

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

FORM JAD-016
1/06

IN RE:

_____	:	Case No. _____ JAD
_____	:	
<i>Debtor(s)</i>	:	Chapter 13
_____	:	
_____	:	
<i>Movant,</i>	:	
v.	:	Related to Document No. _____
_____	:	
_____	:	
<i>Respondent.</i>	:	

CONDITIONAL ORDER RELATING TO MOTION TO DISMISS

AND NOW, this ___ day of _____, 20___, after hearing on the *Motion to Dismiss Bankruptcy Case* filed by _____,

It is hereby **ORDERED, ADJUDGED and DECREED** that the Motion to Dismiss is **DENIED**, provided however, **the effectiveness of this Order IS STAYED** so long as the Debtor(s) timely makes full plan payments to the Chapter 13 Trustee, on or before the date upon which the respective plan payment is due, *time being of the essence*, commencing with the month in which this Order is entered. Approved wage attachment remittances shall be considered a "plan payment" for purposes of this Order. For the duration of this bankruptcy case, in the event that the Debtor(s) fails to make any subsequent plan payments to the Trustee, then the stay of this Order shall be vacated. The Court will enter an Order Of Dismissal without further notice or hearing upon the filing of an Affidavit of Default by Movant and service of such affidavit upon the debtor(s), counsel for the debtor(s), and all parties listed on the Court's mailing matrix. Such Affidavit of Default shall contain a statement of the default as supported by the creditor's own records as well as the records of the Trustee.

JEFFERY A. DELLER
United States Bankruptcy Judge

Case Administrator to mail to:

All Parties On The Court's Mailing Matrix