

Motions to Extend or Impose the Stay Under Section 362(c)(3) and (4)

Motions under Section 362(c)(3) and (4) must be filed and served at least 10 days before the hearing date, or counsel should file a motion for an expedited hearing.

Motions under Section 362(c) should be served on all creditors as to whom the requested stay is to be applicable. Suggested service on these creditors would be: (1) Service on the person and at the address shown on any proof of claim filed in the prior case(s); (2) service on any attorney who entered an appearance for those parties in the prior case(s); or (3) service under Rule 7004.

Timely proof of service of both the Motion and Notice of Hearing is required.