

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY**

**IMPORTANT NOTICE TO THE BAR AND PUBLIC CONCERNING AMENDMENTS
TO THE LOCAL BANKRUPTCY RULES**

**Application of Guidelines for Distinguishing Between Matters Appropriate for Standing
Orders and Matters Appropriate for Local Rules**

On or about March 3, 2011, the Board of Judges for the United States Bankruptcy Court for the District of New Jersey approved proposed amendments to its Local Bankruptcy Rules. Pursuant to the Court's Annual Rule Making Cycle, the proposed Local Rule amendments are subject to the approval of the United States District Court for the District of New Jersey, subsequent to a thirty day public comment period. Approved Local Rule Amendments are effective August 1, 2011.

In September 2009, the Judicial Conference approved a set of Guidelines for Distinguishing Between Matters Appropriate for Standing Orders and Matters Appropriate for Local Rules. The Guidelines delineate matters appropriately addressed in standing or general orders and those appropriately addressed in local rules. According to the Guidelines, standing orders are generally appropriate for internal administrative matters, emergency matters, transitory problems and issues, and rules of courtroom conduct that do not bear on substantive rules of practice. Local Rules are generally appropriate to address filing, pre-trial practice, motion practice, mediation, and other requirements imposed on litigants and lawyers.

In the past year, the Local Rules Subcommittee of the Lawyers Advisory Committee has applied the Guidelines to this Court's General Orders and Local Bankruptcy Rules, resulting in twelve of the following fourteen proposed Local Rule Amendments:

[1. D.N.J. LBR 1001-1, Scope of Rules](#)

[2. D.N.J. LBR 2016-1, Compensation of Professionals](#)

[3. D.N.J. LBR 4001-1, Automatic Stay - Relief From](#)

[4. D.N.J. LBR 4001-2, Negotiations Between Debtor\(s\) and Mortgage Servicer\(s\) to Consider Loan Modifications and the Procedure Required to Approve Loan Modifications](#)

[5. DNJ LBR 4001-3, Automatic Stay - Secured Creditors - Provision of Monthly Statements, Payment coupons and Related Notices](#)

[6. DNJ LBR 4001-4, Use of Cash Collateral; Obtaining Credit](#)

[7. D.N.J. LBR 5005-1, Filing and Transmittal of Papers](#)

8. *D.N.J. LBR 6003-1, Relief Immediately Following the Commencement of the Case*
9. *D.N.J. LBR 6004-1, Sale of Estate Property*
10. *D.N.J. LBR 7005-1, Service and Filing of Pleadings and Other Papers-
Electronic Case Filing System*
11. *D.N.J. LBR 7067-1, Registry Fund*
12. *D.N.J. LBR 9027-1, Removal*
13. *D.N.J. LBR 9037-1, Redaction of Personal Data Identifiers*
14. *DNJ LBR 9072-1 , Orders Proposed - Electronic Case Filing System*

The Court hereby specifically gives notice of the above referenced proposed Local Rule Amendments and invites comments from interested persons to be submitted within thirty days of publication to: James J. Waldron, Clerk, United States Bankruptcy Court, Martin Luther King, Jr. Federal Building & U.S. Courthouse, 50 Walnut Street, Newark, N.J. 07102.

A copy of this notice, together with the aforementioned local rule amendments, are available on the Court's Website at: www.njb.uscourts.gov, or at the Clerk's Office in each vicinage.

Dated: April 4, 2011

James J. Waldron, Clerk