

UNITED STATES BANKRUPTCY COURT FOR THE WESTERN DISTRICT OF VIRGINIA

IN RE:

CHAPTER 7

CASE NO.

Trustee's Intent to Abandon Property

The under signed trustee reports that the above debtor's estate includes the below listed property. The property is encumbered by a valid security interest which renders the property as being of insignificant equity value to the estate, and/or burdensome to the estate, and/or not encumbered by any valid security interest but of insignificant equity value to the estate.

The trustee hereby intends to abandon any interest in the property. Absent any written objection by any party in interest, properly filed within fifteen (15) days of the date that this proposed intent to abandon property is certified as being filed with the Clerk of the Court, and noticed to all parties pursuant to Bankruptcy Rule 6007, the property shall be deemed abandoned pursuant to Section 554(a) of the Bankruptcy Code without further proceeding or order of the Court.

Description of Property: _____

Estimated Value: \$ _____ Amount Secured: \$ _____

This abandonment is not in lieu of filing a proof of claim and does not give the creditor relief from the automatic stay imposed by Section 362 of the Bankruptcy code. Creditors desiring such relief should contact their attorney.

Trustee

*****INSTRUCTIONS TO CREDITOR*****

The trustee is under no obligation to abandon property at this time and has the option to have the property deemed abandoned at the closing of the case pursuant to Section 554(c) of the Bankruptcy Code. The trustee by agreeing to sign the above proposed intent to abandon is acting only to accommodate the secured creditor's request to abandon. In consideration of the trustee abandoning the property at this time, the creditor requesting the abandonment will file the original of this document with the Clerk of Court, and properly notice all creditors, the debtor, debtor's attorney, and any other party required to be noticed pursuant to Bankruptcy Rule 6007. The failure to give proper notice could result in this abandonment not being effective.

- 1) The original of this Form is to be completed by the creditor and forwarded to the trustee with evidence of security attached.
- 2) A stamped envelope with the creditor's name and address on it for return to the creditor must also be provided or the trustee will not act.
- 3) Upon receipt back from the trustee, the creditor is to sign the certification below, make the appropriate number of copies for service, file the original with the Clerk of Court, and serve the necessary parties.

The use of this form is not mandatory or suggested. Creditors may proceed under any remedy provided in the Bankruptcy Code and Bankruptcy Rules.

CERTIFICATE OF FILING AND SERVICE

This is to certify that the original Intent to Abandon was properly filed with the Clerk of Court on the date below and a true copy mailed to the debtor, debtor's attorney, and all other parties required to be noticed pursuant to Bankruptcy Rule 6007.

Date: _____

(Authorized Signature)

Printed Name of Secured Creditor ****

* If name of secured creditor is not printed legibly the Office of the Clerk will be unable to process this abandonment.