

TRUSTEE MOTION TO DISMISS/PAY TRUSTEE/DEFAULT CLAUSE (Newark)

This event is programmed in CM/ECF to automatically transmit statistical information to the Administrative Office of the U.S. Courts pursuant to statutory mandates of BAPCPA. Please be sure this is the most appropriate event for the pleading you are e:filing.

Forms are available. See *Recommended Forms and Orders* - [Chapter 13 Standing Trustee's Certification of Default, Order Regarding Chapter 13 Trustees Motion to Dismiss or Certification of Default.](#)

- STEP 1** Click on **Bankruptcy**
- STEP 2** Click on **Motions/Applications**
- STEP 3** Enter case number; click [NEXT]
- STEP 4** Select *Trustee Motion to Dismiss/Pay Trustee/Default Clause (Newark)*
- STEP 5** If this is a joint filing, place a check in the box and click [NEXT]. If this is not a joint filing, click [NEXT] to skip this screen.
- STEP 6** **Select the Party** or click **Add/Create New Party**
- ☛ *TIP - If you selected Add/Create New Party, a Search screen and a Party Information screen will follow. You MUST select a Role Type from the drop down menu on the Party Information screen.*
 - ☛ *TIP - If this is the first time you are appearing on behalf of this party, you will be asked to place a check in the box to create an association. Failure to place a check in the box results in the e:filer NOT receiving Notices of Electronic Filing in this case.*
- STEP 7** A *Hearing Information* screen display. Use the *Click Here* link to find the judge's hearing dates. Enter a date, time and location; click [NEXT]

STEP 8 Upload the .pdf; click [NEXT]

☛ *TIP - Supporting documents such as a Certificate of Service or a Proposed Order should be uploaded as an attachment to the main pleading*

STEP 9 *Select type of dismissal* displays with the following radio button options:
For failure to make plan payments
For failure to file taxes
Other

STEP 10 Confirm case information; click [NEXT]

STEP 11 Docket text displays. Review for accuracy. If modification is necessary, abort the transaction and begin again. Modifications cannot be made on this screen.

SAMPLE DOCKET TEXT

*Trustee's Motion to Dismiss Case or Direct Employer to Pay Trustee or for Entry of an Order for Default Clause filed by Test Attorney on behalf of Test Client.
Hearing scheduled for [date, time, location]*

STEP 12 *Notice of Electronic Filing* displays.