

INDEX

LOCAL RULES OF BANKRUPTCY PROCEDURE UNITED STATES BANKRUPTCY COURT EASTERN DISTRICT OF MISSOURI

2004 Examination

Conference of Parties – p. 19

Consent Motions – p. 19

Contested Motions – p. 20

341 Meeting of Creditors

Abandonment of Assets – p. 52

Attorney Admission, Appearance without – p. 26

Continuances and Rescheduling – p. 18

Extension of Deadlines, Re-setting Meeting – pp. 10, 19

Failure to Appear

Dismissal – pp. 13, 19

General Procedures – p. 19

Notice of – p. 17

Payment Advices, Relationship to Date of 341 meeting – p. 8

Reinstatement Following Dismissal for Failure to Appear – p. 14

Schedule and SOFAs filed within 10 days of – p. 19

Scheduling of, Chapter 11 – p. 62

Waiver of Attendance – p. 19

Abandonment of Assets – (*See 341 Meeting of Creditors/Abandonment of Assets*)

Adequate Protection – (*See Claims/Secured Claims/Chapter 13 and Plans/Chapter 12 or Chapter 13/Secured Claims*)

Adversary Proceedings

Bench Trial, Consent to – p. 63

Commencement

Cover Sheet – p. 53

Filing Fee – p. 53

Default Judgment

Entry of Default – p. 54

Motion for

Generally – p. 55

Hearing – p. 55

Service – p. 55

Discovery

Deadline – p. 54

- Filing of Discovery Material – p. 54
- Time to Commence – p. 54
- Required Disclosures – p. 54
- Jury Trials – (See **Jury Trials**)
- Mediation – (See **Mediation**)
- Subpoenas – p. 64
- Summary Judgment
 - Motion
 - Generally – p. 55
 - Hearings – p. 56
 - Memorandum in Support – p. 55
 - Response
 - Generally – p. 56
 - Memorandum in Support – pp. 56, 61
 - Reply to – p. 56
 - Time for – p. 56
 - Page Limits – p. 56
- Summons
 - Issuance – p. 53
 - Service – p. 53
- Pre-trial Procedures
 - Duty to Confer – p. 54
 - Exhibits
 - Exchange of Witness and Exhibit Lists, and Exhibits – p. 53
 - Objections to – p. 53
 - Settlement Conference – p. 54

Affiliated Debtor Cases, Chapter 11

- Claims – p. 12
- Docket – p. 12
- Generally – p. 12
- Lead Case – p. 12

Appeals

- Bankruptcy Appellate Panel, Appeals to – p. 56
- Circuit Court, Direct Appeals to – p. 57
- District Court, Appeals to – p. 57
- Election to Have Appeal Heard by District Court – p. 56
- Notice of Appeal – p. 56

Attorneys

- Admission to Practice in Bankruptcy Court

- Generally – p. 25
- Pro Hac Vice
 - Appearance without Admission – pp. 26, 59
 - Generally – p. 25
 - Local Counsel, Affiliation with – p. 26
- Change of Address – p. 26
- Conduct and Obligations
 - 341 Meetings – p. 27
 - Chapter 13 Counsel – p. 27
 - Duty to Confer – p. 26
 - Generally – p. 26
- Discipline – p. 27
- Fees and Compensation – (See **Professionals/Compensation**)

Automatic Stay

- Continuance of Automatic Stay
 - Beyond 60 Days from Date of Motion for Relief – p. 45
- Motions
 - Generally – p. 46
 - Responses to – p. 46
- Distribution to Chapter 13 Creditors Following Relief from
 - Against Co-debtor – p. 40
 - Against Debtor – p. 40
- Communications of Adjustments to Monthly Payments not a Violation, Chapter 13, – p. 41
- Imposition of, Motion for – p. 46
- Lessors of Real Property – pp. 46-47
- Relief from
 - Motions
 - Consent Motions – p. 45
 - Content of
 - Foreclosure on Collateral
 - Chapter 13 – p. 43
 - Generally – p. 43
 - Duty to Confer – p. 45
 - Emergency and Ex Parte – pp. 45, 61
 - Exhibits
 - Generally – p. 44
 - Chapter 13 Cases – p. 44
 - Foreclosure on Collateral – p. 43
 - Responses – p. 45
 - Service of – p. 43

Hearings on

Continuances – p. 45

Generally – p. 43

Outside 30 days as a Result of Movant’s Actions – p. 43

Outside 60 days as a Result of Movant’s Actions – p. 45

Responses to – p. 45

Stay Inapplicable, Motion for Order Confirming – p. 46

Case Administration, Chapter 11

341 Meeting, Scheduling of – p. 62

Certificates of Service – p. 63

Coordination with United States Trustee – p. 62

First Day Motions – p. 61

Initial Debtor Interview – pp. 16, 62

Master Notice Lists

Generally – pp. 62, 63

Specific Requirements – p. 63

Master Service Lists

Generally – pp. 62, 63

Specific Requirements – p. 62

Service of Motions and Notices – p. 63

Regular Hearing Dates and Agenda – p. 62

Certificate of No Response – (*See Motion Practice*/Certification of No Response)

Certificate of Resolution – (*See Motion Practice*/Certification of Resolution)

Certificates of Service – (*See Documents*/Certificates of Service)

Claims

Distribution on

Chapter 13

Generally – p. 40

Relief from the Automatic Stay, Following

Against Co-debtor – p. 40

Against Debtor – p. 40

Monthly Payments to a Creditor

Post-petition Adjustments – p. 40

Real Estate Obligations – pp. 41, 42

Secured Claims

Generally – p. 33

Following Minimum Distribution to Unsecured Creditors – p. 41

Proof of

Filing

Attorney Admission not Necessary – p. 26

Avoidance Action Claims – p. 29

Chapter 7 – p. 28

Chapter 11

Bar Date – p. 29

Newly Added Creditors – p. 29

Notice of Bar Date – p. 29

Conversions – p. 29

Debtor, Filing by – p. 29

Rejection Claims – p. 29

Form – p. 28

Exhibits – p. 28

Service, Chapters 7, 12 and 13 – p. 28

Transferred Claims – p. 28

Voting on Chapter 11 Plans – pp. 38-39

Objections to

Chapters 7, 11, 12, 13 – p. 29

Lien Avoidance, Objections Based on – p. 30

Negative Notice, Chapter 13

Generally – p. 69

Notice of Hearing when Response Filed – p. 70

Omnibus – p. 30

Secured Claims

Adequate Protection, Chapter 13 – p. 34

Distribution on

Chapter 12 – p. 31

Chapter 13 – pp. 33, 41

Interest on

Chapter 12 – p. 31

Chapter 13 – p. 33

Real Estate

Application of Payments Secured by, Chapter 13 – p. 42

Mortgage Obligations, Disclosure of, Chapter 13 – p. 41

Vehicle Claims, Chapter 13 – p. 33

Treatment of

Chapter 12 Plan – p. 31

Chapter 13 Plan – p. 33

Voting on Chapter 11 Plan – (See **Plans**/Chapter 11/Voting)

Closing Case

- Chapter 7 – p. 51
- Chapter 11 – pp. 42, 52
- Chapter 12 – p. 51
- Chapter 13 – p. 52

Conversions

- Debtors that are not Individuals
 - Final Report and Account – p. 15
 - Schedule of Unpaid Debts – p. 15
- Individual Debtors
 - Means Test – p. 15
 - Schedules and SOFA, Necessity to File New – p. 15
 - Statement of Current Monthly Income – p. 15
- Initial Debtor Interview, Conversion to Chapter 11 – p. 16
- Matrix, Necessity to File New – p. 15
- Negative Notice, Motions to Convert (except from Chapter 12 or 13) – pp. 69, 70
- Reconversion of Case, Failure to File Means Test/Statement of Current Monthly Income – p. 15

Credit Counseling

- Certificate of
 - General Requirements – p. 9
 - Required for Filing Petition – pp. 2, 3, 4, 5, 6
 - Review by Trustee – p. 9
- Exemption – p. 10
- Exigent Circumstances, Certificate of – p. 9

Creditors

- List of 20 Largest Unsecured, Required to Commence Chapter 11 Case – p. 3
- Voting on Chapter 11 Plan – (See **Plans**/Chapter 11/Voting)

Current Monthly Income

- Conversion of Case – p. 15
- Means of Providing Statement – p. 8
- Statement of Required to Commence Case – pp. 3, 4, 6

Discharge

- Chapters 7, 11 and 13
 - Certification of Payment of Domestic Support Obligations as Condition, Chapter 13 – p. 48
 - Generally – p. 48

- Notice Regarding Bankruptcy Code § 1141(d)(5)(C) – p. 48
- Personal Financial Management
 - Exemption – p. 49
 - Filing – p. 49
 - Generally – p. 49
 - Proof of Completion – p. 49
 - Relief from Order Dismissing Case for Failure to File – p. 49
- Chapter 12
 - Certification of Payment of Domestic Support Obligations as Condition – p. 48
 - Generally – p. 48
- Closing of Case without Discharge
 - Generally – p. 49
 - Relief from Order – p. 49
- Delay of Discharge – p. 50
- Prior Discharge, Chapter 13 – p. 50

Disclosure Statement – (See **Plans**/Chapter 11/Disclosure Statement)

Discovery

- 2004 Examinations – (See **2004 Examinations**)
- Generally – (See **Adversary Proceedings**/Discovery)

Dismissal

- Failure to File Schedules or SOFA – p. 10
- Failure to Obtain Credit Counseling – p. 9
- Failure to Pay Filing Fee – pp. 2, 7
- Failure to Provide Payment Advices – p. 8
- Failure to Provide Pre-petition Tax Returns – p. 9
- General Failure to Provide Documents – p. 6
- Motions to Dismiss
 - Amended Plan in Response to Motion to Dismiss, Chapter 13
 - Failure to Make Plan Payments – p. 13
 - Lack of Feasibility – p. 14
 - Becoming Current in Plan Payments in Response to Chapter 13 Trustee Motion to Dismiss – p. 13
 - Chapter 13 Cases, Generally – p. 13
 - Chapter 13 Debtor Motion – p. 13
 - Chapter 13 Non-debtor Motion – p. 13
 - Generally – p. 12
 - Failure to Appear at 341 Meeting – p. 13
 - Failure to Provide or File Required Documents – p. 13
 - Negative Notice

- Chapters 7, 11, 13 – p. 69
- Notice of Hearing when Response Filed – p. 70
- Pre-confirmation Dismissal, Chapter 13, Allowance of Attorneys Fees – p. 24
- Reinstatement Following
 - Failure to Attend 341 Meeting
 - Content of Motion – p. 14
 - Effect on Deadlines – p. 14
 - Time to File Motion – p. 14
 - Procedure – p. 14
 - Failure to File Certification of Completion of Personal Financial Management Course – p. 49
 - Failure to File or Provide Required Documents
 - Closing of Case without Discharge – p. 49
 - Content of Motion – p. 14
 - Effect on Deadlines – p. 14
 - Time to File Motion – p. 14
 - Procedure – p. 14
 - Failure to Make Plan Payments
 - Content of Motion – p. 14
 - Motions Pending at Time of Dismissal – p. 15
 - Time to File Motion – p. 14
 - Service of Motion – p. 14

Disposable Income

- Documentation – p. 7
- Material Change in, Chapter 13 Duty to Disclose – p. 21
- Median Family Income – p. 7
- Monthly Expenses – p. 7
- Required Form to Commence Case – p. 6

Distribution – (See **Claims**/Distribution on)

Documents

- 341 Meeting – p. 19
- Captions – p. 57
- Certificates of Service
 - Chapter 11 – p. 63
 - CM/ECF Service – p. 58
 - Notices of Hearings – p. 68
 - Manual Service – p. 58
 - Time and Manner of Filing – p. 58

Commencement of Case
 Declination of Case for Filing – p. 2
 Chapter 7 – p. 2
 Chapter 11 – p. 3
 Chapter 12 – p. 4
 Chapter 13 – p. 5
 Missing Document, Order and Notice of – p. 6
Dismissal for Failure to Provide - (*See **Dismissal***)
Declination of Documents for Filing – p. 50
Electronic Filing
 Generally – p. 50
 Retention of Originals – p. 60
 Signatures – p. 59
Electronic Service
 Determining which Parties Receive Service Electronically – pp. 58-59
 Certificate of Service – p. 58
 Consent to – p. 50
 Effect of Notice – p. 50
 Service of Process, Exception for – p. 50
Filing Fees, Commencement of Case
 Generally – pp. 2, 6
 Payment in Installments – p. 6
 Requirement to Commence Case – pp. 3, 4, 5, 6
 Waiver of Fee – pp. 2, 3, 6
Format – p. 58
Location, Place and Manner of Filing, Unrepresented Parties – p. 50
Motion Practice – (*See **Motion Practice***)
Redaction – (*See **Privacy and Redaction of Documents***)
Reinstatement Following Dismissal – (*See **Dismissal/Reinstatement Following***)
Requests for – p. 16
Retention of Originals – p. 60
Service, Address for
 Generally – p. 17
 Internal Revenue Service – p. 17
 Missouri Department of Revenue – p. 17
 Registered Agents – p. 17
Signatures – p. 59
Tax Documents - (*See **Tax Documents***)
Time, Additional Time after Service by Mail – p. 59
Title of – p. 58

Domestic Support Obligations

Certification of Payment of as Condition Precedent to Confirmation

Chapter 11 – p. 40
Chapters 12 and 13 – p. 35
Certification of Payment as Condition Precedent to Discharge
Chapter 12 – p. 48
Chapter 13 – p. 48
Notice of Commencement of Case and 341 Meeting – p. 17
Payment of
Chapter 12 - p. 32
Chapter 13 - p. 32

Duties of Debtors

Chapter 11
General Requirements – p. 21
Insurance – p. 21
Chapter 12
Commencement of Case – p. 20
Disposable Income, Duty to Disclose – p. 20
Chapter 13
Material Change in Financial Condition, Disclosure of – p. 21
Motor Vehicle Insurance – p. 21
Wage Orders – p. 21

Electronic Service – (*See Documents*/Electronic Service)

Ex Parte Motions – (*See Motion Practice*/Ex Parte Motions)

Exemptions, Scheduling – p. 47

Exhibits

Automatic Stay, Relief from
Generally – p. 44
Chapter 13 Cases – p. 44
Foreclosure on Collateral – p. 43
Responses to Motions – p. 45
Exchange of – p. 66
Filing of – p. 66
Format – p. 66
Summary
Entire Exhibits Permitted, when – p. 66
Generally – p. 66
Proof of Claim – pp. 28, 29

Expedited or Emergency Motions – (See **Motion Practice**/Expedited or Emergency Matters)

Evidence of Income – (See **Payment Advices**)

Filing Fees to Commence Case – (See **Documents**/Filing Fees/Commencement of Case)

Filing Documents with Court – (See **Documents**)

Final Decree, Chapter 11 – (See **Plans**/Chapter 11 or Closing Case/Procedures/Chapter 11)

Final Report and/or Account by Trustee

Conversion of Case – p. 15

Closing of Case

Chapter 7 – p. 51

Chapter 12 – p. 51

Chapter 13 – p. 52

Negative Notice for Motion to Approve Final Report

Generally – p. 69

Notice of Hearing when Response Filed – p. 70

Hearings

Continuances – p. 68

Negative Notice

Format of Notice – p. 69

Generally – pp. 68-69

Types of Motions or Pleadings Subject to – p. 69

Response to Matters Set on – p. 69

Notice of

Form

Generally – pp. 67-68

Negative Notice, Notice of Hearing when Response is Filed – pp. 69-70

Scheduling – p. 67

Telephone and Video Conferences and/or Hearings – p. 71

In Forma Pauperis – (See **Filing Fees**/Waiver of Fee)

Increase in Income or Expenditures

Means of Providing Statement Disclosing – p. 8

Statement Disclosing Reasonably Anticipated Increase – pp. 3, 4, 5, 6

Individual Retirement Account (educational account or state tuition program)

Means of Providing Statement Disclosing – p. 8

Statement of, Required to Commence Case – pp. 3, 4, 5, 6

Initial Debtor Interview

Conversion of Case – p. 16

Insurance

Chapter 11 Estate Assets – p. 21

Motor Vehicle, Chapter 13 – p. 21

Joint Case Administration – p. 12

Jury Trials

Bench Trial, Consent to – p. 63

Generally – p. 63

Consent to Bankruptcy Court Conducting Jury Trial – pp. 63, 64

Determination of Right to Jury Trial – p. 64

Jury Demand

Form – pp. 63, 64

Specification of Issues – p. 63

Time for – p. 63

Pre-trial Procedure – p. 64

Right to, Generally – p. 64

Trial by Bankruptcy Court – p. 64

Waiver of Right to Jury Trial – p. 64

Withdrawal of Reference, Motion for – p. 64

Lien Avoidance

Claim Objection Based on – p. 48

Motion for

Content – p. 47

Hearings – pp. 47, 69, 70

Responses – p. 47

Service – p. 47

Matrix

Amended Matrix

Bar Dates, Notice of – p. 11

Chapter 7, Form Notice – p. 11

Chapter 13 Plan, Service of – p. 11

Content – p. 11

Large Chapter 11 Cases – p. 11

Local Form 25 – p. 68

Objection to Discharge, Extension of Deadline – p. 12

Requirements, Generally – p. 11

Service – p. 11

Conversion of Case – p. 15
Child Support Enforcement Agency – p. 10
Filing Requirement to Commence Case – pp. 2, 3, 4, 5, 6
General Requirements – p. 10
Internal Revenue Service – p. 10
Missouri Department of Revenue – p. 10
Returned Notices – pp. 18, 68

Means Testing

Conversion of Case – p. 15
Documentation Supporting – p. 7
Median Family Income – p. 7
Monthly Expenses – p. 7
Required to Commence Case – p. 3

Mediation

Attendance – p. 65
Confidentiality – p. 65
Mediator
 Choice of – p. 64
 Compensation – p. 65
Proceedings, Effect on – p. 65
Mediation Report – p. 65
Mediation Statements – p. 65

Motion Practice

Ex Parte Motions
 Automatic Stay, Relief from – pp. 45, 61
 Generally – p. 70
 Types of Matters Considered without Hearing – pp. 70-71
Certification of No Response – p. 70
Certification of Resolution – p. 70
Consent Motions – p. 61

Expedited or Emergency Matters
 Automatic Stay – p. 61
 CM/ECF System Shutdown – p. 50
 Definition of – p. 61
 Hearing, Motion for – p. 61
 Response to Motion – p. 61
Memoranda of Law – p. 61
Notices of Hearings – pp. 67-68
Proposed Orders – (See **Proposed Orders**)

Responses

- Certificate of No Response – p. 66
 - Deadlines – p. 60
 - Failure to File – p. 60
 - General Denials, Prohibition of – p. 60
 - Service – p. 60
- Service – p. 60

Negative Notice – (*See Hearings*/Negative Notice)

Non-attorney Petition Preparer Notice

Required to Commence Case – pp. 3, 4, 5, 6

Notices

- 11 U.S.C. § 1141(d)(5)(C) – p. 48
- 341 Meeting
 - Continued Meeting – p. 19
 - Child Support Claimants – p. 17
 - Generally – pp. 17, 18
 - Service and Form of Notice – p. 17
- Abandonment of Assets – p. 52
- Amended Matrix – p. 11
- Amended Schedule(s) – p. 11
- Appeals – pp. 56-57
- Appearance and Request for Service, Attorney Admission not Necessary – p. 26
- Application for Final Decree, Chapter 11 – pp. 42-43
- Claims Bar Date – pp. 11, 28, 29
- Closing of Case without Discharge – p. 49
- Commencement of Case – pp. 11, 17
- Confirmation Hearing
 - Chapter 11 – p. 38
 - Chapters 12 and 13
 - Post-confirmation Amended Plan – p. 36
 - Pre-confirmation Amended Plan – p. 36
 - Generally – p. 34
- Confirmation Order, Chapter 12 – p. 36
- Continued Hearing – p. 60
- Conversion of Case, by Debtor – p. 15
- Disbarment or Suspension – pp. 27, 41
- Disclosure Statement
 - Approval of – p. 38
 - Generally – p. 37
- Dismissal Motion – pp. 12-13

Domestic Support Obligations, Deadline to File Certification of for Discharge,
Chapter 12 – p. 48
Chapter 13 – p. 48
Electronic Filing, of – p. 58
Electronic Notices – p. 50
Final Report
Chapter 7 – p. 51
Chapter 12 – p. 51
Chapter 13 – p. 52
First Day Motions, Chapter 11 – p. 61
Full Administration of Estate, Chapter 7 – p. 51
Hearings, Notices of
Content – pp. 67-68
Negative Notice, Form of Notice when Response Filed – pp. 69-70
Service – p. 68
Lessors of Real Property, Automatic Stay – pp. 46-47
Master Service and Notice Lists – pp. 62-63
Monthly Payments to a Creditor, Chapter 13 Plan, Adjustments to – p. 41
Notice of Appearance, Bar Admission not Necessary – p. 26
Objection to Abandonment of Assets – p. 52
Objection to Plan, Deadline, Chapter 11 – p. 38
Objections to Claims – pp. 29-30
Personal Financial Management, Deadline to File Certificate of Completion for
Discharge, Chapters 7 and 13 – p. 49
Reinstatement of Case – p. 14
Returned Notices – pp. 18, 68
Service of Notices, Chapter 11 – p. 63

Orders – (See Proposed Orders)

Payment Advices

341 Meeting, Relationship to – p. 8
Deadlines – p. 8
Dismissal for Failure to Provide – p. 8
Means of providing – p. 7

Personal Financial Management – (See Discharge/Chapters 7, 11 and 13)

Petition

Non-attorney Petition Preparer Requirements for Filing to Commence Case – pp. 3, 4, 5,
6
Requirements for Filing – pp. 2, 3, 4, 5

Photographic Equipment – p. 71

Plans

Amended Plans

Chapter 12

Designation – p. 34

Service – p. 34

Chapter 13

Adjustments to Monthly Payments to Certain Creditors, Amended Plan

Not Necessary – p. 41

Designation – p. 34

Service – p. 34

Response to Motion to Dismiss – pp. 13, 14

Confirmed Plans, Chapters 12 and 13, Amendment of

Confirmation – p. 37

Motion to Amend

Generally – p. 36

Objections to – p. 37

Service of – p. 36

Trustee's Certification – p. 37

Interlineation, Prohibition on Modification by, Chapters 12 and 13 – p. 34

Confirmation

Amended Plans, Chapters 12 and 13 – p. 36

Attendance at Hearing – p. 34

Chapter 11 – (See **Plans**/Chapter 11/Confirmation)

DSOs, Certification of Payment of as Condition in Chapters 12 and 13 – p. 35

Objections to – pp. 34, 35, 38

Order, Trustee to Provide – p. 34

Original Confirmation Hearing – p. 34

Service of Confirmation Order – p. 36

Taxes, Certification of Payment of as Condition in Chapter 13 – p. 35

Trustee's Certification, Chapters 12 and 13 – p. 35

Substantially Current, Chapters 12 and 13 – p. 35

Chapter 11

Confirmation

DSOs, Certification of as Condition Precedent – p. 40

Title of Plan(s) – p. 39

Hearing – p. 38

Objections – p. 39

Order

Form – p. 39

Service – p. 39

Disclosure Statement

Form – p. 37

Notice – p. 37

- Notice of Approval – p. 38
- Notice of Hearing – p. 37
- Objection to – p. 37
- Service – p. 37
- Final Decree
 - Application for
 - Generally – p. 42
 - Service of – p. 42
- Status Reports
 - Generally – p. 42
 - Service of – p. 42
- Voting
 - Attorney Admission not Necessary – p. 26
 - Ballots
 - Exclusion of Ballots – p. 39
 - Preservation of – p. 39
 - Request that Ballot be Counted – p. 39
 - Summary – pp. 38, 39
 - Tabulation – p. 38
- Chapter 12
 - Amended Plan
 - Objection to – p. 36
 - Objection to Confirmation, in Response to – p. 35
 - Post-confirmation amended plans – pp. 36-37
 - Claims, Treatment of – p. 31
 - Confirmation – (See **Plans**/Confirmation)
 - Date – p. 34
 - Designation – p. 34
 - Dismissal for Failure to File when Due – p. 13
 - Filing Requirement to Commence Case – p. 5
 - Interlineation, Prohibition on Modification by – p. 34
 - Model Plan – p. 34
 - Payments outside the Plan – p. 32
 - Payments through the Plan – p. 32
 - Reasonable Time to Cure Defaults – p. 31
 - Secured Claims
 - Distribution on – p. 31
 - Interest on – p. 31
 - Service of Plan – p. 34
 - Service of Confirmation Order – p. 36
 - Signature – p. 34
 - Trustee, Payments to – p. 30
 - Turnover of Collateral – p. 31

Chapter 13

Amended Plan

Motion to Dismiss, in Response to – p. 13

Objection to – p. 36

Objection to Confirmation, in Response to – p. 35

Post-confirmation Amended Plans – pp. 36-37

Claims, Treatment of – p. 33

Confirmation – (*See Plans/Confirmation*)

Date – p. 34

Designation – p. 34

Dismissal for Failure to File when Due – p. 13

Filing Requirement to Commence Case – p. 5

Interlineation, Prohibition on Modification by – p. 34

Minimum Distribution to Unsecured Creditors – p. 32

Model Plan – p. 34

Monthly Payments – p. 33

Payments through the Plan – p. 32

Reasonable Time to Cure Defaults – p. 32

Secured Claims

Adequate Protection, Chapter 13 – p. 34

Distribution on – p. 33

Interest on – p. 33

Service – p. 34

Signature – p. 34

Turnover of Collateral – p. 32

Privacy and Redaction of Documents

Generally – p. 65

Redaction of Personal Identifiers

Financial Account Numbers – p. 66

Dates of Birth – p. 66

Generally – p. 65

Minor Children, Names of – p. 66

Social Security Numbers – p. 65

Professional Compensation and Employment

Disclosure of Compensation, Attorneys

Generally – p. 22

Required to Commence Case – pp. 3, 4, 5

Supplemental Disclosure – p. 22

Fee Election Form, Chapter 13

Filing Requirement to Commence Case – p. 5

Substitution of Counsel, upon – p. 26

General Requirements – p. 20

Chapter 13 Debtors' Counsel

- Disbarment or Suspension, Payment upon – p. 41
- Fee Application Option – p. 24
- Flat Fee Option
 - Generally – p. 24
 - Services not Covered – p. 27
- Generally – p. 20
- Service of Fee Applications – p. 24
- Pre-confirmation Dismissal – p. 24
- Withdrawal of Counsel
 - Cessation of Fees – p. 26
 - Fee Election of Substitute Counsel – p. 26

Compensation

- Applications for
 - Service and Format – p. 22
 - Objections to
 - Chapter 11 – p. 23
 - Non-Chapter 11 – p. 23
 - Hearings
 - Chapter 11 – p. 23
 - Non-Chapter 11, Negative Notice
 - Generally – pp. 23, 69
 - Notice of Hearing when Response Filed – p. 70
 - Short Form Attorney Fee Application – p. 25
- Chapter 11 Cases
 - General Requirements – p. 23
 - Monthly Bills (Fee Statements) – p. 23
 - Interim Fee Applications – p. 24
- Chapter 12 Trustee – p. 25
 - Disclosure of – pp. 3, 4, 5, 22
 - Pre-petition Retainers, Disclosure of – p. 22
 - Supplemental Disclosure – p. 22
- Substitution of Counsel – p. 26
 - Fee Election, Chapter 13 – p. 26
 - Generally – p. 26
- Withdrawal of Counsel – p. 26

Proof of Claim – (See **Claims**/Proof of)

Proposed Orders

- 2004 Exam Motions
 - Consent Orders – p. 19
 - Contested Motions – p. 20
- Automatic Stay

- General Provisions – p. 45
- Extending Automatic Stay beyond 60 Days from Date of Motion for Relief
 - p. 45
- Relief from to Foreclose on Collateral, Chapter 13 – p. 44
- Stay Inapplicable, Motion for Order Confirming – p. 46
- Captions – pp. 57-58
- Certificate of No Response – pp. 66, 70
- Certificate of Resolution – p. 70
- Competing Orders, Submission of – p. 67
- Confirmation Orders, Chapter 11 Plan – p. 40
- Content – p. 67
- Default Judgment – p. 55
- Extensions of Time – p. 59
- Final Report, Order Approving, Chapter 7 – p. 51
- Payment of Filing Fees in Installments – p. 6
- Property Value
 - Motion Setting – p. 67
 - Motion to Determine – p. 67
- Service
 - Chapters 7, 12, 13 – p. 67
 - Chapter 11 – p. 67
- Time for Submission – p. 66

Reaffirmation Agreements – p. 50

Real Estate

- Application of Payments Secured by, Chapter 13 – p. 42
- Automatic Stay with Respect to Lessors of – p. 46
- Mortgage Obligations
 - Automatic Stay, Relief from for Failure to Make Post-petition Payments – p. 44
 - Disclosure of, Chapter 13 – p. 41

Recording Equipment – p. 71

Redaction of Documents – (See **Privacy and Redaction of Documents**)

Reinstatement Following Dismissal – (See **Dismissal/Reinstatement Following**)

Requests for Documents – (See **Documents/Request for**)

Rules

- Application – p. 1
- CM/ECF Event Codes, references to – p. 2
- Citation – p. 1

Definition of Terms – p. 2
District Court Rules, relationship to – p. 1
Procedures Manual, relationship to – p. 1
Title – p. 1

Schedules

341 Meeting, Filed within 10 Days of – p. 19
Amended Schedules
 Bar Dates, Notice of – p. 11
 Chapter 7, Form Notice – p. 11
 Content – p. 11
 Large Chapter 11 Cases – p. 11
 Objection to Discharge, Extension of Deadline – p. 12
 Requirements, Generally – p. 11
 Service – p. 11
 Plan, Service of – p. 11
Conversion of Case – p. 15
Declaration Concerning, Required to Commence Case – pp. 3, 4, 5
Dismissal for Failure to File – p. 10
Extension of Time to File – p. 10
Required to Commence Case – pp. 2, 3, 4, 5
Summary Required to Commence Case – pp. 2, 3, 4, 5

Small Business

Filing Requirements, Chapter 11 – p. 4

Social Security Number

Verification Form Required to Commence Case – pp. 3, 4, 5

Statement of Corporate Ownership

Required to Commence Case – pp. 3, 4

Statement of Financial Affairs

341 Meeting, Filed within 10 Days of – p. 19
Conversion of Case – p. 15
Dismissal for Failure to File – p. 10
Extension of Time to File – p. 10
Required to Commence Case – pp. 3, 4, 5

Statement of Intentions, Individual Debtor

Required to Commence Case – p. 3

Statistical Summary of Certain Liabilities

Failure to Provide – p. 8

Means of Providing – p. 8
Required to Commence Case – pp. 2, 3, 4, 5

Status Report, Chapter 11 – (See **Plans**/Chapter 11/ Status Reports)

Subpoenas – p. 64

Withdrawal of Counsel – (See **Professionals**/Compensation and Employment/Chapter 13
Debtors' Counsel/Withdrawal of Counsel and **Professionals**/Compensation and
Employment/Compensation/Withdrawal of Counsel)

Withdrawal of Reference

Controlling Rules – p. 52
Place of Filing – p. 52
Response – p. 52
Time and Manner – p. 52

Tax Documents

Access to Filed Tax Documents
Generally – p. 16
Disposition of – p. 16
Tax Returns
Filed Post-petition – p. 9
Filed Pre-petition – p. 9

Telephonic Appearance – (See **Hearings**/Telephone and Video Conferences and/or Hearings)

Time

Additional Time after Service by Mail – p. 59
Extensions of Time, Requests for – p. 59

Unclaimed Funds – p. 30

Vehicles, Claims Secured by, Chapter 13

Treatment of – p. 33
Valuation – p. 33