

UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF CALIFORNIA 325 West F Street, San Diego, California 92101-6991	
In Re	
	BANKRUPTCY NO.
	Debtor.

**NOTICE OF MOTION FOR EXEMPTION AND
OPPORTUNITY FOR HEARING RE: CREDIT COUNSELING**

I (we), the debtor(s), certify that no credit counseling is required and request exemption from the requirement because:

- I am incapacitated or disabled, as defined in 11 U.S.C. §109(h)(4); or
- I am on active military duty in a military combat zone.

If you object to this Motion,

1. **You are required** to obtain a hearing date and time from the appropriate Courtroom Deputy for the judge assigned to this bankruptcy case. Determine which deputy to call by looking at the Bankruptcy Case No. in the above caption of this notice. If the case number is followed by the letters:

- | | | | | | |
|---|----|---|---------------------|---|-----------------------------|
| - | MM | - | call (619) 557-7407 | - | DEPARTMENT ONE (Room 218) |
| - | LA | - | call (619) 557-6594 | - | DEPARTMENT TWO (Room 118) |
| - | LT | - | call (619) 557-6018 | - | DEPARTMENT THREE (Room 129) |
| - | CL | - | call (619) 557-6019 | - | DEPARTMENT FIVE (Room 318) |

2. **Within fourteen (14)¹ days from the date of service of this notice**, you are further required to serve a copy of your **Declaration in Opposition** and separate **Request and Notice of Hearing** [Local Form CSD 1184²] upon the debtor, counsel for the debtor (if any), and the trustee, together with any opposing papers. The opposing declaration must be signed and verified in the manner prescribed by FRBP 9011, and the declaration must:

- a. identify the interest of the opposing party; and
- b. state, with particularity, the grounds for the opposition.

3. **You must** file the original Declaration and Request and Notice of Hearing with proof of service with the Clerk of the U.S. Bankruptcy Court at 325 West F Street, San Diego, California 92101-6991, no later than the next business day following the date of service.

If you fail to serve your “Declaration in Opposition” and “Request and Notice of Hearing” within the 14-day¹ period, **no hearing will take place**, you will lose your opportunity for a hearing and an order may be entered.

DATED: _____

Debtor

Joint Debtor

¹Depending on how you were served, you may have additional time for response. See FRBP 9006.

²You may obtain Local Form CSD 1184 from the office of the Clerk of the U.S. Bankruptcy Court.

CERTIFICATE OF SERVICE

I, the undersigned whose address appears below, certify:

That I am, and at all relevant times was, more than 18 years of age;

That on _____ day of _____, 20____, I served a true copy of this NOTICE OF MOTION FOR EXEMPTION AND OPPORTUNITY FOR HEARING RE: CREDIT COUNSELING, together with the following pleadings [describe any other papers]:

by [describe here mode of service]

on the following persons [set forth name and address of each person served] and/or as checked below:

Chapter 7 Trustee:

For ODD numbered Chapter 13 cases:
THOMAS H. BILLINGSLEA, JR., TRUSTEE
401 West A Street, Suite 1680
San Diego, CA 92101

For EVEN numbered Chapter 13 cases.
DAVID L. SKELTON, TRUSTEE
525 B Street, Suite 1430
San Diego, CA 92101-4507

UNITED STATES TRUSTEE
Department of Justice
402 West Broadway, Suite 600
San Diego, CA 92101

I certify under penalty of perjury that the foregoing is true and correct.

Executed on _____

(Typed Name and Signature)

(Address)

(City, State, ZIP Code)