# Mont. LBF 8-A. ORDER GRANTING MOTION TO MODIFY STAY.

# [Mont. LBR 4001-1(a)]

IN THE UNITED STATES BANKRUPTCY COURT

FOR THE DISTRICT OF MONTANA

|  |  |
| --- | --- |
| IN RE:  , ,  Debtors. | Case No. **ORDER GRANTING MOTION TO MODIFY STAY** |

At Butte in said District this \_\_\_\_ day of\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_, 20\_\_\_.

In this Chapter \_\_\_ bankruptcy, [name of creditor] (“Creditor”) filed a Motion to Modify Stay on [month, date], 20\_\_\_. As required by Mont. LBR 4001-1, Mont. LBR 9013-1 and Mont. LBF 8, Creditor attached a “Notice” to its motion advising Debtor(s), and other parties in interest, such as the Chapter [ ] Trustee, that they had fourteen (14) days within which to respond to Creditor’s motion. The Chapter [ ] Trustee filed a consent to Creditor’s motion on [month, date], 20\_\_\_. Debtor(s), failed to file a timely response to Creditor’s motion in accordance with Mont. LBR 4001-1. With the Trustee’s consent, and in the absence of any outstanding opposition after notice, the Court finds that Creditor’s motion is filed for good cause under 11 U.S.C. § 362(d)[insert applicable subsection].

 IT IS THEREFORE ORDERED the stay afforded by § 362(a) of the Bankruptcy Code is modified to permit [name of Creditor] to pursue its non-bankruptcy remedies with respect to the following property of the estate:

[Description of Collateral].

 [Add the following if specifically requested in the Motion] IT IS FURTHER ORDERED that this Order is effective immediately, not stayed for 14 days pursuant to ed. R. Bankr. P. 4001(a)(3).