

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF OREGON

In re )  
 ) Case No. \_\_\_\_\_  
 )  
 ) MOTION BY TRUSTEE TO CONVERT  
 ) CASE AND NOTICE THEREON  
Debtor(s) )

The trustee states the debtor(s), whose last known address is \_\_\_\_\_  
\_\_\_\_\_ is in default under the terms of the plan since the required plan payments have not been made as detailed below:

Debtor's last payment received: \_\_\_\_\_  
Amount in default: \_\_\_\_\_  
Approximate number of payments in default: \_\_\_\_\_  
Number of Trustee's previous motions: \_\_\_\_\_

The debtor(s) made no showing of just cause for such default.

WHEREFORE, the trustee moves that an order be entered converting this case to a case under Chapter 7 of 11 U.S.C. as provided in 11 U.S.C. §1307(c).

DATED: \_\_\_\_\_ Trustee

NOTICE

NOTICE IS GIVEN that a request for a hearing on the trustee's motion to convert will be entertained only upon assertion that the facts in the motion are incorrect.

NOTICE IS FURTHER GIVEN that the court will convert this case to one under Chapter 7 of 11 U.S.C. unless within 28 days of the service date of this notice the debtor(s) takes one of the following forms of action and also serves a copy of any document filed with the Clerk on the trustee, Naliko Markel, P.O. Box 467, Eugene, Oregon 97440:

1. Resume full payments, AND receive a copy of a trustee's Withdrawal of Motion;
2. File with the Clerk an amended plan and budget;
3. File with the Clerk either a debtor's motion to dismiss or motion to convert to chapter 7; or
4. Take other affirmative action (OTHER THAN a simple request for hearing).

CLERK, U.S. BANKRUPTCY COURT  
405 E 8<sup>th</sup> Ave #2600  
Eugene OR 97401

I certify on \_\_\_\_\_ I served copies of the above motion on the debtor(s) and any debtor's attorney.

\_\_\_\_\_  
Trustee