

Attorney or Party Name, Address, Telephone & FAX Nos., State Bar No. & Email Address <input type="checkbox"/> Attorney for Debtor(s) <input type="checkbox"/> Debtor(s) appearing without an attorney	FOR COURT USE ONLY
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UNITED STATES BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA - _____ DIVISION

In re: Debtor(s).	CASE NO.: CHAPTER: 13 DEBTOR'S MOTION TO AVOID JUNIOR LIEN ON PRINCIPAL RESIDENCE [11 U.S.C. § 506(d)] DATE: TIME: COURTROOM: PLACE:
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NAME OF CREDITOR HOLDING JUNIOR LIEN ("Respondent"): _____

A. Property at Issue: Debtor moves to avoid the junior deed of trust, mortgage or other encumbrance (hereinafter, "Lien") encumbering the following real property (hereinafter, the "Property"), which is the principal residence of debtor(s).

Street Address: _____
Unit Number: _____
City, State, Zip Code: _____

Legal description or document recording number (including county of recording):

See attached page.

B. Case History:

1. A voluntary petition under Chapter 7 11 12 13 was filed on: _____
2. An Order of Conversion to Chapter 13 was entered on *(specify date)*:

C. Grounds for Avoidance of Junior Lien:

1. As of _____, the Property is subject to the following liens in the amounts specified securing the debt against the Property, which the debtor seeks to have treated as indicated:
 - i. _____ in the amount of \$ _____.
 - ii. _____ in the amount of \$ _____ is is not to be avoided;
 - iii. _____ in the amount of \$ _____ is is not to be avoided;

See attached page for additional lien(s).

2. As of _____, Property is worth no more than \$ _____.
 - a. As a result, Respondent's Lien encumbering the Property is wholly unsecured.

3. Evidence in Support of Motion:

- a. The amount of the lien identified in paragraph C(1)(i) is based on _____, attached hereto and identified as Exhibit ____.
- b. The amount of the lien identified in paragraph C(1)(ii) is based on _____, attached hereto and identified as Exhibit ____.
- c. The amount of the lien identified in paragraph C(1)(iii) is based on _____, attached hereto and identified as Exhibit ____.
- d. The relative priority of the liens encumbering the Property is established by evidence attached as Exhibit ____.
- e. The value of the Property from paragraph C(2) is based on _____, attached as
- f. Exhibit _____.
- g. Debtor submits the attached Declaration(s).
- h. Other evidence *(specify)*: _____

