

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF FLORIDA
_____ DIVISION

In re:

DEBTOR'S NAME,

Case No. xx-xxxxx-xxx

Debtor.

Chapter 13

_____/

**ORDER GRANTING MOTION TO VALUE COLLATERAL
AND DETERMINE THE AMOUNT OF A CLAIM SECURED BY A
LIEN ON PERSONAL PROPERTY HELD BY [LIEN HOLDER'S NAME]**

The debtor's *Motion to Value Collateral and Determine the Amount of a Claim Secured by a Lien on Personal Property*¹ came before the Court on the chapter 13 consent calendar on [date]. Based on the allegations in the motion and the absence of any objection, the Court finds that, as of the petition date, the value of the personal property listed below is \$_____:

¹ Dkt. No. ____.

(select only one): ___ Motor vehicle:

Year and model: _____

Vehicle Identification Number (VIN #): _____

Odometer reading: _____

 ___ Personal property other than a motor vehicle:

Describe: _____

Accordingly, it is **ORDERED** that:

1. The motion is **GRANTED**.
2. Pursuant to 11 U.S.C. § 506(a), [Lien holder's name] ("Creditor") has an allowed secured claim in the amount of \$_____.

3. **Treatment of claim (select only one):**

 ___ Creditor has not filed a proof of claim. The trustee will not disburse any payments to Creditor unless a proof of claim is timely filed. If Creditor timely files a proof of claim, Creditor's claim will be classified in the plan as a secured claim in the amount listed in paragraph 2, and as a general unsecured claim for the balance of the claim (deficiency claim), regardless of how the claim is classified in the proof of claim. Creditor's secured claim will be paid through the plan at ___% interest, with payments totaling \$_____.

 ___ Creditor filed a proof of claim. Creditor's claim will be classified in the plan as a secured claim in the amount listed in paragraph 2, and as a general unsecured claim for the balance of the claim (deficiency claim), regardless of how the claim is classified in the proof of claim. Creditor's secured claim will be paid through the plan at ___% interest, with payments totaling \$_____.

4. The debtor may not sell or refinance the personal property without a court order after notice to creditors.

5. This order is entered solely to determine the amount of Creditor's secured claim for purposes of confirming a chapter 13 plan and is not recordable or enforceable in any other context unless and until the debtor receives a discharge under 11 U.S.C. § 1328. After the debtor receives a discharge under 11 U.S.C. § 1328, Creditor must release its lien on the personal property.

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Submitted by:

[Submitting attorney name]

[Law firm name]

[Mailing address]

[Phone number]

[Email address]

[Submitting attorney] must serve a copy of this order on the Creditor and must file a certificate of service as required by Local Rule 9036-2.