

Filer's Name, Address, Phone, Fax, Email:



UNITED STATES BANKRUPTCY COURT
DISTRICT OF HAWAII
1132 Bishop Street, Suite 250
Honolulu, Hawaii 96813

hib_2083-1c (12/13)

Debtor Name:

SSN (last 4 digits):

Chapter 13 Case No.:

Address:

Jt Debtor Name:
(if any)

SSN (last 4 digits):

Hearing Date:

Address (if not
same as above):

Time:

DEBTOR'S MOTION TO APPROVE SALE IN CHAPTER 13 CASE

[Set for hearing and give notice in accordance with LBR 9013-1(c).]

If checked,
motion includes:

Use of sale proceeds to pay compensation and expenses of Debtor's attorney
Approval of sales commission or other compensation for sales agent/auctioneer
Modification of confirmed plan to accelerate payments (lump sum distribution)

Subject Property (address or description):

Purchase Price:

The undersigned hereby requests an order approving the sale of the above-described property and, if applicable, approving requests for compensation and plan modification. The undersigned alleges as follows.

1. Property of the Estate

The subject property is property of the estate, or

The subject property is property that revested in the debtor(s) upon plan confirmation or otherwise is not property of the estate.*

2. Use of Sale Proceeds

The proceeds of the sale will be sufficient to complete all remaining plan payments (lump sum distribution as a plan modification), or

Debtor(s) will continue to make payments in accordance with the plan.

3. Sales Agent Fees

Name:

\$ _____

Employment approved by court order on:

Court approval of employment not required – property not property of estate.

4. Attorney Fees

Estimated fees and costs related to this motion are requested to be paid from sale proceeds, or

\$ _____

No request is made concerning attorney fees and costs in this motion.

*In CM/ECF, select Motions & Responses > Motions/Applications > Approve Sale (Motion) if the property is not property of the estate or is being sold subject to liens. For a sale free and clear of liens under 11 U.S.C. § 363(f), select Sell Property Free and Clear of Liens Under Section 363(f) (Motion) (FEE 176).

MOTION TO APPROVE SALE – WORKSHEET
 (All figures entered are good faith estimates.)

1 Purchase price		\$ _____
2 Existing liens to be paid from proceeds		
a) _____	\$ _____	
b) _____	\$ _____	
c) _____	\$ _____	
3 Escrow costs and other items payable at closing (except for Debtor's attorney fees and costs)	\$ _____	
4 Add amounts in line 2 and line 3		\$ _____
5 Subtract line 4 from line 1		\$ _____
6 Total remaining payments due under plan (as of estimated date of closing)	\$ _____	
7 Debtor's attorney fees and costs to be paid from proceeds	\$ _____	
8 Add line 6 and line 7		\$ _____
9 Subtract line 8 from line 5 (surplus to debtor(s))		\$ _____

[Attach a declaration with documentary support regarding liens such as a title report or UCC-1 statement. A memorandum of law is not required but may be attached.]

Other information (if any):

/s/ _____
 Debtor / Attorney

/s/ _____
 Joint Debtor / Attorney

Dated: _____

Dated: _____