Name, Address, Telephone No. & I.D. No.

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|       |  |
| **UNITED STATES BANKRUPTCY COURT**SOUTHERN DISTRICT OF CALIFORNIA325 West F Street, San Diego, California 92101-6991 |  |
| In Re

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|       |
|  Debtor(s) |

 |  BANKRUPTCY NO.       |

 **NOTICE OF MODIFIED CHAPTER 13 PLAN
FILED BEFORE CONFIRMATION**

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| TO:       |

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|  | Because Debtor(s) seek to modify their Chapter 13 Plan dated |       |  in a manner that might |
| adversely affect a party in interest, you are hereby notified that a confirmation hearing on Debtor(s) Modified Plan filed |
| contemporaneously with this notice will be heard on  |       | , at |       | .m., in Department No.  |       | , |
| Room |       |  of the Court. Any opposition or other response to the Modified Plan must be filed within 28 days and served |
| upon the Debtor(s) and counsel, and the Chapter 13 Trustee, with a proof of service filed with the Clerk of the Court.  |
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|  |
|  **NOTE THAT THE CONTINUED HEARING ON CONFIRMATION OF THE MODIFIED PLAN DOES NOT****SERVE TO ALSO RESCHEDULE ANY MOTION TO DISMISS ON CALENDAR AT THE SAME TIME. THAT HEARING CAN ONLY BE CONTINUED IN ACCORDANCE WITH THE COURT’S LOCAL RULES.** |

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|  DATED: |       |  |
|  |       |
|  | [Attorney for] Debtor |

**If modifying the Chapter 13 Plan after confirmation per § 1329, use Local Form CSD 1149.**

**If modifying the Chapter 13 Plan before confirmation and where no party in interest is adversely affected,**

**use Local Form CSD 1331.**

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 the |       | day of  |       | , I served a true copy of the within NOTICE OF MODIFIED  |
|  CHAPTER 13 PLAN FILED BEFORE CONFIRMATION on the following persons listed below by the mode of service shown below: |
|  below: |

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| 1. | **To Be Served by the Court via Notice of Electronic Filing (“NEF”)**: |
|  |  |
|  | Under controlling Local Bankruptcy Rules(s) (“LBR”), the document(s) listed above will be served by the  |
| court via NEF and hyperlink to the document. On |       | , I checked the CM/ECF docket for  |
| this bankruptcy case or adversary proceeding and determined that the following person(s) are on the Electronic Mail Notice List to receive NEF transmission at the e-mail address(es) indicated and/or as checked below: |
|       |
| [ ]  | Attorney for Debtor:      |
|  |  |  |  |
| [ ]  | For Chapter 13 cases: |  |  |
|  | MICHAEL KOCH, TRUSTEEmkoch@ch13.sdcoxmail.com  |  |  |

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| --- | --- |
| 2. | **Served by United States Mail**: |
|  |  |
|  | On |       | , I served the following person(s) and/or entity(ies) at the last known address(es) |
| address(es) in this bankruptcy case by placing accurate copies in a sealed envelope in the United States Mail via 1) first class, postage prepaid or 2) certified mail with receipt number, addressed as follows: |
| [ ]  | Attorney for Debtor:       |  [ ]  | Debtor:       |
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|       |

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| 3. | **Served by Personal Delivery, Facsimile Transmission, Overnight Delivery, or Electronic Mail**: |
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|  | Under Fed.R.Civ.P.5 and controlling LBR, on |       | , I served the following parties  |
| by personal delivery, or (for those who consented in writing to such service method), by facsimile transmission, by overnight delivery and/or electronic mail as follows: |
|  |  |
| [ ]  | Attorney for Debtor:       | [ ]  | Debtor:       |
|       |
|  | I declare under penalty of perjury under the laws of the United States of America that the statements made in this proof of service are true and correct. |
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|  Executed on |       |  |       |
|  | (Date) |  | (Typed Name and Signature) |
|  |
|  |       |
|  | (Address) |
|  |
|  |       |
|  | (City, State, ZIP Code) |