

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

**IMPORTANT NOTICE TO THE BAR AND PUBLIC  
CONCERNING GENERAL ORDER PENDING ADOPTION OF AMENDMENTS TO  
D.N.J. LBR 9013-2. MOTIONS: FILING AND SERVICE; HEARING DATE**

Please be advised that the provisions of the attached *General Order Pending Adoption of Amendments to D.N.J. LBR 9013-2. Motions: Filing and Service; Hearing Date* are effective August 1, 2018. The General Order is available on the court's website, [njb.uscourts.gov](http://njb.uscourts.gov).

Dated: July 13, 2018

Jeanne A. Naughton, Clerk

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

**GENERAL ORDER PENDING ADOPTION OF AMENDMENTS TO  
D.N.J. LBR 9013-2. MOTIONS: FILING AND SERVICE; HEARING DATE**

The Court having determined the need for a *General Order Pending Adoption of Amendments to D.N.J. LBR 9013-2. Motions: Filing and Service; Hearing Date* to account for expedited motion practice under the Court's local rules, it is hereby

ORDERED that, pending adoption during the Court's 2019 Local Rules Cycle, the proposed amendments to *D.N.J. LBR 9013-2. Motions: Filing and Service; Hearing Date* are effective August 1, 2018.

DATE: July 12, 2018

/s/ Kathryn C. Ferguson

KATHRYN C. FERGUSON, CHIEF JUDGE  
UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY

## **D.N.J. LBR 9013-2. Motions: Filing and Service; Hearing Date**

### **(a) Filing and service.**

(1) Unless specified elsewhere in these Rules, a motion must be filed and served not later than 21 days before the hearing date.

(2) Any (i) opposition to a motion or (ii) cross-motion must be filed and served not later than 7 days before the hearing date. A cross-motion must relate to the original motion.

(3) Any (i) reply or (ii) opposition to a cross-motion must be filed and served not later than 4 days before the hearing date.

**(b) Hearing date.** Unless specified elsewhere in these Rules, the movant must schedule the hearing date for the motion. Hearing dates for each judge are available on the court's website.

**(c) Application to shorten time.** A movant seeking shortened time for hearing on a motion must file Local Forms *Application for Order Shortening Time* and *Order Shortening Time Period for Notice, Setting Hearing and Limiting Notice*.

### 2018 Comment

Subdivisions (a)(1) and (b) are amended to include the phrase “unless specified elsewhere in these Rules” to account for Local Bankruptcy Rules, such as 4001-4, that permit an expedited motion procedure.

### 2015 Comment

This Rule is new. It is derived from Local Bankruptcy Rule 9013-1.

A motion or cross-motion must be served by non-electronic means under Local Bankruptcy Rule 5005-1(c)(1)(B). Service of a motion or cross-motion by e-mail or Notice of Electronic Filing is not proper service.

Local Bankruptcy Rule 5071-1 addresses adjournment requests.

Local Bankruptcy Rule 7065-1 addresses use of an order to show cause.