

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF FLORIDA  
[www.flsb.uscourts.gov](http://www.flsb.uscourts.gov)

In re:

Case No.  
Chapter 13

\_\_\_\_\_ /  
Debtor

ANY INTERESTED PARTY WHO FAILS TO FILE AND SERVE AN OBJECTION TO THIS MOTION WITHIN 21 DAYS AFTER SERVICE OF THIS MOTION SHALL, PURSUANT TO THE STUDENT LOAN PROGRAM PROCEDURES ADOPTED BY THIS COURT, BE DEEMED TO HAVE CONSENTED TO THE ENTRY OF AN ORDER IN THE FORM ATTACHED TO THIS MOTION.

**DEBTOR'S MOTION TO SEPARATELY CLASSIFY PRIVATE STUDENT LOAN**

The Debtor files this Motion to Separately Classify Private Student Loan held by \_\_\_\_\_ [name of private student loan creditor] and, in support, states as follows:

1. The Debtor is an individual who has filed for bankruptcy relief under, or converted to, Chapter 13 on \_\_\_\_\_.
2. The Debtor's last filed Chapter 13 plan (ECF #\_\_\_\_) seeks to separately classify the Debtor's private student loan payments which are in amounts agreed to by the above-named lender.
3. The proposed separate classification does not discriminate unfairly against any other general unsecured creditors as required by 11 U.S.C §1322(b)(1).

4. The separate classification is proposed in good faith and is rational and necessary for the Debtor's rehabilitation.

**WHEREFORE**, the Debtor requests entry of an Order Granting Debtor's Motion to Separately Classify Private Student Loan in the form attached as an exhibit to this Motion.

**CERTIFICATE OF SERVICE**

**I HEREBY CERTIFY** that a true and correct copy of the Debtor's Motion to Separately Classify Private Student Loan was served by U.S. first class mail or through CM/ECF on registered users, upon the parties listed below on \_\_\_\_\_, 20\_\_\_\_.

/s/ \_\_\_\_\_  
Attorney for Debtor

\_\_\_\_\_  
Address

\_\_\_\_\_  
Telephone

\_\_\_\_\_  
Fax

\_\_\_\_\_  
Florida Bar No. (if applicable)

\_\_\_\_\_  
Email

Copies to: [List all parties entitled to notice under the Court's Student Loan Program Procedures]