

Attorney or Party Name, Address, Telephone & FAX Numbers, and California State Bar Number  <input type="checkbox"/> Attorney for <input type="checkbox"/> Pro Se Debtor	FOR COURT USE ONLY
<b>UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA</b>	CHAPTER 13 CASE NUMBER
In re:          Debtor(s).	<p style="text-align: center;"><b>DEBTOR'S MOTION FOR AUTHORITY TO REFINANCE REAL PROPERTY UNDER LBR 3015-1 (p)</b></p> <p style="text-align: center;">(No Hearing Required)</p>

Debtor moves this Court for an order authorizing the debtor to refinance the real property, described below, pursuant to the terms and conditions described herein.

1. Debtor's Chapter 13 Plan (the "Plan") was confirmed on: \_\_\_\_\_.

2. Debtor wishes to refinance the real property (the "Property") located at:  
 \_\_\_\_\_  
 \_\_\_\_\_

The Property is more particularly described in Exhibit "A" attached hereto.

Debtor wishes to modify the Plan for early payment of the Plan as described in the *Motion to Modify Plan* submitted by Debtor concurrently with this Motion.

3. Debtor requests authority to borrow the sum of \$ \_\_\_\_\_ from

Lender name: \_\_\_\_\_

Address: \_\_\_\_\_

Debtor also requests authority to execute a promissory note secured by a \_\_\_\_\_ deed of trust on the Property.

4. From the proceeds of this loan, the following encumbrances of record against the Property will be paid through escrow:

- a) \_\_\_\_\_
- b) \_\_\_\_\_
- c) \_\_\_\_\_

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5. After payment of the foregoing encumbrances and all costs of sale:
- there will remain the approximate sum of \$\_\_\_\_\_; OR
  - no proceeds will remain.
6.  (a) The Chapter 13 Trustee is hereby authorized to make demand upon escrow for sufficient funds to pay off the Plan with a:
- 100% dividend to unsecured creditors; OR
  - \_\_\_\_% dividend as indicated in the confirmed plan.

After escrow's payment of the encumbrances listed above, any remaining funds shall be paid directly to debtor.

**OR**

- (b) The Chapter 13 Trustee is hereby authorized to make demand upon escrow for the balance remaining after escrow's payment of the encumbrances listed above even though the amount is insufficient to pay off the Plan. The refinance is in the best interest of the creditors.

7. The escrow is being processed by:

Escrow company name: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

Telephone: \_\_\_\_\_

Facsimile: \_\_\_\_\_

Escrow officer: \_\_\_\_\_

Escrow number: \_\_\_\_\_

8. Supporting documents attached to this Motion are:
- a) Exhibit "A" – Legal Description with street address
  - b) Exhibit "B" – Escrow Instructions and Documents
  - c) Exhibit "C" – Estimated Closing Statement
  - d) Exhibit "D" – Schedules I and J of the bankruptcy petition
- (Note – Debtor must provide to Chapter 13 Trustee a certified copy of the escrow closing statement within ten days of the close of escrow.)*

Dated: \_\_\_\_\_ Attorney for Debtor(s)

I declare under penalty of perjury that the foregoing is true and correct.

Dated: \_\_\_\_\_ Debtor

Dated: \_\_\_\_\_ Joint Debtor



