

SAMPLE, NOT A FORM

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
Richmond Division

In re _____ Case No. _____
Debtor(s) _____ Chapter _____

(Include Adversary Caption [LBR 4001(a)-1(B)])

MOTION FOR RELIEF FROM STAY AND NOTICE OF MOTION AND HEARING

(Include in this space the language of your motion for relief from stay)

****Notice of Motion and Hearing****

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 wish the Court to grant the relief sought in this motion, or if you want the Court to consider your views on the motion, then within fifteen (15) days from the date of service of this motion, you must file a written response explaining your position with the Court at the following address: **Clerk of Court, United States Bankruptcy Court, 1100 East Main Street, Room 310, Richmond, VA 23219-3515**, and serve a copy on the movant's attorney at the address shown below. Unless a written response is filed and served within this fifteen day period, the Court may deem opposition waived, treat the motion as conceded, and issue an order granting the requested relief.

If you mail your response to the Court for filing, you must mail it early enough so that the Court will receive in on or before the expiration of the fifteen day period.

Attend the preliminary hearing scheduled to be held on: *Date and Time*; **in the Courtroom, Room 335, United States Bankruptcy Court, U.S. Courthouse Annex, 1100 East Main Street, Richmond, Virginia.**

If you or your attorney do not take these steps, the Court may decide that you do not oppose the relief sought in the motion and may enter an order granting that relief.

Date: _____ Signature (of attorney for plaintiff)
Typed name (of attorney giving notice)
Address (of attorney for plaintiff)
VA State Bar No. (of attorney for plaintiff)
Counsel for (name of plaintiff)

Proof Service

I hereby certify that I have this (date of service) (*method of service employed*) a copy of this Motion For Relief From Stay and Notice of Motion and Hearing upon each party required to receive notice under Local Bankruptcy Rule 4001(a)-1(E)(1) as follows (*or attach a separate list, if needed*):

(Signature of attorney for plaintiff)