



# ECF Court Link

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Eastern District  
Of  
North Carolina  
CM/ECF  
Newsletter

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## 2010 – Year In Review

Listed below are the items that warranted the most deficiency notices from the court in 2010. Please take the time to review these and circulate to relevant staff. If additional information is needed, please contact Stephanie Edmondson at [Stephanie\\_edmondson@nceb.uscourts.gov](mailto:Stephanie_edmondson@nceb.uscourts.gov). Thank you for your assistance in reducing the number of notices generated from the court.

### Documents/Motions:

- Motion was not served upon an officer, a managing agent, or to any other agent authorized to receive service of process.
- Service on debtor(s) is at an address different than the court's records.
- Motion was not served on all creditors.
- The insured depository institution was not served by certified mail.
- The mailing matrix was omitted or was not attached as indicated.
- The motion to avoid lien(s) seeks to avoid lien(s) on property not listed as secured and/or not claimed as exempt on Schedules C and/or D.
- The notice of motion was omitted.
- A notice providing a twenty-one (21) day response time did not accompany the motion as required.
- The exhibits referred to were not attached or were not consistent with the motion.
- Either pg. 1, pg. 2 or both pages of Amended form B6, Summary of Schedules and Summary of Certain Liabilities and Related Data, has not been filed.
- The attached PDF document is incorrect or is illegible.

### Orders:

- The proposed order submitted does not have a 3" top margin.
- The proposed order uploaded into CM/ECF is incorrect.
- "End of Document" was not included on the last line of the order.

#### *Case Filings:*

- *The certification of social security number or tax identification number was omitted.*
- *The certification of mailing matrix was omitted.*
- *The certification of completion of pre-petition credit counseling course was omitted.*

#### *Hearings:*

- *Notes from the hearing indicate that you were to submit a proposed order.*
- *The hearing scheduled was cancelled after the court was advised that the matter has been settled. No settlement document has been received.*

### *Need A Video Conference?*

*Our court is proud to be a pioneer in courtroom technology, and we have offered ISDN video conferencing options for several years. As technology has improved access to video conferencing, other formats have emerged; therefore, it has become even more important to test system compatibility prior to court hearings. If a judge has approved a court appearance via video conference, please verify that you have access to an ISDN compatible system. Then, contact the courtroom deputy for that judge so a test can be scheduled a few days in advance with our IT staff. Your assistance will help ensure a smooth video conference on the hearing date. The court offers video conference technology in the Wilson, Raleigh, and New Bern courtrooms.*

### *National Spotlight On EDNC*

*In December, our court was featured on an episode of “Court to Court,” the Federal Judicial Television Network’s program that focuses on court activities throughout the country. If you attended our spring seminar in Wilson, you may remember the cameras rolling. The program focused on the efforts of our court to reach out to the community that we serve. The episode features scenes from the spring seminar, a LegalLink meeting, and interviews with LegalLink members and court staff. A copy has been placed on our website for your viewing pleasure.*

### *Chapter 11 Intake Notice*

*The Bankruptcy Administrator sends an initial notice in chapter 11 cases scheduling an interview and outlining requirements. This notice is sent to the attorney for the debtor(s) by email and mailed to the debtor(s). A CM/ECF text entry will now be made by the Bankruptcy Administrator stating “The Intake Notice has been sent by the Bankruptcy Administrator.” This will alert the attorney that the notice has been generated.*

U. S. Bankruptcy Court  
Eastern District of  
North Carolina

1760-A Parkwood Blvd.  
Wilson, NC 27893

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Room 209  
Raleigh, NC 27602

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## ECF Tip

*The Certification Re: Discharge & Domestic Support Obligations can now be filed in Batch.*

## Case Statistics

<i>December, 2010</i>		<i>Year to Date</i>	
<i>Ch. 7</i>	<i>284</i>	<i>Ch. 7</i>	<i>4156</i>
<i>Ch. 11</i>	<i>9</i>	<i>Ch. 11</i>	<i>150</i>
<i>Ch. 12</i>	<i>1</i>	<i>Ch. 12</i>	<i>15</i>
<i>Ch. 13</i>	<i>482</i>	<i>Ch. 13</i>	<i>6305</i>
<i>Ch. 9</i>	<i>0</i>	<i>Ch. 9</i>	<i>0</i>
<i>Ch. 15</i>	<i>0</i>	<i>Ch. 15</i>	<i>0</i>
<b><i>Total</i></b>	<b><i>776</i></b>	<b><i>Total</i></b>	<b><i>10626</i></b>



## New Additions

*Christy Gurgone, Case Administrator in Wilson, and her husband Jimmy, welcomed baby Nicholas Isaiah into their family on December 27, 2010. Congratulations Christy!*

*Bess Hilliard, Law Clerk To Judge Humrickhouse, gave birth to a beautiful baby girl, Tory Elise, on January 10, 2011. Congratulations Bess!*

## **QUESTIONS/ANSWERS:**

**Q. WHEN MOVING FOR DEFAULT IN AN AP, CAN I INCLUDE MY AFFIDAVIT FOR ENTRY OF DEFAULT IN MY MOTION FOR DEFAULT JUDGMENT?**

**A. THE AFFIDAVIT FOR ENTRY OF DEFAULT SHOULD BE FILED SEPARATELY SO THAT IT CAN BE PROPERLY RECORDED ON THE DOCKET. IT IS IN A DIFFERENT CATEGORY THAN THE MOTIONS AND CANNOT BE DOCKETED IF MADE A PART OF THE MOTION.**

### **ECF Contacts:**

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