

Information & Instructions: Agreed Motion To Reinstate A Bankruptcy

PREVIEW

1. Use this form to reinstate a bankruptcy that has been dismissed.
2. The example uses the illustration that the bankruptcy was dismissed for failure to timely file the mailing cards.
3. Be sure to check the local rules concerning the court's practice on obtaining a hearing on the motion.

Form: Agreed Motion To Reinstate A Bankruptcy

UNITED STATES BANKRUPTCY COURT
PLEASE DO NOT COPY
 FOR THE [NAME] DISTRICT OF TEXAS [NAME] DIVISION

In Re
[Debtor's Name]

Case No. _____
Chapter _____

[Plaintiff's Name]

v.

[Defendant's Name]

Adv. Proc. No. _____

~~AGREED MOTION TO REINSTATE A BANKRUPTCY~~
THIS DOCUMENT

Debtor in the above styled bankruptcy, and files [his or her] motion to reinstate [his or her] bankruptcy which was dismissed on [Date] and would show unto the court as follows:

1. The bankruptcy mailing cards were filed with the court. The affidavits attached hereto prove that the bankruptcy mailing cards were filed.
2. Simultaneously, with the filing of this motion, the debtor is filing [his or her] second set of bankruptcy mailing cards.

THANK YOU

[Optional paragraph, use if relevant] Furthermore, the Trustee in the case has funds that need to be distributed to the Internal Revenue Service and creditors and has signed an Agreed Order requesting that the bankruptcy case be reinstated.

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Debtor requests the bankruptcy be reinstated

PREVIEW

Respectfully submitted,

[Law firm or attorney's name]

By: _____

[Name of attorney]

Attorney for [Name]

[Address]

[Telephone & facsimile numbers]

Federal I. D. no. [Number]

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APPROVED AS TO FORM AND SUBSTANCE:

[Law Firm's or Attorney's Name]

Attorney for [Name]

[Address]

[Telephone & facsimile numbers]

Federal Bar no. [Number]

CERTIFICATE OF SERVICE FOR A MOTION TO REINSTATE A BANKRUPTCY

CERTIFICATE OF SERVICE

I hereby certify that on _____, a true and correct copy of the above and foregoing [Title of the pleading] has been served via first class mail, postage prepaid, upon the entities listed on Exhibit "A" attached hereto and by reference made a part hereof for all purposes.

Attorney in charge
THANK YOU
SERVICE LIST:

[List the names and addresses of the debtor, debtor's attorney, U. S. Trustee, and creditors listed in the bankruptcy petition as well as any party who has also filed a Notice of appearance which requests copies of filings.]

Listing of the 20 largest unsecured creditors for a motion to reinstate a bankruptcy and request for notice of hearings, pleadings and filings in the case

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EXHIBIT A PREVIEW

[Name of 20 Largest Unsecured Creditors]

[list]

[Name]

[Address]

[Claim]

Amount of Claim: \$[Amount].

AGREED ORDER TO REINSTATE A BANKRUPTCY
PLEASE DO NOT COPY
UNITED STATES BANKRUPTCY COURT

FOR THE [NAME] DISTRICT OF TEXAS [NAME] DIVISION

In Re

[Debtor's Name]

Case No. _____

Chapter _____

[Plaintiff's Name]

v.

[Defendant's Name]

Adv. Proc. No. _____

AGREED ORDER TO REINSTATE A BANKRUPTCY
THIS DOCUMENT

On _____, came on to be heard Debtor's, motion to reinstate [his or her] bankruptcy.

The court, after reviewing the motion and affidavits attached thereto, finds that the bankruptcy should be reinstated.

Accordingly, it is therefore ORDERED that Debtor's, [Name] bankruptcy shall be reinstated.

THANK YOU

Signed on _____.

UNITED STATES BANKRUPTCY COURT
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APPROVED AS TO FORM AND SUBSTANCE:

PREVIEW

[Law Firm's or Attorney's Name]

Attorney for [Name]

[Address]

[Telephone & facsimile numbers]

Federal Bar no. [Number]

APPROVED AS TO FORM:

[Law Firm's or Attorney's Name]

Attorney for [Name]

[Address]

[Telephone & facsimile numbers]

Federal Bar no. [Number]

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THIS DOCUMENT

THANK YOU

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