



ECF Court Link

JANUARY 8, 2009

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*Eastern District
of
North Carolina
CM/ECF
Newsletter*

News Alert

On January 16, 2009, the Raleigh office will close at noon and the Wilson office will close at 1:30 p.m. for Peggy Deans' retirement ceremony. During this time, contact Stephanie Edmondson at Stephanie_Edmondson@nceb.uscourts.gov in case of emergencies.

2009 Court Calendar

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Holiday	When Observed	Date
New Year's Day	January 1	January 1
Martin Luther King's Birthday	3rd Monday in Jan	January 19
President's Day	3rd Monday in Feb	February 16
Memorial Day	Last Monday in May	May 25
Independence Day	Friday before July 4	July 3
Labor Day	1st Monday in Sept	September 7
Columbus Day	2nd Monday in Oct	October 12
Veteran's Day	November 11	November 11
Thanksgiving	Last Thursday in November	November 26
Christmas	December 25	December 25

Reminder: Notify the courtroom deputies of scheduled vacations for the year as you are aware of them. Contact the applicable courtroom deputies as follows:

Judge Doub
Judge Leonard
Judge Small

Dana_Sebastian@nceb.uscourts.gov
Felecia_Lucas@nceb.uscourts.gov
Allyson_McNeill@nceb.uscourts.gov

New CM/ECF Events

Form 22A (Chapter 7 Means Test) has been revised and should be used to comply with The National Guard and Reservists Debt Relief Act of 2008 that went in to effect on December 19, 2008. The Act provides temporary exclusion from chapter 7 bankruptcy means test for National Guardsmen and Reservists who were called to active duty or homeland defense activity after September 11, 2001, for at least 90 days.

A text event entitled Statement Of Debtor's Temporary Exclusion from Means Test has been created. This event would be docketed to state the presumption of abuse is temporarily inapplicable and the debtor (s) is temporarily excluded from the Means Test.

A text event entitled Release From Active Duty has been created. This event would be docketed to state the debtor(s) has been released from active duty. The new events are located in the Miscellaneous category.

ECF Tips

Adding Creditors On Amended Schedules- When amended schedules are filed with the court and creditors have been added, ensure that the additional creditor(s) is served with the amended schedule and the 341 notice. A certificate of service should be filed with the court.

QUESTIONS/ANSWERS:

Q. HOW SHOULD I DOCKET A MOTION TO MODIFY LOAN OR A MOTION TO ALLOW DEBTOR TO NEGOTIATE LOAN MODIFICATION?

A. THESE SHOULD BE DOCKETED AS A MOTION TO INCUR DEBT.

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