

D.N.J. LBR 9072 -2 ORDERS PROPOSED - ELECTRONIC CASE FILING SYSTEM

- (a) Orders submitted under **D.N.J. LBR 9072-1(c)** shall be directed to the presiding judge's electronic mail box designated for this purpose. The address box of the electronic mail shall reflect the names of the parties served. If any party is not served electronically, the filer must serve a copy of the order on that party conventionally and indicate such service in the electronic correspondence directed to the presiding judge's electronic mail box.
- (b) Pursuant to the requirements of **D.N.J. LBR 9072-1(d)**, if all parties consent to the form of an order submitted electronically, the electronic correspondence transmitting such order shall so state in bold face or upper case type, and such order shall be signed and entered in the discretion of the court. In all other cases under subdivision (a), all parties served with such order shall have 7 days to submit and serve an objection and alternative form of order to the presiding judge's electronic mail box. A hearing may be conducted on the objection in the Court's discretion.
- (c) All proposed forms of order, whether submitted electronically or conventionally, must substantially conform with the order template and accompanying directions maintained by the Court and made available on the Court's website www.njb.uscourts.gov.

NEW JERSEY BOARD OF BANKRUPTCY JUDGES NOTES

- 2001 Comment: This Rule is new and is intended to provide a procedure for orders submitted by electronic means under **D.N.J. LBR 9072-1(c)**.
- Dec., 2009 Comment Subsection (b) is amended to conform with the March 26, 2009, Supreme Court approval of changes to Bankruptcy Rule 9006 which addresses the method by which time is calculated. On May 7, 2009, the Statutory Time Period Technical Amendments Act of 2009 was enacted (Pub. L. No. 111-06). The law adjusts the time period in 28 statutes, including nine sections of the Bankruptcy Code, which are impacted by the federal rule changes. Both the statutory and rules changes take effect on the same day, December 1, 2009. Deadlines of less than 30 days have been changed to multiples of seven days so that the expiration of the deadline ordinarily would occur on a weekday. Under the revised rules: 5 day deadlines become 7 days; 10 and 15 day deadlines become 14 days; 20 day deadlines become 21 days; and 25 day deadlines become 28 days. Effective, December 1, 2009 conforming amendments to the Court's Local Rules, including the one set forth herein, have been approved by the Board of Bankruptcy Judges. Additional information concerning time computation amendments to the national rules, local rules, general orders and forms may be accessed at www.uscourts.gov/rules and www.njb.uscourts.gov.
- 2011 Comment In September 2009, the Judicial Conference approved a set of Guidelines for Distinguishing Between Matters Appropriate for Standing Orders and Matters Appropriate for Local Rules. In response to these Guidelines, the Board of Bankruptcy Judges concluded that the provisions of the Court's General Order Approving Use of Template for Submission of Proposed Forms of Order (dated March 27, 2002), should be addressed in a local rule. As a result, on August 1, 2011, the Court amended D.N.J. LBR 9072-2 to add subdivision (c) and incorporated the provisions of the General Order into this local rule.