bankruptcy how to file for bankruptcy and what to do after you have filed In the first section you will be provided with evaluation tools determine your eligibility learn how to check your credit report for accuracy and learn about the different types of bankruptcy for which you can file In the second section you will learn about the major changes in bankruptcy law bankruptcy lawyers alternatives to filing for bankruptcy bankruptcy code collection agencies exempt property nondischargeable debts what bankruptcy can and cannot accomplish the automatic stay provision foreclosure tax levies bankruptcy fees the 341 meeting bankruptcy myths the initial consultation with your lawyer and bankruptcy timelines You will learn the answers to some of the most common questions about bankruptcy such as Will creditors stop harassing me Will my spouse be affected Who will know about my filing Will I ever get credit again What does it cost The final section will provide a brief overview of what to do after you have gone through the bankruptcy process We will address the issues of how to get car loans and home loans and how to build credit after bankruptcy Whether you are filing for bankruptcy for the first time or unfortunately you have been through it before When You Have to File for Bankruptcy will provide insight into the complex and burdensome process Atlantic Publishing is a small independent publishing company based in Ocala Florida Founded over twenty years ago in the company president e tm s garage Atlantic Publishing has grown to become a renowned resource for non fiction books Today over 450 titles are in print covering subjects such as small business healthy living management finance careers and real estate Atlantic Publishing prides itself on producing award winning high quality manuals that give readers up to date pertinent information real world examples and case studies with expert advice Every book has resources contact information and web sites of the products or companies discussed      **Practical Guide to Resolving Your Client's Tax Liabilities** Kenneth C. Weil,2006 Explains and analyzes important issues and opportunities at the intersection of tax and bankruptcy law with an emphasis on solutions and strategies tax professionals can use to resolve their clients tax problems Written by Kenneth C Weil an a Horney and CPA with over 20 years experience on resolving tax disputes for taxpayers      **Bankruptcy Judgeship Needs** United States. Congress. House. Committee on the Judiciary. Subcommittee on Commercial and Administrative Law,2010      **Starting a Solo Law Firm 2021 Edition** Attorney Robert Schaller,2021-01-14 Attorney Robert Schaller and the Schaller Law Firm offer young lawyers in

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**The New Bankruptcy Code** Sally M. Henry, 2007 This new Second Edition of The New Bankruptcy Code reports on the changes Congress made to bankruptcy laws in 2005 by taking a look at reported case law unreported cases and pulled orders and also offers answers to commonly asked questions This essential guidebook written in an engaging question and answer format is a must have for practitioners in the trenches

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**California. Court of Appeal (2nd Appellate District). Records and Briefs** California (State)., **Consumer Bankruptcy 101** Eduardo V. Rodriguez, 2010-10 There are a lot of self help books on the market that discuss finances and how to take control of them in order to better your life style This is not another self help book on finances More often than not the population does not know where to turn to for financial advice when it comes to saving money buying a home investing spending wisely borrowing money lending money retirement plans budgeting and finally bankruptcy In this book the author will offer you a unique perspective on finances and bankruptcy Eduardo V Rodriguez holds a Bachelor s Degree in Psychology a Master s Degree in Business Administration and a Juris Doctorate Degree in Law and is fluent in both the English and Spanish languages Mr Rodriguez is a frequent speaker at seminars sponsored by the State Bar of Texas the Chapter 13 Trustee s Office University of Texas Cameron and Laredo County Bar Associations and the Texas Attorney General s Office and has published over twelve articles on the subject of consumer bankruptcy issues and related topics He is admitted to practice in the Southern and Western Districts of Texas and is a member of the American Bankruptcy Institute the Consumer Bankruptcy Section of the State Bar of Texas and National Association of Chapter Thirteen Trustees Mr Rodriguez also serves on the Pro Bono Executive Committee for the State Bar of Texas and has been a Real Estate Professional since 1980

**Nebraska Local Bankruptcy Rules and Membership Directory**, 2005 California. Supreme Court. Records and Briefs California (State)., Court of Appeal Case s B070064 *New York Court of Appeals. Records and Briefs*. New York (State)., Nowak V. Reno, 1997 *California Rules of Court 2008: Federal*, 2008 *United States Code* United States, 2018 *Bankruptcy Litigation Manual 2014-2015e* Cook, Michael L. Cook, 2014-12-01 Every step in the business bankruptcy litigation process is covered in Aspen Publishers Bankruptcy Litigation Manual from the drafting of the first pleadings through the appellate process In fact by making the Bankruptcy Litigation Manual a part of your working library you not only get detailed coverage of virtually all the topics and issues you must consider in any bankruptcy case you also get field tested answers to questions you confront every day such as How to stay continuing litigation against a corporate debtor s non debtor officers What are the limits on suing a bankruptcy trustee Is the Deprizio Doctrine still alive Does an individual debtor have an absolute right to convert a case from

Chapter 7 to Chapter 13 What prohibitions exist on cross collateralization in financing disputes Are option contracts executory for bankruptcy purposes When and under what circumstances may a bankruptcy court enjoin an administrative proceeding against a Chapter 11 debtor What are the current standards for administrative priority claims When must a creditor assert its setoff rights When can a remand order issued by a district court be reviewed by a court of appeals What are the limits on challenging pre bankruptcy real property mortgage foreclosures as fraudulent transfers Can an unsecured lender recover contract based legal fees incurred in post bankruptcy litigation on issues of bankruptcy law Is there a uniform federal limitation on perfecting security interests that primes a longer applicable state law period thus subjecting lenders to a preference attack Do prior bankruptcy court orders bar a plaintiff's later state court suit and warrant removal of the action in federal court Michael L Cook a partner at Schulte Roth Zabel LLP in New York and former long time Adjunct Professor at New York University School of Law has gathered together some of the country's top bankruptcy litigators to contribute to Bankruptcy Litigation Manual **Bankruptcy Litigation Manual, 2015-2016 Edition** By Michael L. Cook, 2015-11-11 Every step in the business bankruptcy litigation process is covered in Aspen Publishers and Bankruptcy Litigation Manual from the drafting of the first pleadings through the appellate process In fact by making the Bankruptcy Litigation Manual a part of your working library you not only get detailed coverage of virtually all the topics and issues you must consider in any bankruptcy case you also get field tested answers to questions you confront every day such as How to stay continuing litigation against a corporate debtor and s non debtor officers What are the limits on suing a bankruptcy trustee Is the Deprizio Doctrine still alive Does an individual debtor have an absolute right to convert a case from Chapter 7 to Chapter 13 What prohibitions exist on cross collateralization in financing disputes Are option contracts and executory and for bankruptcy purposes When and under what circumstances may a bankruptcy court enjoin an administrative proceeding against a Chapter 11 debtor What are the current standards for administrative priority claims When must a creditor assert its setoff rights When can a remand order issued by a district court be reviewed by a court of appeals What are the limits on challenging pre bankruptcy real property mortgage foreclosures as fraudulent transfers Can an unsecured lender recover contract based legal fees incurred in post bankruptcy litigation on issues of bankruptcy law Is there a uniform federal limitation on perfecting security interests that primes a longer applicable state law period thus subjecting lenders to a preference attack Do prior bankruptcy court orders bar a plaintiff and s later state court suit and warrant removal of the action in federal court Michael L Cook a partner at Schulte Roth and Zabel LLP in New York and former long time Adjunct Professor at New York University School of Law has gathered together some of the country and s top bankruptcy litigators to contribute to Bankruptcy Litigation Manual Contributing Authors Jay Alix Southfield MI Neal Batson Alston and Bird LLP Atlanta GA Kenneth K Bezozo Haynes and Boone New York NY Susan Block Lieb Fordham University School of Law Newark NJ Peter W Clapp Valle Makoff LLP San Francisco CA Dennis J Connolly Alston and Bird LLP Atlanta GA David N Crapo

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