

D.N.J. LBR 3015-1. Filing and Service of a Chapter 13 Plan and Motions

(a) Required form. A chapter 13 debtor must file Local Form *Chapter 13 Plan and Motions*.

(b) Motions permitted in plan. Only the following motions may be included in a chapter 13 plan: (i) a motion to avoid a judicial lien under § 522(f) of the Code; and (ii) a motion to avoid a lien and reclassify the related claim.

(c) Service. If a chapter 13 plan includes a motion, the debtor must serve, in accordance with Bankruptcy Rule 9014, each affected lienholder with Local Forms *Chapter 13 Plan and Motions* and *Notice of Chapter 13 Plan Transmittal*. The debtor must serve each affected lienholder not less than 28 days before the confirmation hearing, and must immediately file Local Form *Certification of Service*.

2015 Comment

The 21 day time period in former subdivision (b) was changed to 28 days as required under Bankruptcy Rule 2002(b). The phrase “potentially affected creditor” was changed to “each affected lienholder” to clarify to whom notice of the plan and *Notice of Chapter 13 Plan Transmittal* must be provided.

This Rule applies to both the original chapter 13 plan and any modified plan under Local Bankruptcy Rule [3015-2](#) that includes a motion.