



United States Bankruptcy Court District of New Jersey

Honorable Kathryn C. Ferguson, Chief Judge
Jeanne A. Naughton, Clerk

The purpose of this notice is to advise New Jersey Bankruptcy Court CM/ECF participants of new system and operational developments and to highlight issues that require immediate attention.

Office Locations

Newark

Martin Luther King, Jr. Federal Building
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Newark, NJ 07102
Phone (973) 645-4764
CM/ECF Helpdesk: (973) 645-3366

Trenton

Clarkson S. Fisher US Courthouse
402 East State Street
Trenton, NJ 08608
Phone (609) 858-9333
CM/ECF Helpdesk: (609) 858-9401

Camden

US Post Office and Courthouse
401 Market Street
Camden, NJ 08101
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2019 LOCAL RULE AND FORM REVISIONS

The Court's Notice to the Bar and Public Concerning 2019 Local Rule and Form Revisions has been posted to the Court's website. All revised Local Rules and Forms are attached to the [Notice](#) for ease of reference. The following Local Rules and Forms have been amended under the Court's 2019 Local Rule Making Cycle. Efilers are reminded that the Local Rules of the U.S. Bankruptcy Court for the District of New Jersey, when published, supersede all previously entered general orders concerning Court policy which are governed by Local Rule. The changes to the Local Rules and Forms are effective August 1, 2019.

D.N.J. LBR 2016-1. Application for Compensation and Reimbursement of Expenses

D.N.J. LBR 2016-5. Compensation of Debtor's Attorney in a Chapter 13 Case

- *Chapter 13 Debtor's Attorney Fee Application Cover Sheet Form* (revision date 8/1/19)

D.N.J. LBR 3003-1. Filing Proof of Claim or Equity Security Interest in a Chapter 11 Case

D.N.J. LBR 5010-1. Service of Motion to Reopen Case

D.N.J. LBR 9010-1. Admission of Attorney to Practice

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

A complete Local Rules [package](#) is available on the Court's website.

**D.N.J. LBR 2016.1. APPLICATION FOR COMPENSATION AND
REIMBURSEMENT OF EXPENSES
AND
D.N.J. LBR 2016-5. COMPENSATION OF DEBTOR'S ATTORNEY
IN A CHAPTER 13 CASE**

Specific information regarding the revisions to these two local rules are included due to processing implications as a result of the changes to the rules:

When filing a fee application in **any** amount, a Chapter 13 debtor's attorney must complete and include the revised mandatory local form, *Chapter 13 Debtor's Attorney Fee Application Cover Sheet* (revision date 8/1/19).

- This includes 'supplemental' fee applications submitted using the Court's local forms, *Certification of Debtor's Counsel Supporting Supplemental Chapter 13 Fee and Order Granting Supplemental Fees*. ('Supplemental' fee applications may only be filed in cases filed under, or converted to, Chapter 13 prior to August 1, 2018);
 - A chapter 13 debtor's attorney fee application totaling under \$1,000 does not require completion of Sections I – III of the revised mandatory cover sheet; and
 - The Clerk will issue a Correction Notice for failure to complete and/or include the revised mandatory cover sheet with a chapter 13 debtor's attorney fee application filed on or after August 1, 2019. Fee applications will be processed once re-submitted with the revised mandatory cover sheet completed and included in the filing.
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NEW CM/ECF EVENT – AMENDED ATTORNEY COMPENSATION STATEMENT

Please note the addition of a new event titled *Amended Attorney Compensation Statement* which is to be used for filing an amended Disclosure of Attorney Compensation in Chapter 13 (in lieu of using the Support, Document or other event). The new event can be found in the Misc. Events category in CM/ECF.

ORDER REOPENING CASE AND ORDER REOPENING CASE TO AMEND SCHEDULES

Please note the following regarding these two local form orders:

- Local Form *Order Reopening Case* has been revised to incorporate the provision to reopen a case for the purpose of filing amended schedules. Please include this revised order, which has been posted to the Local Forms menu of the Court's website, when filing a Motion to Reopen Case (revision date 5/1/19).
- Local Form *Order Reopening Case to Amend Schedules*, which did not include a provision to appoint a trustee where necessary, has been removed from the Local Forms menu of the Court's website. Please discontinue use of this form when filing a Motion to Reopen Case.

ORDER REINSTATING AUTOMATIC STAY

Local Form *Order Reinstating Automatic Stay* has been revised to clarify creditors affected by the order and to include the service requirement upon entry of the order. Please include this revised order, which has been posted to the Local Forms menu of the Court's website, when filing a Motion to Reinstate Automatic Stay (revision date 5/1/19).

FAILURE TO FILE OR ELECTRONICALLY UPLOAD A LIST OF CREDITORS

Efilers are reminded that under Fed. R. Bankr. P. 1007(a)(1), the debtor must file with the petition a list of creditors containing the name and address of each entity included, or to be included, on Schedules D, E/F, G and H. In addition, pursuant to D.N.J. LBR 1007-1, Mailing List, the List required by Bankruptcy Rule 1007 must comply with the preparation instructions in the Court's CM/ECF User's Guide, which states that efilers must include a PDF of the list of creditors AND upload a list of creditors when filing a petition.

Please be advised that the Court will continue to enter *Orders to Show Cause Why Sanctions Should Not be Imposed for Failure to Properly File List of Creditors* when an attorney does not upload a list of creditors with a petition and/or include a PDF of the List of Creditors. The Order to Show Cause will require the attorney's appearance before the Court and sanctions may be imposed.

MOTION TO SELL PROPERTY OF THE ESTATE FREE AND CLEAR OF LIENS UNDER SECTION 363(f) FILED BY A TRUSTEE

Trustees are reminded that per the guidance posted on the Court's website under Court Fees, the filing fee associated with a motion to sell property of the estate free and clear of liens under Section 363(f) may not be deferred by a trustee or an attorney for a trustee. Payment is due at the time of filing of the motion.

COURT HOLIDAY SCHEDULE

Please be advised that the Court will be closed on the following days:

November 11, 2019
November 28 & 29, 2019