

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA  
\_\_\_\_\_ DIVISION

IN RE: \_\_\_\_\_ )  
 )  
DEBTOR(S), \_\_\_\_\_ ) Case Number \_\_\_\_-\_\_\_\_\_  
Debtor(s). \_\_\_\_\_ ) Chapter 7  
\_\_\_\_\_ )

ORDER FOR RELIEF FROM THE AUTOMATIC STAY

This matter came on before the undersigned United States Bankruptcy Judge upon the Motion for Relief from Stay (the “Motion”) filed by [Creditor] (the “Creditor”) to exercise its state law rights with respect to certain real property (the “Real Property”) located at [address] and more fully described in the Motion [and/or [personal property] (the “Personal Property”)]. The Court having considered the Motion and the record in this case finds and concludes as follows:

1. The Creditor filed the Motion on [filing date].
2. The Clerk of the Bankruptcy Court mailed a Notice to interested parties on [mailing date] that any objection to the Motion must be filed with the Court by [objection date] and that if no objections were filed within that time period, then the Court would consider the Motion without a hearing.
3. No objection to the Motion was filed by any interested party, and the time within which objections must be filed as set forth in the Notice has expired.
4. Cause exists for modification of the automatic stay afforded by Section 362 of the Bankruptcy Code.

NOW, THEREFORE, it is hereby ORDERED, ADJUDGED, AND DECREED that the Motion is granted, and the automatic stay afforded by Section 362 is modified to allow [Creditor] to exercise its state law rights with respect to the Real Property [and/or Personal Property].

IT IS FURTHER ORDERED that Rule 4001(a)(3) of the Federal Rules of Bankruptcy

Procedure is waived and that the Creditor may immediately enforce and implement this Order.

IT IS FURTHER ORDERED that if a sale of the Real Property [and/or Personal Property] is held and excess proceeds are derived, then such proceeds shall be deposited with the Chapter 7 Trustee in this case.

END OF DOCUMENT