UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NORTH CAROLINA

IN RE:

GENERAL ORDER

MODIFICATION OF INTERIM BANKRUPTCY RULES

On September 2, 2005, a General Order was entered adopting, without change, Interim Bankruptcy Rules recommended by the Advisory Committee on Bankruptcy Rules of the Judicial Conference of the United States and by the Committee on Rules of Practice and Procedure of the Judicial Conference of the United States. Those committees, as well as the Rules Committee for the United States Bankruptcy Court for the Eastern District of North Carolina, have recommended several modifications to the Interim Bankruptcy Rules adopted by this court on September 2, 2005.

Additionally, the court has determined, consistent with the EDNC Rules Committee's recommendation, and pursuant to § 521(a)(1)(B) of the Bankruptcy Code and Rule 1007(b)(1), that payment advices should not be filed with the court.

Accordingly, pursuant to 28 U.S.C. § 2071, Rule 83 of the Federal Rules of Civil Procedure and Rule 9029 of the Federal Rules of Bankruptcy Procedure, the attached Interim Bankruptcy Rules, as modified, are adopted effective October 17, 2005, and shall apply to cases filed after that date. This order replaces the order of September 2, 2005, and the Interim Bankruptcy Rules attached to this order shall remain in effect until further order of this court.

The general effective date of the Bankruptcy Abuse Prevention and Consumer Protection Act of 2005 has not provided sufficient time for public notice and an opportunity for comment with respect to these Interim Bankruptcy Rules, but comments regarding the rules are encouraged and changes may be made if needed.

Entered this 14th day of October, 2005.

J. Rich Leonard
Chief Bankruptcy Judge

A. Thomas Small
Bankruptcy Judge