

## **D.N.J. LBR 3015-6 OBJECTIONS TO CONFIRMATION OF CHAPTER 13 PLAN**

(a) An objection to confirmation of the plan shall be filed with the court and served upon the debtor, debtor's attorney, the chapter 13 trustee, and any other party in interest at least seven (7) days prior to the confirmation hearing date set in the *Notice of Hearing on Confirmation of Plan* or *Notice of Modification of Chapter 13 Plan*, whichever occurs later.

(b) A proof of claim filed in an amount greater than that set forth in a Chapter 13 Plan, shall constitute an objection to confirmation as to the amount of the claim, and shall be served in accordance with subsection (a) of this rule.

2001 Comment: This rule is new; it sets forth the time within which objections to confirmation of the chapter 13 plan must be filed and served.

2003 Comment: This rule is amended to eliminate reference the Chapter 13 Summary of Plan.

2005 Comment: Subsection (b) is added to allow a creditor's proof of claim in an amount different from that set forth in a debtor's Chapter 13 Plan to constitute an objection to confirmation. No further objection to confirmation of the Chapter 13 Plan need be filed. The proof of claim must be served upon the debtor, debtor's attorney, the chapter 13 trustee and any other party in interest, at least seven days prior to the confirmation hearing date set in the Notice of Hearing on Confirmation or Notice of Modification of Chapter 13 Plan whichever occurs first. Confirmation of the Chapter 13 Plan may occur using the amount listed in the creditor's proof of claim. The right of the Debtor to file an objection to the allowance of a claim pursuant to D.N.J. LBR 3007-1, *Claims - Objections*, for 60 days post confirmation is preserved, without the need for oral or written reservation at confirmation.

