

Rule 3015-3  
CHAPTER 13 - CONFIRMATION

- (a) INITIAL PLAN.
  - (1) Unless extended by the court for cause, the debtor shall file a plan within fourteen (14) days of the filing of the petition and shall serve the plan upon the trustee and all creditors at the time of filing.
  - (2) The clerk shall set a date for a confirmation hearing and a deadline for objections to confirmation of the plan. Those dates shall be included in the Notice of Chapter 13 Case (Official Form 309I) (“Notice”) that the clerk shall serve on all parties.
  - (3) Any party seeking a continuance of a confirmation hearing shall serve that request upon all parties, unless otherwise ordered by the court.
  - (4) The court may confirm the plan at the scheduled confirmation hearing if no party files an objection to the plan within the time established in the Notice.
- (b) AMENDED PLANS.
  - (1) If the debtor files an amended plan while a prior plan and objection to the plan is pending, and the objecting party maintains an objection to the amended plan, that party must timely file an objection to the amended plan.
  - (2) Upon the filing of an amended plan more than twenty-one (21) days prior to the date set for the confirmation hearing, the debtor shall serve the amended plan on all parties entitled to notice under Fed. R. Bankr. P. 2002, unless otherwise ordered by the court. The court will hear timely objections to the amended plan at the scheduled confirmation hearing.
  - (3) If the amended plan is filed within twenty-one (21) days of the scheduled confirmation hearing, the debtor shall, prior to filing the amended plan, obtain from the clerk, a date, time, and location for a rescheduled confirmation hearing. Upon filing, the debtor shall serve the amended plan and a notice of the rescheduled confirmation hearing upon all parties entitled to notice under Fed. R. Bankr. P. 2002. The notice of the rescheduled confirmation hearing shall state that objections to the amended plan shall be filed within seven (7) days prior to the date of the continued confirmation hearing.
- (c) OBJECTIONS TO AMENDED PLANS.
  - (1) Objections shall be filed at least seven (7) days prior to the scheduled confirmation hearing. Timely objections will be heard at the scheduled confirmation hearing.
  - (2) If the objection is resolved by agreement or consent order prior to the date of the confirmation hearing, the debtor shall file and serve an amended plan incorporating the modified provisions in accordance with paragraph (b) above.
  - (3) If the court overrules the objection, the amended plan may be confirmed at the confirmation hearing.
  - (4) If the court sustains the objection, unless otherwise ordered, the debtor shall have thirty (30) days to file and serve an amended plan in accordance with paragraph (b) above.
  - (5) If the parties resolve the objection at the hearing, then the court may conditionally confirm a proposed amended plan without further hearing if (a) the settlement terms are approved; (b) the settlement terms will not have an adverse effect on any other

creditor in the case; (c) no other objections to confirmation exist; and (d) the debtor files an amended plan incorporating the settlement terms and serves it on the trustee and objecting party (if any) within fourteen (14) days of the confirmation hearing. The parties may also file a consent order evidencing the settlement terms prior to the filing and service of the amended plan. If the amended plan properly incorporates the settlement terms, the trustee shall promptly file a text entry on the docket indicating the amended plan resolves the objection, and the court may confirm the amended plan without a hearing. If the amended plan does not contain the settlement terms or was not properly served, the trustee shall promptly file a text entry on the docket indicating the amended plan is deficient, and the court may schedule a hearing for further adjudication.

Rule 5005-4(6)  
SEALED DOCUMENTS

- (a) Prior to the filing of any document in an action assigned to the ECF system, any person may apply by motion for an order allowing the filing of such document under seal, or limiting the electronic access to, any specifically-identified document, as provided by 11 U.S.C. § 107 or as authorized by law. For a highly sensitive document to be filed under seal, the motion requesting that relief must identify the document as being a highly sensitive document, as defined by the General Order regarding Procedures for the Filing, Service, and Management of Highly Sensitive Documents, entered by the court on February 9, 2021.
- (b) A motion to file a document under seal or subject to restricted access may be filed electronically. Contemporaneously with the filing of such a motion, a proposed order authorizing the filing of a document under seal or subject to restricted access shall also be uploaded electronically.
- (1) If the document requested to be filed under seal or subject to restricted access is not a highly sensitive document, a ~~A~~ copy of the document requested to be filed under seal or subject to restricted access shall be attached to the uploaded order unless the document was previously filed with the court.
  - (2) If the document requested to be filed under seal is a highly sensitive document, it shall be provided to the clerk's office in paper form or via email rather than attached to the uploaded order, and the uploaded order shall identify the document as a highly sensitive document.
- (c) After entry of an order authorizing the filing of the document under seal or subject to restricted access, the person requesting the document be filed under seal or subject to restricted access shall coordinate with the clerk's office ~~shall then proceed the~~ process to be followed to electronically file the document in question ~~such that the clerk's office may immediately remove it from public access~~ as a private event.

Rule 5005-4(12)  
FILING PAPERS AFTER HOURS

- (a) AFTER HOURS FILINGS. Except as otherwise authorized by the Court, non-ECF filers may file petitions and other papers outside of normal business hours by email or facsimile pursuant to the provisions of this Local Rule.
- (b) TIME AND MANNER OF FILING. Papers may be filed in [.pdf format](#) by email to [NCEBml\\_EmergencyFiling@nceb.uscourts.gov](mailto:NCEBml_EmergencyFiling@nceb.uscourts.gov) or by facsimile to 919-334-3855 when the clerk's office is not open. The email or facsimile shall contain only the first page and the signature page of the document.

Rule 9019-2(4)

DUTIES OF PARTIES, REPRESENTATIVES, AND ATTORNEYS

- (a) ATTENDANCE. The parties listed in subparagraphs (1) - (3) below ~~following persons~~ shall physically attend the entire mediated settlement conference until an agreement is reduced to writing and signed as provided by subsection (c) of this rule or an impasse has been declared, unless excused by the court or by the mediator with approval of all parties and attorneys. The conference may be conducted remotely if the mediator and all parties and persons required to attend the conference agree to conduct the conference remotely, or, upon motion of a party and notice to the mediator and to all parties and persons required to attend the conference, the court grants that motion.