

debtor's Chapter 13 Plan. Johnson v. Home State Bank, 501 U.S. 78, 84; 111 S. Ct. 2150, 2154; 115 L. Ed. 2d 66, 75 (1991).

b. Pursuant to 12 U.S.C. § 1701j-3(d)(5), the Movant is prohibited from exercising the mortgage's "due on sale clause" simply because the Debtor acquired the Property by virtue of the death of his mother.

c. The Debtor has filed a Chapter 13 Plan in this case that provides, *inter alia*, the curing of the default under the Movant's note, which he is permitted to do in accordance with 11 U.S.C. § 1322(b)(3).

WHEREFORE, the Debtor respectfully requests that the Objection to Confirmation of Chapter 13 Plan be overruled, and for such other relief as the Court deems appropriate.

ARTHUR JOSEPH STEVENSON

By: /s/ James E. Kane
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CERTIFICATE OF SERVICE

I hereby certify that on September 28, 2023, I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to all parties registered to receive notice thereof.

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