

MEMORANDUM

To: Chapter 13 Practitioners, US Bankruptcy Court, Eastern District of NC
From: Stephanie Butler, Clerk
Date: January 11, 2024
Re: Objections to Plan Confirmation

Pursuant to Rule 3015(f) of the Federal Rules of Bankruptcy Procedure and Local Bankruptcy Rule 3015-3(c)(1), objections to confirmation of Chapter 13 plans must be filed seven days prior to the date of the confirmation hearing unless the court orders otherwise.

The court is revising its current procedure of continuing confirmation hearings upon the filing of a late objection.

Going forward, if an objection to confirmation is filed fewer than 7 days prior to the scheduled confirmation hearing, it must be accompanied by a request to extend the deadline pursuant to Rule 3015(f) stating a basis for the requested extension. Unless a motion to continue is filed indicating the agreement of the debtor to a continuance, the plan confirmation will remain on the calendar, and the court will consider the validity of the tardily-filed objection and whether to disregard the late filing.

This procedure will alleviate a delay in confirmation and distribution to creditors.