

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF MARYLAND**
at _____

IN RE:

Debtor

Case No. _____

Chapter 13

**MOTION FOR AUTHORITY TO INCUR SECURED DEBT FOR THE PURPOSE
OF MODIFYING THE TERMS OF AN EXISTING SECURED LOAN FOR REAL
PROPERTY AND NOTICE OF OPPORTUNITY TO OBJECT**

The Debtor hereby seeks Court authority to incur secured debt for the purpose of modifying the terms of an existing secured loan for real property, and submits the following information regarding the modified loan:

1. The address of the real property is

_____.

The holder of the secured claim is

_____.

2. The amount of the proposed modified secured claim is

\$_____. This amount does _____ or does not _____
(**check one**) include pre-petition arrears currently being paid through the plan.

3. The monthly amount of the modified secured claim payment is

\$_____. This amount does _____ or does not _____ (**check one**)

include real estate taxes and hazard insurance to be escrowed by the holder of the modified secured claim. The monthly escrow amount is \$_____. The current monthly secured claim payment is \$_____.

4. INTEREST TERMS:

A. **Fixed rate loan** with an interest rate of _____% for a duration of _____ years.

/s/ _____

Debtor

Debtor's Address: _____

Phone number: _____

**NOTICE OF OPPORTUNITY TO REQUEST A HEARING
TO CREDITORS AND PARTIES IN INTEREST**

You are notified of the filing of the foregoing Motion by the Debtor requesting Court authority to incur secured debt for the purpose of modifying the terms of an existing secured loan for real property. Any interested party objecting to the loan modification must file an objection with the United States Bankruptcy Court for the District of Maryland within fourteen (14) days after the date of this motion. You are further notified that unless an objection is filed, the Court may grant the motion without a hearing.

CERTIFICATE OF SERVICE

I hereby certify that this Motion for Approval of Loan Modification was served this ____ day of _____, 20__ electronically by the Court's CM/ECF system on the following:

Name of Party:

Name of Party:

I hereby further certify that this Motion for Approval of Loan Modification was served this ____ day of _____, 20__ was also mailed first class mail, postage prepaid to the creditors and parties of interest on the attached list.

/s/ _____

Debtor

**IN THE UNITED STATES BANKRUPTCY COURT
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ORDER AUTHORIZING LOAN MODIFICATION

Upon a motion and/or notice by the debtor for authority to enter into an agreement to modify an existing secured loan for real property, it is by the United States Bankruptcy Court for the District of Maryland,

ORDERED, that the Debtor is authorized to enter into a modification of an existing secured loan agreement according to the terms set out in the motion; and it is further

ORDERED, that the terms of the confirmed plan in this case are not hereby modified, and any plan modification must be effected by separate motion and order pursuant to 11 U.S.C. § 1329 of the Bankruptcy Code; and it is further

ORDERED, that this order does not alter or affect the status or priority of any other existing lien on the real property that is the subject of the loan modification, and it is further

ORDERED, that upon the finalization of the loan modification, the Debtor shall immediately transmit a copy of the signed loan modification agreement to the Chapter 13 Trustee.

Copies to:

Debtor
Chapter 13 Trustee
All Creditors and Parties in Interest

END OF ORDER