

D.N.J. LBR 3002.1-1. Notice Relating to Claims Secured by Security Interest in the Debtor's Principal Residence

(a) Termination of notice requirements. The entry of an order granting a secured creditor relief from the automatic stay terminates the notice requirements of Bankruptcy Rule 3002.1(b) and (c).

(b) Applicability of notice requirements. If a post-petition event renders a secured creditor subject to the automatic stay and the requirements of Bankruptcy Rule 3002.1, the secured creditor must:

(1) within 30 days of the date on which the automatic stay becomes applicable, file and serve on the debtor a notice of payment changes under Bankruptcy Rule 3002.1(b) if the amount of the monthly payment changed during the period in which the automatic stay was not in effect; and

(2) within 180 days of the date on which the automatic stay becomes applicable, file and serve on the debtor a notice under Bankruptcy Rule 3002.1(c) for any fees, expenses, and charges incurred during the period in which the automatic stay was not in effect.

2015 Comment

This Rule was formerly Local Bankruptcy Rule 3002.1-2.

A post-petition event under subdivision (b) includes the entry of an order reopening a case, reinstating a case, or converting a case to Chapter 13.