



ECF Court Link

JANUARY 11, 2019

VOLUME 14, ISSUE 1

Eastern District
Of
North Carolina
CM/ECF
Newsletter

In this issue:

- *Case Statistics*
- *Government Shutdown*
- *Service Agent for BB&T*
- *Web Supported Browsers*
- *Chapter 13 Plan Supplements & Amendments*
- *Local Rules Amendments*
- *Greenville Construction*
- *On a Personal Note*
- *Q & A*
- *CM/ECF Contacts*

Case Statistics

<i>December, 2018</i>		<i>Year to Date</i>	
<i>Ch. 7</i>	<i>127</i>	<i>Ch. 7</i>	<i>2138</i>
<i>Ch. 11</i>	<i>4</i>	<i>Ch. 11</i>	<i>65</i>
<i>Ch. 12</i>	<i>0</i>	<i>Ch. 12</i>	<i>8</i>
<i>Ch. 13</i>	<i>254</i>	<i>Ch. 13</i>	<i>3949</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>1</i>
<i>Total</i>	<i>385</i>	<i>Total</i>	<i>6161</i>

Government Shutdown

We have received several inquiries regarding the court's operation status during the government shutdown. Until further notification, we will be operating as usual. In the event the court has to make accommodations due to the lack of funding, we will send out an email in advance.

Service Agent – BB&T

Please note that BB&T's service agent is no longer Mr. Jack Hayes, as we've been informed he has retired. His replacement is listed below.

*Mr. Chad Fluno
Branch Banking & Trust Company
P.O. Box 1847
Wilson, NC 27894-1847*

Website Supported Browsers

The following are the browsers that are currently supported and will work with the Court's website.

Desktop Browsers

Note: *No versions of Internet Explorer on Windows XP*

- *Internet Explorer 7 and later on Windows Vista or later*
- *Firefox 2*
- *Opera 8 with TLS 1.1 enabled*
- *Google Chrome:*
 - *Supported on Windows XP on Chrome 6 or later*
 - *Supported on Vista and later by default*
 - *OS X 10.5.7 in Chrome Version 5.0.342.0 and later*
- *Safari 2.1 and later (requires OS X 10.5.6 and later or Windows Vista and later)*

Mobile Browsers

- *Mobile Safari for iOS 4.0*
- *Android 3.0 (Honeycomb) and later*
- *Windows Phone 7*

Supplements to Chapter 13 Plans/Amended Plans

*If you need to file a Notice of Rescheduled Confirmation Hearing separately from the Chapter 13 Plan, you must select the “Notice of Confirmation Hearing Rescheduled” event under Miscellaneous. If you need to file a Liquidation Worksheet & Plan Summary separately from the Chapter 13 Plan, you must select the “Supplement to Filing” event under Miscellaneous. **Please do not re-file the Amended Plan in these situations.***

Additionally, Amended Chapter 13 Plans should never be filed using the “Chapter 13 Plan” event and selecting the “Second” or “Third” prefix. The “Amended Chapter 13 Plan” event must be used, so the filing is properly reported to the Administrative Office.

Local Rules Amendments

Please use the link below to view proposed changes to the Local Rules. All comments must be submitted to the Clerk at Stephanie_Butler@nceb.uscourts.gov by 5:00 p.m. on January 21, 2019.

<https://www.nceb.uscourts.gov/news/local-rules-amendments-us-bankruptcy-court-eastern-district-north-carolina-5>

Greenville Construction

The City of Greenville has notified the court that, effective immediately, the public parking lot of the Randy D. Doub Courthouse will be accessible via Dickinson Avenue only. The Evans Street access to 8th Street will be closed for construction until further notice.

On a Personal Note

Please join us in welcoming Joseph Woyshner to the EDNC! Joseph began as programmer for our CourtSpeak project on January 7th.

QUESTIONS/ANSWERS:

Q. I need to file an amended motion. Do I select the same event I selected to file the original motion?

A. No. When filing an amended motion, you must select the "Amended/Amendment to Motion/Application" event and refer back to the original motion.

ECF Contacts:

Helpdesk Line: (919)334-3850

Kelly Shum-Drake

Telephone Number: (919)334-3806

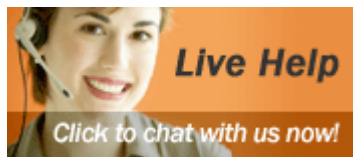
E-Mail Address: Kelly_Shum-Drake@nceb.uscourts.gov

Donna Skinner

Telephone Number: (252)917-6119

E-Mail Address: Donna_Skinner@nceb.uscourts.gov

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ECF Court Link

FEBRUARY 15, 2019

VOLUME 14, ISSUE 2

Eastern District
Of
North Carolina
CM/ECF
Newsletter

In this issue:

- Case Statistics
- Chapter 13 Plan
- Flood Related
Procedures
- Mortgage Loss
Mitigation
- Confirmation
Hearings
- Written
Opinions
- Q & A
- CM/ECF
- Contacts

Case Statistics

January, 2019		Year to Date	
Ch. 7	134	Ch. 7	134
Ch. 11	6	Ch. 11	6
Ch. 12	0	Ch. 12	0
Ch. 13	287	Ch. 13	287
Ch. 9	0	Ch. 9	0
Ch. 15	0	Ch. 15	0
Total	427	Total	427

Chapter 13 Plans

The Judges decided at their meeting with attorneys and trustees on January 16, 2019 that the Liquidation Worksheet and Plan Summary, previously filed with the Chapter 13 plan, are no longer required.

Amended Flood Related Procedures Order

An Amended Flood Related Procedures Order, extending the time of applicability of the procedures through March 31, 2019, was entered on January 24, 2019. The order may be viewed by clicking [here](#).

General Order re: Mortgage Loss Mitigation

A General Order In Re: Implementation of Mortgage Loss Mitigation Management Program was entered on February 7, 2019. A copy of the order may be viewed by clicking [here](#). This program will take effect on March 1, 2019, in the EDNC. Forms for use with the program are available at www.nceb.uscourts.gov/local-forms under "Loan Modification Program Forms."

Confirmation Hearing Dates

Confirmation Hearings dates can be found on the website on Court Calendars. The dates are listed by Judge and Location under “Motions Day”.

Written Opinions Report

Please be aware that you may opt to receive a scheduled report via email for all Written Opinions that are filed in cases before the court. This weekly report includes all Written Opinions entered during the prior week. Please contact Kelly Shum-Drake or Donna Skinner by email if you would like to be added to the list of recipients for this report.

QUESTIONS/ANSWERS:

Q. Is it necessary to select a prefix to appear in the docket text, such as “Second” or “Agreed” when filing a motion or response?

A. No, the court only requires motions to continue hearing or continue conference to be numbered (Second, Third, etc.). Everything else is optional. We prefer that you do not select “First” when filing a pleading. Also, prefixes should not be used as a substitute for an amended filing.

ECF Contacts:

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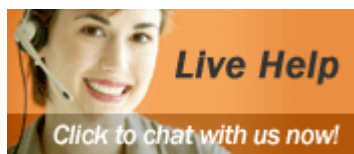
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ECF Court Link

MARCH 14, 2019

VOLUME 14, ISSUE 3

Eastern District
Of
North Carolina
CM/ECF
Newsletter

In this issue:

- Case Statistics
- NextGen
- Adjustment of
Dollar Amounts
- On a Personal
Note
- Q & A
- CM/ECF
Contacts

Case Statistics

February, 2019		Year to Date	
Ch. 7	133	Ch. 7	267
Ch. 11	14	Ch. 11	20
Ch. 12	2	Ch. 12	2
Ch. 13	321	Ch. 13	608
Ch. 9	0	Ch. 9	0
Ch. 15	0	Ch. 15	0
Total	470	Total	897

ATTENTION: CM/ECF NextGen

On April 26, 2019, at 6:00 p.m. the Bankruptcy Court for the Eastern District of North Carolina will begin upgrading its Case Management/Electronic Case Filing System (CM/ECF) to the Next Generation of CM/ECF (NextGen). This upgrade will provide users with several benefits including Central Sign-On; the ability for e-filing attorneys to access any NextGen court within which they practice using one login and password.

Downtime Notice: *The upgrade to NextGen should be completed by April 29 at 8:00 a.m. Please plan for the system to be unavailable for electronic filing from Friday, April 26, 2019, at 6:00 p.m. through Monday, April 29, 2019 at 8:00 a.m.*

Webpage: *For more detailed information, please visit the NextGen page on our website at <https://www.nceb.uscourts.gov/cmecf-nextgen>. We will continue to update this page as necessary throughout the process.*

Please pay particular attention to the preliminary steps you need to take in preparation for the upgrade!

ATTENTION: CM/ECF NextGen (continued)

Important Information Regarding Docket Deletions: As part of the NextGen upgrade, effective April 29, 2019, the court will no longer be able to delete docket entries. Since users will have the option to choose to either receive notices of electronic filing in a daily summary email or immediately with each filing, docket entries cannot be removed. Please take extra care to ensure that pleadings are being filed properly the first time.

Automatic Adjustment of Certain Dollar Amounts

On April 1, 2019, automatic adjustments to the dollar amounts stated in various provisions of the Bankruptcy Code and one provision in Title 28 of the United States Code will go into effect. The adjusted dollar amounts will apply to cases filed on or after April 1, 2019. The relevant provisions governing the timing and calculation of the dollar amount adjustments are codified in 11 U.S.C. § 104(a). Affected forms are as follows:

- *Official Form 106C, Schedule C: The Property You Claim as Exempt;*
- *Official Form 107, Statement of Financial Affairs for Individuals Filing for Bankruptcy;*
- *Official Form 122A-2, Chapter 7 Means Test Calculation;*
- *Official Form 122C-2, Chapter 13 Calculation of Your Disposable Income;*
- *Official Form 201, Voluntary Petition for Non-Individuals Filing for Bankruptcy;*
- *Official Form 207, Statement of Financial Affairs for Non-Individuals Filing for Bankruptcy;*
- *Official Form 410, Proof of Claim;*
- *Director's Form 2000, Required Lists, Schedules, Statements, and Fees; and*
- *Director's Form 2830, Chapter 13 Debtor's Certification Regarding Domestic Support Obligations and Section 522(q).*

You may view more detailed information on our website [here](#).

On a Personal Note

We are pleased to announce two new hires in our IT department. Please join us in welcoming Kimberly Ganzzllas and Matthew Wheeler to the EDNC! Kimberly began as IT Administrator on March 4th and Matthew began as IT Support Specialist on March 11th.

QUESTIONS/ANSWERS:

Q. If I am filing an application for allowance of debtor's attorney fees in a dismissed Chapter 13 case, do I file it under Additional Fees or Compensation?

A. Neither. This should be filed as a Motion for Disbursement.

ECF Contacts:

Helpdesk Line: (919)334-3850

Kelly Shum-Drake

Telephone Number: (919)334-3806

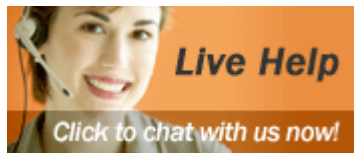
E-Mail Address: Kelly_Shum-Drake@nceb.uscourts.gov

Donna Skinner

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ECF Court Link

APRIL 11, 2019

VOLUME 14, ISSUE 4

Eastern District
Of
North Carolina
CM/ECF
Newsletter

In this issue:

- NextGen
- Case Statistics
- Wilmington Hearings
- On a Personal Note
- Q & A
- CM/ECF
- Contacts

ATTENTION PLEASE! ACTION REQUIRED PRIOR TO APRIL 29, 2019 in Preparation for CM/ECF NextGen!

On April 26, 2019, at 6:00 p.m. the Bankruptcy Court for the Eastern District of North Carolina will begin upgrading its Case Management/Electronic Case Filing System (CM/ECF) to the Next Generation of CM/ECF (NextGen). This upgrade will provide users with several benefits including Central Sign-On; the ability for e-filing attorneys to access any NextGen court within which they practice using one login and password.

Downtime Notice: *The upgrade to NextGen should be completed by April 29 at 8:00 a.m. Please plan for the system to be unavailable for electronic filing from Friday, April 26, 2019, at 6:00 p.m. through Monday, April 29, 2019 at 8:00 a.m.*

Webpage: *For more detailed information, please visit the NextGen page on the court's website at*
<https://www.nceb.uscourts.gov/cmecf-nextgen>.

We will continue to update this page as necessary throughout the process. Please pay particular attention to the preliminary steps you need to take in preparation for the upgrade!

Important Information Regarding Docket Deletions: *As part of the NextGen upgrade, effective April 29, 2019, the court will no longer be able to delete docket entries. Since users will have the option to choose to either receive notices of electronic filing in a daily summary email or immediately with each filing, docket entries cannot be removed. Please take extra care to ensure that pleadings are being filed properly the first time.*

Chapter 13 Confirmation Hearings: *Due to some programming issues in the NextGen system, you may notice that some confirmation hearings will have a start time of 10:35 a.m. versus 10:30 am.*

Case Statistics

<i>March, 2019</i>		<i>Year to Date</i>	
<i>Ch. 7</i>	<i>171</i>	<i>Ch. 7</i>	<i>437</i>
<i>Ch. 11</i>	<i>11</i>	<i>Ch. 11</i>	<i>32</i>
<i>Ch. 12</i>	<i>3</i>	<i>Ch. 12</i>	<i>5</i>
<i>Ch. 13</i>	<i>342</i>	<i>Ch. 13</i>	<i>950</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>
<i>Total</i>	<i>527</i>	<i>Total</i>	<i>1424</i>

Wilmington Hearings

Judge Humrickhouse will resume holding Wilmington courtroom hearings in the Alton Lennon Federal Building beginning in June. Wilmington 341 meetings will continue to be held at the New Hanover County Public Library.

On a Personal Note

David Meads, IT Administrator for the EDNC, retired effective March 27, 2019. Please join us in thanking David for his years of service and congratulating him on his retirement!

QUESTIONS/ANSWERS:

Q. When filing a Chapter 13 Plan or Amended Plan, do I need to check the applicable boxes on the screen if a request for valuation (section 3.3) or motion to assume/reject lease (section 5.1) is included?

A. Only if the case was filed before July 1, 2018. Cases filed on or after July 1, 2018 require that a separate motion be filed, so you may bypass that screen without checking the boxes.

ECF Contacts:

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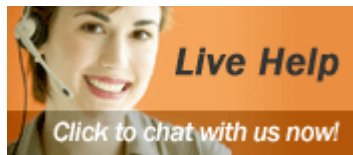
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ECF Court Link

JUNE 20, 2019

VOLUME 14, ISSUE 6

Eastern District
Of
North Carolina
CM/ECF
Newsletter

In this issue:

- Case Statistics
- Local
Rules/Admin
Guide
- Greenville
Parking
- On a Personal
Note
- Q & A
- CM/ECF
Contacts

Case Statistics

May, 2019		Year to Date	
Ch. 7	206	Ch. 7	845
Ch. 11	2	Ch. 11	44
Ch. 12	0	Ch. 12	5
Ch. 13	331	Ch. 13	1603
Ch. 9	0	Ch. 9	0
Ch. 15	0	Ch. 15	0
Total	539	Total	2497

Local Rules/Administrative Guide

An updated version of the Administrative Guide has been posted on the court's website and may be viewed by clicking the below link.

<http://www.nceb.uscourts.gov/sites/ncsb/files/admin%20guide%206-19.pdf>

The Guide was updated to include the service requirements for Local Rule 2016-2 in the service chart and to add a provision regarding the format of documents served pursuant to Local Rule 9013-1. A copy of the Local Rules effective June 1, 2019 may be found by clicking [here](#).

Greenville Parking

Patrons of the Greenville courthouse at 150 Reade Circle should not park at the library parking lot at 530 Evans. The library lot is for their customers only, and violators may be subject to towing. The City of Greenville suggests that patrons use the 5 Points parking lot (North of the Dickinson Avenue Ext) as an alternative. Please inform your clients attending court in Greenville to ensure they are not using the library parking lot.

QUESTIONS/ANSWERS:

Q. *I need to update the contact information on my CM/ECF account. Do I contact the helpdesk in order to accomplish this?*

A. *No. Now that the EDNC is a NextGen court, account modification requests should be made via user maintenance in PACER. This includes address and phone number updates, email address updates and noticing frequency updates.*

ECF Contacts:

Helpdesk Line: (919)334-3850

Kelly Shum-Drake

Telephone Number: (919)334-3806

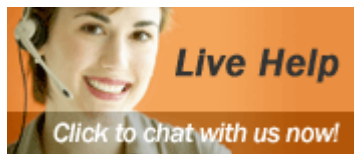
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ECF Court Link

JULY 15, 2019

VOLUME 14, ISSUE 7

Eastern District
Of
North Carolina
CM/ECF
Newsletter

In this issue:

- Case Statistics
- PACER
- On a Personal
Note
- Greenville Road
Closure
- Q & A
- CM/ECF
Contacts

Case Statistics

June, 2019		Year to Date	
Ch. 7	164	Ch. 7	1008
Ch. 11	4	Ch. 11	48
Ch. 12	2	Ch. 12	7
Ch. 13	317	Ch. 13	1921
Ch. 9	0	Ch. 9	0
Ch. 15	0	Ch. 15	0
Total	487	Total	2984

PACER Opportunity

Are you a frequent PACER user? Would you like to improve PACER and provide feedback? The federal Judiciary has created and is seeking members for a public user group to provide advice and feedback on ways to improve its electronic public access services. The Electronic Public Access (EPA) Public User Group membership will be selected from interested applicants who represent the legal sector, media, academia, government agencies, the public, and other entities that use the Public Access to Court Electronic Records (PACER) system to access federal court records.

Applications are due by July 26, 2019. For more information please click [here](#).

On a Personal Note

Yvonne Cherokee, Programmer Analyst for the EDNC, retired effective June 30, 2019. Please join us in thanking Yvonne for her years of service and congratulating her on her retirement!

Greenville Road Closure

As part of the Town Creek Culvert Project in Greenville, the city of Greenville has posted the following information on their website:

A water line relocation will begin on Reade Circle between Cotanche and Dickinson in the next couple of weeks. This will involve a closure of the intersection of Reade and Evans Street. That intersection will be closed for several weeks from mid-July into August.

More details about this project may be found by clicking [here](#).

QUESTIONS/ANSWERS:

Q. Is the court able to delete docket entries after they have been filed on the docket?

A. No. Now that the EDNC is a NextGen court, we are unable to delete docket entries. Therefore, it is imperative that you ensure the correct document is attached when filing, and that the correct event code is used. If you're unsure how to file a pleading, please contact the helpdesk!

ECF Contacts:

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Telephone Number: (919)334-3806

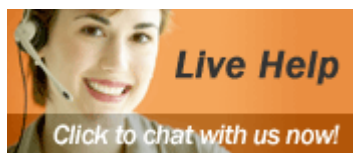
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ECF Court Link

AUGUST 22, 2019

VOLUME 14, ISSUE 8

Eastern District
Of
North Carolina
CM/ECF
Newsletter

In this issue:

- Case Statistics
- U.S. Attorney
- Chapter 13 Plan
- Mental Health
- Bankruptcy
- Certification
- Program
- Proposed
- Amendments
- Greenville
- Parking
- Q & A
- CM/ECF
- Contacts

Case Statistics

July, 2019		Year to Date	
Ch. 7	157	Ch. 7	1167
Ch. 11	7	Ch. 11	55
Ch. 12	1	Ch. 12	8
Ch. 13	324	Ch. 13	2243
Ch. 9	0	Ch. 9	0
Ch. 15	0	Ch. 15	0
Total	489	Total	3473

U.S. Attorney's Office

The U.S. Attorney's office has a new address, effective July 8, 2019:

150 Fayetteville Street, Suite 2100, Raleigh NC 27601

Local Rule 3011-1, "Disbursement of Unclaimed Funds", and its corresponding section in the Administrative Guide have been updated accordingly.

Revised Chapter 13 Plan

The Local Rules Committee for the EDNC have approved a revised Chapter 13 Plan. This new Chapter 13 Plan will be applicable to all cases filed on or after September 1, 2019. All software vendors have been notified of the revised plan and are already working on updating their software accordingly. A link to the revised Chapter 13 Plan can be found [here](#). The definitions for terms used within the plan may now be found in the Administrative Guide and under the Local Forms page on our website.

Mental Health Resources

by Stephanie J. Butler, Clerk of Court

Have you ever had a client that you suspected of being mentally ill or of having a substance abuse issue? Would you recognize the signs if they were there? What should you do if faced with such a situation?

If you're interested in learning more about how you can assist clients showing these signs, please check out www.mentalhealthfirstaid.org.

Mental Health First Aid is an 8-hour course that teaches you how to identify, understand and respond to signs of mental illnesses and substance use disorders. The training gives you the skills you need to reach out and provide initial help and support to someone who may be developing a mental health or substance use problem or experiencing a crisis.

Find a Course:

<https://www.mentalhealthfirstaid.org/take-a-course/find-a-course/>

Mental Health Resources:

<https://www.mentalhealthfirstaid.org/mental-health-resources/>

*Also, be sure to check out the resources available on our website:
<https://www.nceb.uscourts.gov/mental-health-project>*

Bankruptcy Certification Program

The Association of Bankruptcy Judicial Assistants (ABJA) is sponsoring a Certified Bankruptcy Assistant (CBA) Seminar and Exam on October 8 & 9, 2019, along with a Professional Skills Seminar on October 10 & 11, 2019 in Spokane, Washington. One of the primary objectives of the ABJA is the development of educational programs for its members, bankruptcy court staff and the bankruptcy legal community. To that end, they have developed the CBA Program for secretaries, Clerk's Office staff, and others in the bankruptcy legal profession to become certified as a bankruptcy assistant. To obtain more detailed information, view the program flyer and obtain the registration form, please visit

www.abja.org.

Proposed Amendments for Public Comment

The Judicial Conference Advisory Committees on Appellate, Bankruptcy, and Civil Rules have proposed amendments to the following rules and have asked that they be circulated to the bench, bar, and public for comment.

*Appellate Rules: 3, 6, 42, and Forms 1 and 2
Bankruptcy Rules: 2005, 3007, 7007.1, and 9036
Civil Rule: 7.1*

The proposed amendments and the advisory committees' reports explaining the proposed changes are posted on the Judiciary's website at:

<http://www.uscourts.gov/rules-policies/proposed-amendments-published-public-comment>

The information is posted in a printable format for those who prefer hard-copy documents. The public comment period closes on February 19, 2020.

Greenville Parking

The unsecured parking lot in Greenville will be unavailable intermittently between now and the end of the year due to the city public works project.

QUESTIONS/ANSWERS:

Q. I am filing Amended Schedules D and E/F in a case. Do I refer the docket entry back to the petition?

A. No. Please do not refer amended schedules to the petition, or to any prior schedules/amended schedules on the docket.

ECF Contacts:

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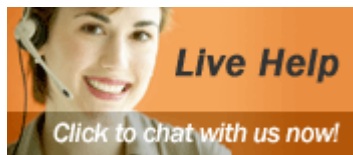
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ECF Court Link

OCTOBER 18, 2019

VOLUME 14, ISSUE 9

Eastern District
Of
North Carolina
CM/ECF
Newsletter

In this issue:

- Case Statistics
- Chapter 13 Plan
- LMM Program
- Local Rules Committee
- Wilmington Hearings
- Greenville Parking
- Amendments for Public Comment
- On a Personal Note
- Q & A
- CM/ECF Contacts

Case Statistics

August, 2019		Year to Date	
Ch. 7	174	Ch. 7	1344
Ch. 11	4	Ch. 11	57
Ch. 12	0	Ch. 12	8
Ch. 13	355	Ch. 13	2598
Ch. 9	0	Ch. 9	0
Ch. 15	0	Ch. 15	0
Total	533	Total	4007

September, 2019		Year to Date	
Ch. 7	150	Ch. 7	1496
Ch. 11	3	Ch. 11	60
Ch. 12	0	Ch. 12	8
Ch. 13	321	Ch. 13	2917
Ch. 9	0	Ch. 9	0
Ch. 15	0	Ch. 15	0
Total	474	Total	4481

Chapter 13 Plan

Section 3.5 of the Chapter 13 Plan has been modified as follows:

Procedure to be used for lien avoidance: Lien avoidance as described in this section may not be accomplished in this district in the absence of the filing and proper service of a motion and notice of motion specifically seeking such relief and giving the affected creditor the opportunity to object to the motion and request a hearing.

*The software vendors have released this update or will be releasing this update shortly. **Please begin using the revised chapter 13 plan containing this update no later than November 1, 2019.***

LMM Program

A page has been created on our website under Programs & Services with regard to the Loan Modification Management Program. A timeline, procedures, forms and a link to the portal are included.

<https://www.nceb.uscourts.gov/loan-modification-management-program>

The associated forms can also be found under Local Forms.

Local Rules Committee

By order dated September 19, 2019, the new Local Rules Committee for the EDNC has been appointed. Click [here](#) to view the order.

Wilmington Hearings

A new location has been added for Wilmington Hearings. It is 1003 S. 17th Street, Room 118, Wilmington NC 28401. We will continue to use the Alton Lennon location for noticing through November 13th. We will be scheduling for the new location beginning with the Dec. 11th Wilmington hearings. At this time, we do not have a start date for 341's in the new location. Will notify you as soon as we have that information.

Greenville Parking

Patrons of the Greenville courthouse at 150 Reade Circle should not park at the library parking lot at 530 Evans or at the restaurants located around or near the courthouse. This parking is for their customers only, and violators may be subject to towing. We are aware that some patrons have been towed when parking in those private lots. The City of Greenville suggests that patrons use the 5 Points parking lot (North of the Dickinson Avenue Ext) as an alternative or one of the other public lots located on this [map](#). Please inform your clients attending court or 341 meetings in Greenville to ensure they are not parking in the private lots.

Amendments for Public Comment

On February 19, 2020, the Small Business Reorganization Act of 2019, P.L. 116-54 (SBRA) will go into effect – long before the normal three-year rules amendment process runs its course. As a temporary measure, the Advisory Committee on Bankruptcy Rules has drafted Interim Bankruptcy Rules that can be adopted by courts as local rules or by general order when the SBRA goes into effect. The Advisory Committee has also drafted amendments to the Official forms to address the SBRA. The Standing Committee now seeks comment on the proposed SBRA rules and forms for a short four-week period prior to making final recommendations.

- *Interim Bankruptcy Rules 1007(b), 1007(h), 1020, 2009, 2012(a), 2015, 3010(b), 3011, and 3016.*
- *Official Forms 101, 201, 309E, 309F, 314, 315, 425A, and new Official Forms 309E2, and 309F2*

The comment period is open from October 16, 2019 to November 13, 2019. Because of the short publication period for the Interim Rules and related Official Forms, there will be no public hearings.

The proposed Interim Rules and Official Forms can be accessed [here](#).

On a Personal Note

Jade Campbell, Case Administrator Assistant in the Raleigh office, welcomed a baby girl on September 29th. Please join us in congratulating Jade and her husband Art on the beautiful new addition to their family!

QUESTIONS/ANSWERS:

Q. I need to make changes to the secondary email addresses on my CM/ECF account, but I can't find where to do this in PACER.

A. This can be done by emailing the CM/ECF helpdesk. Secondary email changes are the one update that cannot be done through account maintenance in PACER.

ECF Contacts:

Helpdesk Line: (919)334-3850

Kelly Shum-Drake

Telephone Number: (919)334-3806

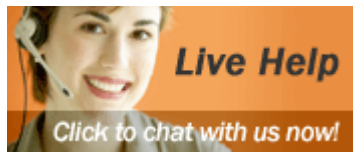
E-Mail Address: Kelly_Shum-Drake@nceb.uscourts.gov

Donna Skinner

Telephone Number: (252)917-6119

E-Mail Address: Donna_Skinner@nceb.uscourts.gov

Also, please look for the below icon on our homepage in order to access our Live Chat feature!





ECF Court Link

NOVEMBER 26, 2019

VOLUME 14, ISSUE 10

Eastern District
Of
North Carolina
CM/ECF
Newsletter

In this issue:

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- December 1st
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Funds
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Contacts

Case Statistics

October, 2019		Year to Date	
Ch. 7	170	Ch. 7	1669
Ch. 11	4	Ch. 11	65
Ch. 12	1	Ch. 12	9
Ch. 13	390	Ch. 13	3305
Ch. 9	0	Ch. 9	0
Ch. 15	0	Ch. 15	0
Total	565	Total	5048

December 1st Rule and Form Changes

ATTENTION: Please see below for upcoming changes to the Bankruptcy Rules and Forms!

Bankruptcy Rules 4001, 6007, 9036, and 9037.

More information with regard to the rule changes may be viewed by clicking [here](#).

Bankruptcy Forms Official Form 122A-1
Director's Form 1340

More information with regard to the form changes may be viewed by clicking [here](#).

In addition, although not a Federal Rule of Bankruptcy Procedure change, Rule 26.1(c) of the Federal Rules of Appellate Procedure has been revised to require certain disclosures in bankruptcy case appeals, according to Eisenbach. Each debtor, including any debtors not named in the caption, must be identified. For each debtor that is a corporation, the Federal Rule of Appellate Procedure 26.1(a) disclosures must be provided regardless of whether the corporate debtor is named in the caption.

Local Rules Amendments

Local Bankruptcy Rules, including amendments published on November 4, 2019, will be effective December 1, 2019. An updated version of the Administrative Guide will also be effective on December 1, 2019. The Guide was updated to delete the form Motion for Unclaimed Funds and to revise the service chart. Please pay special attention to the service chart, as several amendments were made to it after a review by the judges. These documents can be found at the link below:

<https://www.nceb.uscourts.gov/court-info/local-rules-and-orders>

Unclaimed Funds

*A General Order has been entered regarding Disbursement of Unclaimed Funds. This order amends Local Bankruptcy Rule 3011-1 to reflect changes to the Administrative Office of the United States Courts' recommendations regarding best practices for disbursement of unclaimed funds, as well as the adoption of two new forms created by the Administrative Office to implement those best practices. These changes will be effective December 1, 2019. A copy of the order may be viewed **here**.*

The new Director's Form 1340 should be used for all Applications to Release Funds filed on or after December 1, 2019. The related events in CM/ECF have changed. The application will be docketed first as a public entry using the current "Release Funds" event under Motions/Applications. Then, supporting documents will be docketed separately as a private entry using the new "Supporting Documentation" event under Misc. In addition, either a W-9 or a AO-213P must be included. The instructions for unclaimed funds have been updated on the website.

Holiday Office Closure

The clerk's office for the Eastern District of North Carolina will be closed on Thursday, November 28th and Friday, November 29th for the Thanksgiving holiday. We will reopen for business on Monday, December 2nd.

New Events – Special Charges

Effective December 1, 2019, the following fees for special charges may be paid online:

For Adversary Proceeding filing fees, a new event has been created under the Adversary>Miscellaneous category titled “Pay Fee – AP”. Please note that this event should be docketed separately in each individual AP in which a fee is due.

Also, two new events have been created under the Bankruptcy>Miscellaneous category. The first is titled “Pay Fee – Reopen Case (Deferred)” and the second is titled “Pay Fee – Conversion (Deferred)”.

These events will generate the applicable filing fee to be paid online via pay.gov.

Continued Matters

Memorandum from the Judges of the EDNC

Dear Members of the Bar of the United States Bankruptcy Court for the Eastern District of North Carolina:

It has come to our attention that some clients, mostly debtors, are not receiving sufficient notice when their cases are being continued from a scheduled court date. We have had several matters in which the clients, who have taken time off from their jobs, have appeared despite the continuance and remained in the courtroom waiting for their cases to be called. The court staff discovers the communication error at or near the end of the court session.

We fully appreciate the communication challenges with clients, especially in this fast-paced world; however, we would encourage you to help us by communicating as completely and promptly as possible to alleviate any inconveniences to those who come before this court.

Thank you for being a valuable member of Bankruptcy Bar.

*Yours very truly,
Stephani W. Humrickhouse
David M. Warren
Joseph N. Callaway*

QUESTIONS/ANSWERS:

Q. I've filed a pleading incorrectly in CM/ECF. Can it be deleted?

A. No. Since we have gone live on NextGen, the court can no longer delete filings. Please ensure that you are using the correct event code when docketing, and that you open your PDF documents prior to filing to verify that the correct pleading is being attached. If in doubt, please contact the Helpdesk for assistance.

ECF Contacts:

Helpdesk Line: (919)334-3850

Kelly Shum-Drake

Telephone Number: (919)334-3806

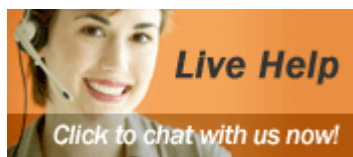
E-Mail Address: Kelly_Shum-Drake@nceb.uscourts.gov

Donna Skinner

Telephone Number: (252)917-6119

E-Mail Address: Donna_Skinner@nceb.uscourts.gov

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ECF Court Link

DECEMBER 17, 2019

VOLUME 14, ISSUE 11

Eastern District
Of
North Carolina
CM/ECF
Newsletter

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- December 1st
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- 2020 Holidays
- Holiday Closures
- Attorney Leave
- PACER Fees
- Q & A
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Contacts

Case Statistics

November, 2019		Year to Date	
Ch. 7	125	Ch. 7	1798
Ch. 11	6	Ch. 11	70
Ch. 12	0	Ch. 12	9
Ch. 13	309	Ch. 13	3611
Ch. 9	0	Ch. 9	0
Ch. 15	0	Ch. 15	0
Total	440	Total	5488

Reminder: December 1st Rule and Form Changes

This should serve as a reminder that Bankruptcy Rules and Forms changes went into effect on December 1st!

Bankruptcy Rules 4001, 6007, 9036, and 9037.

More information with regard to the rule changes may be viewed by clicking [here](#).

Bankruptcy Forms Official Form 122A-1
Director's Form 1340

More information with regard to the form changes may be viewed by clicking [here](#).

Reminder: Wilmington Hearings

The new location for Wilmington Hearings is 1003 S. 17th Street, Room 118, Wilmington NC 28401. Scheduling for the new location began with the Dec. 11th calendar. Please ensure you are including the new address on all filings. 341 meetings will begin in the new location in February.

2020 Court Holidays

Wednesday, January 1st - New Year's Day
Monday, January 20th - Birthday of Martin Luther King, Jr.
Monday, February 17th – President's Day
Monday, May 25th – Memorial Day
Friday, July 3rd – Independence Day
Monday, September 7th - Labor Day
Monday, October 12th – Columbus Day
Wednesday, November 11th – Veteran's Day
Thursday, November 26th - Thanksgiving Day
Friday, December 25th – Christmas Day

Holiday Office Closures

The clerk's office for the Eastern District of North Carolina will be closed on Tuesday, December 24th and Wednesday, December 25th for the Christmas holiday. We will reopen for business on Thursday, December 26th. Additionally, the clerk's office will be closed on Wednesday, January 1st for the New Year's holiday.

Attorney Scheduled Leave

Please inform the courtroom staff of your secured leave for 2020 as soon as possible to help avoid any potential scheduling conflicts. Contact information is as follows:

Judge Warren:

NCEBml_CourtroomStaff_DMW@nceb.uscourts.gov

Judge Humrickhouse:

NCEBml_CourtroomStaff_SWH@nceb.uscourts.gov

Judge Callaway:

NCEBml_CourtroomStaff_JNC@nceb.uscourts.gov

PACER Fee Schedule

The fee schedule has been amended to increase the quarterly threshold for waiving Public Access to Court Electronic Records (PACER) fees from \$15 to \$30. As a result, PACER users will not be charged a fee for usage that does not exceed \$30 in a given quarterly billing cycle. This change takes effect on January 1, 2020, and will be reflected in a PACER user's quarterly bill received in April 2020.

QUESTIONS/ANSWERS:

Q. I need to file an amended motion. Do I select the same motion event I selected for first filing?

A. No. When filing an amended motion, you must select the *Amended/Amendment to Motion Application* event, and refer the entry back the original motion. Please do not select the same event a second time!

ECF Contacts:

Helpdesk Line: (919)334-3850

Kelly Shum-Drake

Telephone Number: (919)334-3806

E-Mail Address: Kelly_Shum-Drake@nceb.uscourts.gov

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