

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF WISCONSIN

DEBTOR,

CASE NO. _____

DEBTOR.

STIPULATION TO LIFT AUTOMATIC STAY TO GRANT A DIVORCE

WHEREAS, an action for absolute divorce bearing docket case no. _____ FA _____ is pending between the above-referenced parties in the Circuit Court of Milwaukee, Wisconsin; and

WHEREAS, the parties to the divorce filed for a joint Chapter ____ petition on _____ and both parties have just cause for relief from the automatic stay in order to take such actions authorized under Wisconsin divorce law and ask permission from the Bankruptcy Judge to lift the automatic stay to allow for the decree of absolute divorce; and

WHEREAS, the automatic stay would result in an unreasonable burden on aforesaid parties; and

WHEREAS, aforesaid parties warrant and represent that they each are represented by separate legal counsel; and

WHEREAS, aforesaid parties received a complete copy of this stipulation and are aware that their final divorce hearing is scheduled before the Circuit Court on _____, at _____ p.m. in room _____, Milwaukee County Courthouse, 901 North 9th Street, Milwaukee, WI 53233. It is hereby further stipulated that this Stipulation and Order may be entered by the Bankruptcy Court upon our signatures without further notice; and

WHEREAS, movants and their counsel will be informed of the entry of this order; and

NOW, THEREFORE, to accomplish the ends sought, both Husband and Wife do fully, knowingly and voluntarily agree that the Judge consider lifting the bankruptcy stay to allow for a divorce order, maintenancy / custody determination, and child support allocation.

DATED at _____, Wisconsin, this _____. DATED at _____, Wisconsin, this _____.

WIFE'S SIGNATURE

HUSBAND'S SIGNATURE

WIFE'S ATTORNEY'S SIGNATURE

HUSBAND'S ATTORNEY'S SIGNATURE

BANKRUPTCY ATTORNEY

AGREED ORDER GRANTING RELIEF FROM AUTOMATIC STAY TO OBTAIN DIVORCE

Upon filing and reading of the foregoing stipulation:

IT IS HEREBY ORDERED that the above stipulation is incorporated as the Order of this Court and the request to lift stay is granted. Dated at _____, Wisconsin this _____ day of _____ 20_____

BY THE COURT:

UNITED STATES BANKRUPTCY JUDGE