

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

IN RE:

C/A No. _____

Chapter ____

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

Debtor(s).

This matter comes before the Court on the motion for relief from the automatic stay filed by _____ ("Movant"). Movant has waived any claim arising under 11 U.S.C. § 503(b) or § 507(b). The chapter 13 trustee has reviewed this order and consented to this settlement electronically. The property serving as collateral which is the subject of the motion is described as follows:

As of _____, Debtor has accrued 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 \$ _____.
- Attorney's fees and costs in the amount of \$ _____.
- Other costs in the amount of \$ _____ as described: _____.

Upon Movant's certification of the agreement of the parties, it is hereby ORDERED:

Debtor(s) shall file an amended chapter 13 plan within 10 days of the entry of this order. The amended plan shall provide for regular monthly payment to Movant of \$ _____ and cure the above-listed post-petition arrears. The amended plan payment will be approximately an additional \$ _____ per month, for a total plan payment of \$ _____ beginning with the _____ payment to the chapter 13 trustee. Debtor(s) shall also provide the chapter 13 trustee with any requested documents to recommend approval of the amended plan.

The trustee will make payments to the Movant at:

If Debtor(s) fail to file an amended plan within 10 days of the entry 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 the collateral, including sending any required notice to Debtor(s).

This settlement order and the amended plan shall be governed by SC LBR 3015-1.

AND IT IS SO ORDERED.

WE SO MOVE AND CONSENT:

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

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

CERTIFICATION:

Debtor's counsel represents that 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
District Court I.D. _____