B 253
(8/96)

United States Bankruptcy Court

_____ District Of _____

In re

Case No. _____

Debtor
Address:
Social Security No.:
Employer Tax I.D. No.:

Chapter _____

ORDER FOR RELIEF IN AN INVOLUNTARY CASE

On consideration of the petition filed on _____ against
(date)
the above-named debtor, an order for relief under chapter ____ of the Bankruptcy Code (title 11 of the United States Code) is granted.

_____
Date

_____
Bankruptcy Judge

**Set forth all names, including trade names, used by the debtor within the last 6 years. (Fed. R. Bankr. P. 1005).*

ORDER FOR RELIEF IN AN INVOLUNTARY CASE

It is contemplated that the clerk, will prepare the order for relief. Form B 253 is designed for use in involuntary cases. In voluntary cases, the filing of the petition acts as the order for relief. 11 U.S.C. § 301. Similarly, an order of conversion acts as the order for relief under the new chapter. 11 U.S.C. § 348.

If the defendant to an involuntary petition does not answer or make a motion pursuant to Fed. R. Bankr. P. 1011 within 20 days after the summons is served, or within such time as court may fix, section 303(h) of the Bankruptcy Code (11 U.S.C. § 303(h)) provides that the court shall enter an order for relief.

If the debtor timely files an answer or a motion pursuant to Rule 1011, section 303(h) requires that a trial be held to determine whether an order for relief is warranted. Fed. R. Bankr. P. 1013 provides that "The court shall determine the issues of a contested petition at the earliest practicable time and forthwith enter an order for relief, dismiss the petition, or enter any other appropriate order."

Form B 253 formerly was designated as Official Form 14 (for use in chapter 7 cases) and as Official Form 14A (for use in chapter 11 cases).