# Mont. LBF 19-A. MOTION TO MODIFY PLAN [Mont. LBR ]

Name of Trustee/Attorney

Office Mailing Address

Telephone Number

Facsimile Number

E-Mail Address

State Bar I.D. Number

(Attorney for )

IN THE UNITED STATES BANKRUPTCY COURT

FOR THE DISTRICT OF MONTANA

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| IN RE:  , ,  Debtors. | Case No. **MOTION TO MODIFY PLAN** |

 Pursuant to 11 U.S.C. § 1329(a) which allows modification of a confirmed Chapter 13 Plan, the (Debtor/Chapter 13 Standing Trustee/Unsecured Creditor) moves the Court for an Order modifying the Plan confirmed by this court on at Docket No. . The modified Plan dated is filed contemporaneously with this motion.

 This modified Plan is based upon the following change in circumstance: (State reason for proposed modification.)

 This modified Plan changes the confirmed Plan by: (List changes by reference to paragraph number and specific changes.)

 WHEREFORE, the (Debtor/Chapter 13 Standing Trustee/Unsecured Creditor) prays:

 1. That the Debtors’ Plan be modified.

 2. For such other and further relief as the Court deems appropriate

 Dated this day of , 20 .

 By

 Debtor/Chapter 13 Standing Trustee/Unsecured Creditor

NOTICE OF OPPORTUNITY TO RESPOND

AND REQUEST A HEARING

If you object to the motion, you must file a written responsive pleading and request a hearing within fourteen (14) days of the date of the motion. The responding party shall schedule the hearing on the motion at least twenty-one (21) days after the date of the response and request for hearing and shall include in the caption of the responsive pleading in bold and conspicuous print the date, time and location of the hearing by inserting in the caption the following:

 **NOTICE OF HEARING**

 **Date: \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

 **Time:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

 **Location:\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_**

If no objections are timely filed, the Court may grant the relief requested as a failure to respond by any entity shall be deemed an admission that the relief requested should be granted.

 Dated this \_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_ , 20 .

 By

 Debtor/Chapter 13 Standing Trustee/Unsecured Creditor

CERTIFICATE OF SERVICE

I, the undersigned, do hereby certify under penalty of perjury that on the \_\_\_ day of \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_, a copy of the foregoing was served by electronic means pursuant to LBR 9013-1(d)(2) on the parties noted in the Court’s ECF transmission facilities and/or by mail on the following parties:

See attached mailing matrix [Insert the name and address of each individual or entity served.]

\* The attached list will not be mailed out to creditors but will be on file with the United States Bankruptcy Court. A copy will be provided upon request.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

[Name of person certifying the mailing]