



ECF Court Link

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Eastern District
Of
North Carolina
CM/ECF
Newsletter

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Case Statistics

	July, 2021		Year to Date
Ch. 7	106	Ch. 7	768
Ch. 11	9	Ch. 11	27
Ch. 12	0	Ch. 12	5
Ch. 13	134	Ch. 13	915
Ch. 9	0	Ch. 9	0
Ch. 15	0	Ch. 15	0
Total	249	Total	1715

341 Meetings

REMINDER: All chapter 7 and 13 341 meetings will be conducted in person effective September 1, 2021.

The return to in person meetings will be subject to any adverse change in the Covid pandemic emergency and guidance from authorities.

Chief Judge

An order was entered on July 28, 2021 designating Judge David M. Warren as Chief Judge of the Bankruptcy Court for the Eastern District of North Carolina. A copy of the order may be viewed [here](#).

On a Personal Note

Please join the court in welcoming Miller Capps, who began serving as law clerk to Judge Callaway on August 16th.

Reminder: Payment of Fees

All Quarterly Fees and Special Charges should be paid online. Checks should not be mailed to the clerk's office. Quarterly Fees may be paid by docketing the "Pay Quarterly Fees" event under the Bankruptcy>Miscellaneous category. Special Charges for AP cases may be paid by docketing the "Pay Fee – AP" event under Adversary>Miscellaneous.

Proposed Amendments

The Judicial Conference Committee on Rules of Practice and Procedure has approved publication for public comment of the following proposed amendments to existing rules and forms, as well as several new rules and forms:

- *Appellate Rules 2 and 4*
- *Bankruptcy Restyled Rules Parts III-VI; Rules 3002.1, 3011, and 8003; and new Rule 9038*
- *Official Bankruptcy Forms 101, 309E1, 309E2, and 417A; and new Official Bankruptcy Forms 410C13-1N, 410C13-1R, 410C13-10C, 410C13-10NC, and 410C13-10R*
- *Civil Rules 15, 72, and new Rule 87*
- *New Criminal Rule 62*
- *Evidence Rules 106, 615, and 702*

The proposals include rules for declared emergencies as directed by the Coronavirus Aid, Relief, and Economic Security Act (CARES Act), Pub. L. No. 116-136, 134 Stat. 281 (Mar. 27, 2020). The emergency rules are reflected in the proposed amendments to Appellate Rules 2 and 4, and proposed new Bankruptcy Rule 9038, Civil Rule 87, and Criminal Rule 62.

The proposals and supporting materials are posted on the Judiciary's website at: <http://www.uscourts.gov/rules-policies/proposed-amendments-published-public-comment>.

The public comment period opens on August 6, 2021 and closes on February 16, 2022.

QUESTIONS/ANSWERS:

Q. I've received a deficiency notice regarding a motion, and I need to file a supplement. What should I refer the supplement to?

A. Please refer the supplement to the previously filed motion. **A supplement should never refer back to a deficiency notice.** This also applies to amended certificates of service that are filed pursuant to a deficiency notice.

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