

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW MEXICO**

In re:

Debtor.

No.

**ORDER GRANTING
MOTION TO STRIKE WRONG DOCUMENTS FILED
AS PETITION AND SUBSTITUTE DEBTOR'S PETITION FOR DOCUMENT #1**

THIS MATTER is before the Court on the Motion to Strike Wrong Document(s) Filed as Petition and Substitute Debtor's Petition for Document #1 ("Motion"), filed by Debtor's attorney, on *(date)*. The Motion seeks to substitute Debtor's voluntary petition for the incorrect document(s) filed in error to initiate this case. Upon review of the Motion and the record of this proceeding, the Court FINDS:

1. On *(case opening date)*, Debtor's attorney opened a bankruptcy under Chapter (7, 13, etc.) of the Bankruptcy Code in CM-ECF, the Court's electronic filing system.
2. The *(specifically identify documents, e.g., petition with exhibit D, schedules, statement of financial affairs, and statement of monthly income (B22A) and signature page in the name of John Doe or exhibit D with credit counseling certificate)* electronically filed on *(case opening date)* as Document # 1 were uploaded into CM-ECF in error.

WHEREFORE, IT IS HEREBY ORDERED that the documents filed on *(case opening date)* as Document # 1 are stricken.

IT IS FURTHER ORDERED that the petition *(with exhibit D, statements and schedules, if applicable)* and signature page filed on *(date)* as document (#) are deemed to be the correct petition *(with exhibit D, statements and schedules, if applicable)* and signature page for this case and are hereby substituted for the documents filed in error. The Bankruptcy Court Clerk is directed to modify the docket entry for document (#) to indicate that it is the petition substituted for document #1.

[NAME OF JUDGE]
United States Bankruptcy Judge

Submitted electronically by:
(name of debtor's attorney)

Copies to:
(name of case trustee) *(name of U. S. trustee)*

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