

N.D.W.V. LBR 6008-1

Redemption.

(a) A Motion to Redeem Tangible Personal Property shall be accompanied by an affidavit signed by the debtor(s).

(b) Counsel for the debtor(s) shall file the paper original or electronic equivalent of the motion for redemption affidavit, notice and order (see N.D.W.V. LBR 9013-1). Upon receipt of the documents, the Clerk of the Bankruptcy Court shall issue a negative Notice of Motion and Order to the creditor named in the motion at the address set forth in said motion. Said Notice and Order will provide that the named creditor shall serve upon the Clerk of the Bankruptcy Court and upon counsel for the debtor(s) a written request for a hearing by a date specified in said Notice and Order. In the event that no written request for hearing is filed by any creditor by the date specified, the Bankruptcy Judge shall enter the order granting the motion to redeem. In the event a creditor does request a hearing, the motion for redemption shall be set for a telephonic prehearing conference.

No action will be taken on the motion for redemption until the affidavit is received.

Cross Reference

11 U.S.C. 722
Bankruptcy Rule 6008
Bankruptcy Rule 9014
Appendix J, Form J-1, J-2, J-3
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