

EXHIBIT A

**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF SOUTH CAROLINA**

IN RE:

[Debtor Name],

Debtor(s).

C/A No. _____

Chapter 13

**SETTLEMENT ORDER
ON
MOTION FOR RELIEF FROM
AUTOMATIC STAY**

This matter comes before the Court on the motion for relief from the automatic stay filed by _____ (“Movant”). The Chapter 13 Trustee did not object to the motion or has agreed to the settlement. The property or security which is the subject of the motion is described as follows:

[Property Description]

Upon the agreement of the parties, it is hereby ORDERED:

Debtor(s) shall continue to remit to Movant the regular post petition monthly payments beginning _____, 20____, and continuing thereafter in accordance with the terms of the loan agreement and the chapter 13 plan.

As of _____, Movant has incurred a post petition arrearage in the amount of \$_____. The post petition arrearage consists of payments for the month(s) of _____ in the amount of \$_____ per month, late charges in the amount of \$_____, and attorney’s fees and costs in the amount of \$_____.

According to the certifications of facts, the value/equity in the subject property above the movant’s lien is \$_____.¹

In addition to the regular post petition monthly payments set forth above, Debtor(s) shall cure the post petition arrearage of \$ _____ as follows:

Pay initial payment of \$ _____ by _____, 20____.

Pay \$ _____ per month beginning _____, 20____ for ____ months.

Pay final payment of \$ _____ by _____, 20____.

¹ An *ex parte* relief from stay provision may not be approved if there is significant equity/value above Movant’s lien.

Failure to make a payment within 20 days from its due date shall be considered a default under the terms of this settlement order.

Payments shall be paid directly to Movant at:

[Address for Payment]

In the event of a default under the terms of this Order, relief from stay may be provided without further hearing upon the filing of an affidavit of default by Movant and the entry of the proposed order by the Court. Movant may then proceed with its state court remedies against its security, including making demand for payment of the amount due and communicating with Debtor(s) regarding loss mitigation and other actions necessary to comply with applicable non-bankruptcy law. **This *ex parte* relief provision of this Order shall expire and no longer be effective 12 months from the expiration of the cure period set forth above.**

The parties agree that the Fed. R. Bankr. P. 4001(a)(3) stay:

- is applicable to any order granting relief for default on this settlement order.
- is not applicable to any order granting relief for default on this Settlement Order.

Movant agrees to waive any claim arising under 11 U.S.C. § 503(b) or § 507(b) as a result of this Order. In the event relief from the automatic stay is granted due to Debtor's(s') default under the terms of this Settlement Order, Movant agrees that any funds received as a result of a lawful disposition of the security in excess of all liens, costs, and expenses will be paid to the Trustee.

NON-STANDARD LANGUAGE
(Hearing May Be Required for Approval)

AND IT IS SO ORDERED.

WE SO MOVE AND CONSENT:

/s/ Attorney for Movant
Attorney for Movant
District Court I.D. _____

/s/ Attorney for Debtor(s)
Attorney for Debtor(s)
District Court I.D. _____

CERTIFICATION:

Prior to consenting to this settlement order, the payment obligations set forth in this Order, including the amounts, method, and timing of payments, and consequences of default were reviewed with and agreed to by the debtor(s) or the party obligated to pay.

/s/ Attorney for Debtor(s)
Attorney for Debtor(s)
District Court I.D. _____

EXHIBIT B

**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF SOUTH CAROLINA**

IN RE:

[Debtor Name],

Debtor(s).

C/A No. _____

Chapter ____

**CONSENT ORDER GRANTING
RELIEF FROM STAY TO CONTINUE
OR PURSUE ACTION IN FAMILY
COURT**

This matter comes before the Court upon the request of _____
for an Order granting relief from the automatic stay provided under 11 U.S.C. § 362(a) to permit
_____ to adjudicate the following actions in Family Court:

- Divorce
- Child Support
- Alimony
- Equitable Distribution of Marital Property & Debts
- Other _____

The parties consent to relief from the automatic stay. It is therefore,

ORDERED that relief from the automatic stay is granted to allow the Family Court to adjudicate the above-referenced actions and to accord such other relief as is appropriate under state law. However, additional relief from stay is necessary for the enforcement of a marital obligation against property of the estate or to hold the Debtor in contempt. Despite any determination by the Family Court, property of the estate may be subject to further order of this Court.

AND IT IS SO ORDERED.

WE SO MOVE AND CONSENT:

/s/ Attorney for Movant
Attorney for Movant
District Court I.D. _____

/s/ Attorney for Debtor(s)
Attorney for Debtor(s)
District Court I.D. _____

EXHIBIT C

**UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF SOUTH CAROLINA**

IN RE:

[Debtor Name],

Debtor(s).

C/A No. _____

Chapter 13

**ORDER GRANTING RELIEF FROM
AUTOMATIC STAY**

This matter comes before the Court pursuant to the motion of _____ (“Movant”), which seeks relief from the automatic stay in this case. According to the affidavit of Movant, no objection to the requested relief was filed by Debtor(s) or the Trustee. It appearing that the motion should be granted, it is therefore

ORDERED that the automatic stay is lifted as to the security described as (insert brief description), and that Movant may proceed with its state court remedies against its security, including sending any required notice to Debtor(s). The Movant has agreed to waive any claim arising under 11 U.S.C. § 503(b) or § 507(b) as a result of this Order, and has further agreed that any funds realized in excess of all liens, costs, and expenses will be paid to the Trustee;

IT IS FURTHER ORDERED that:

- Based upon Debtor(s)' failure to object to Movant's request regarding the Fed. R. Bankr. P. 4001(a)(3) stay, this order is effective immediately.
- This order is stayed until the expiration of 14 days after its entry pursuant to Fed. R. Bankr. P. 4001(a)(3).

AND IT IS SO ORDERED.