



ECF Court Link

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Eastern District

Of

North Carolina

CM/ECF

Newsletter

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Case Statistics

September, 2016		Year to Date	
Ch. 7	188	Ch. 7	1738
Ch. 11	8	Ch. 11	49
Ch. 12	1	Ch. 12	6
Ch. 13	376	Ch. 13	3334
Ch. 9	0	Ch. 9	0
Ch. 15	0	Ch. 15	0
Total	573	Total	5127

Important: Flood Related Procedures

A General Order, signed by the judges of this court, was entered on October 12, 2016 with regard to flood procedures in response to Hurricane Matthew. To view the order, please click [here](#).

Fee Applications

Please be advised that every effort should be made to ensure that all end-of-year fee applications are filed with the court in a timely manner. Orders on late-filed applications will not be treated as urgent by the clerk's office.

Chapter 11 Attorney Fees

A General Order, signed by the judges of this court, was entered on September 1, 2016 with regard to flat fees for attorneys in Chapter 11 cases. To view the order, please click [here](#).

Local Rules

The newest edition of the Local Rules for the Eastern District of North Carolina has been posted to the court's website. You may click on the below link to view:

<http://www.nceb.uscourts.gov/sites/ncsb/files/local-rules.pdf>

If you have any questions or concerns, please contact the Clerk of Court at stephanie.butler@nceb.uscourts.gov.

Debtor's Electronic Noticing (DeBN)

*When reviewing the new Local Rules as indicated above, please take notice of Rule 9036-1. Effective **December 1, 2016**, each debtor who files a voluntary petition with our court will be required to contemporaneously file a completed DeBN request form, indicating whether or not he or she chooses to participate in electronic noticing. Debtors who choose to participate must provide a valid email address, as well as proof of identity. Please be advised that DeBN applies only to court-issued notices and orders, and all other pleadings in the case will be served in the customary manner.*

Bankruptcy Form Changes

*Several Official Bankruptcy Forms will be amended effective **December 1, 2016**. This includes changes to Form 420A (Notice of Motion/Objection), Form 420B (Notice of Objection to Claim) and Form 410S2 (Notice of Postpetition Mortgage Fees, Expenses and Charges). Please click [here](#) to view the details.*

Appellate Rule Changes

*Significant changes are also being made to the Federal Rules of Appellate Procedure, effective **December 1, 2016**. To review the specific details and the effect of these changes on appellate practice, please click [here](#).*

Chapter 13 Meeting of Creditors

Over the next few weeks, 341 meetings in Chapter 13 cases will change to a new start time. The meetings will begin at 10:30 am instead of 11:45 am. Please pay close attention to your 341 notices, as this transition will vary by meeting location and trustee.

Amended Chapter 11 Plans

This should serve as a reminder that Local Rule 4002-1(c)(12) requires submission of a red-lined copy of any Amended Chapter 11 Plan filed with the court. Please ensure that you are either attaching the red-lined copy to the amended plan, or filing it separately using the Supplement to Filing event under Miscellaneous.

Median Income Data

Updated Census Bureau Median Family Income Data is now available on the U. S. Census Bureau website. The data applies to bankruptcy petitions filed on or after November 1, 2016. Click the below link for more information:

<https://www.census.gov/topics/income-poverty/income.html>

New CM/ECF Event

A new event is available in CM/ECF under the Schedules category entitled "Supplemental Schedule". This event is to be used only for filing (1) a supplemental Schedule I or Schedule J to show postpetition Chapter 13 income or expenses as of a certain date or (2) a 1007(H) notice to report interests acquired or arising after the petition.

Proposed Amendments

The Judicial Conference Advisory Committees on Appellate, Bankruptcy, Civil, and Criminal Rules have proposed amendments to their respective rules and forms and have asked that they be circulated to the bench, bar, and public for comment. The proposed amendments and the Advisory Committee on Bankruptcy Rules report explaining the proposed changes are posted on the Judiciary's website at:

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

The comment period ends on February 15, 2017.

On a Personal Note

Please join the court in welcoming Doug Lockamy, who recently began work in the Raleigh office as CourtSpeak Programmer.

QUESTIONS/ANSWERS:

Q. I have a motion to sell property to a specific buyer pursuant to an Offer to Purchase and Contract. Does this get filed using the Sell event?

A. No. If the motion discloses a specific buyer and purchase price, then the Private Sale event must be used.

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