

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF ARIZONA**

In re:

Chapter 13

Case No.

Debtor(s).

**MOTION TO APPROVE TRIAL LOAN
MODIFICATION AGREEMENT**

The above-referenced Debtor requests that the Court enter an Order approving the Trial Loan Modification Agreement with _____ (“Lender”) and states as follows:

1. The Court entered an *Order on Motion for Referral to Mortgage Modification Mediation (“MMM”) Program* (Docket No. ___) on _____, 20__, which referred this matter to the MMM Program.

2. The MMM Mediator filed an *Interim Report of Mortgage Modification Mediator* (Docket No. ___) on _____, 20__, reporting that the parties reached a Trial Loan Modification Agreement.

3. A copy of the Trial Loan Modification Agreement entered into between the parties (with all personal identifiers redacted) is attached hereto as **Exhibit A**.

4. In order to facilitate payments required by the Trial Agreement, the Debtor requests that the Trustee be authorized to disburse payments to Lender as follows:

A. \$_____ to be paid for _____, 20__.

1 B. \$_____ to be paid for _____, 20__.

2 C. \$_____ to be paid for _____, 20__.

3 D. \$_____ to be paid for _____, 20__.

4 E. \$_____ to be paid for _____, 20__.

5 F. \$_____ to be paid for _____, 20__.

6 5. The first payment under this agreement will be due on _____, 20__, in
7 the amount of \$_____, including principal, interest, taxes and insurance.

8 6. The Trustee may disburse the trial loan modification payments until such time as a
9 further order of the Court provides otherwise, a permanent loan modification is finalized, or a
10 final loan modification is denied by Lender.

11 7. The Trustee shall make the payments specified in Paragraph (4) above payable to
12 _____ and mail the payments to
13 _____. The last four
14 digits of the account number or other unique identifier for these trial payments are _____.

15 8. All payments shall be considered timely upon receipt by the Trustee, not upon receipt
16 by the Lender.

17 9. Pursuant to the Agreement and the MMM Program Procedures, the parties and
18 Mediator shall monitor the trial loan modification and manage the mediation until a final loan
19 modification has been executed by the Lender or the Lender has denied a final loan modification.

20 10. Access to the MMM Portal will remain open during the pendency of the trial loan
21 modification.

22 WHEREFORE, the Debtor requests that the Motion to Approve Trial Loan Modification
23 Agreement with Lender be granted and for such other and further relief as this Court deems
24 proper.

25 Respectfully submitted this _____ day of _____, 20__.

26
27
28 _____
Attorney for Debtor(s) or Pro Se Debtor

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

EXHIBIT A

[Attach a copy of the Trial Loan Modification Agreement entered into between the parties (with all personal identifiers redacted)].