

Official Form 16D
(12/04)

Form 16D. CAPTION FOR USE IN ADVERSARY PROCEEDING

United States Bankruptcy Court
_____ District Of _____

In re _____,)	Case No. _____
<i>Debtor</i>)	
)	
)	Chapter _____
_____)	
<i>Plaintiff</i>)	
)	
)	
_____)	Adv. Proc. No. _____
<i>Defendant</i>)	

COMPLAINT [or other Designation]

[If in a Notice of Appeal (see Form 17) or other notice filed and served by a debtor, this caption must be altered to include the debtor's address and Employer's Tax Identification Number(s) or last four digits of Social Security Number(s) as in Form 16A.]

(Added Mar. 14, 1995; amended Dec. 1, 2004.)

NOTES OF ADVISORY COMMITTEE ON RULES—1995

This form of caption may be used in an adversary proceeding when section 342(c) of the Code, as added by the Bankruptcy Reform Act of 1994, is not applicable.

COMMITTEE NOTES ON RULES—2004 AMENDMENT

This form is amended to reflect the 2003 abrogation of Form 16C. As a complaint initiating an adversary pro-

ceeding serves as a notice to the defendant of the filing of an action, a debtor filing an adversary proceeding must follow the notice requirements of §342(c) of the Code. To protect individual privacy a debtor should use the defendant's copy of the summons to be served with the complaint to provide the information required by §342(c) to any creditor named as a defendant.

Official Form 17
(12/04)

United States Bankruptcy Court

_____ District Of _____

In re _____,
Debtor

Case No. _____

Chapter _____

[Caption as in Form 16A, 16B, or 16D, as appropriate]

NOTICE OF APPEAL

_____, the plaintiff *[or defendant or other party]* appeals under 28 U.S.C. § 158(a) or (b) from the judgment, order, or decree of the bankruptcy judge (describe) entered in this adversary proceeding *[or other proceeding, describe type]* on the _____ day of _____, _____ (month) (year).

The names of all parties to the judgment, order, or decree appealed from and the names, addresses, and telephone numbers of their respective attorneys are as follows:

Dated: _____

Signed: _____
Attorney for Appellant (or Appellant, if not represented by an Attorney)

Attorney Name: _____

Address: _____

Telephone No: _____

If a Bankruptcy Appellate Panel Service is authorized to hear this appeal, each party has a right to have the appeal heard by the district court. The appellant may exercise this right only by filing a separate statement of election at the time of the filing of this notice of appeal. Any other party may elect, within the time provided in 28 U.S.C. § 158(c), to have the appeal heard by the district court.

If a child support creditor or its representative is the appellant, and if the child support creditor or its representative files the form specified in § 304(g) of the Bankruptcy Reform Act of 1994, no fee is required.