

#### **D.N.J. LBR 9013-4. Motions: Proposed Order**

- (a) Separate document.** A proposed order must be a separate document.
- (b) Order Template.** A party submitting a proposed order must use Local Form *Order Template*.
- (c) Title.** The title of a proposed order must identify the relief sought.
- (d) Order to be submitted.** If the court instructs a party to submit a new proposed order to reflect its ruling during a hearing, the new proposed order must be submitted to the chambers's email address. The same procedure must be used if the parties resolve a pending motion prior to the hearing and the calendar is marked "order to be submitted." The proposed order will be held for a 7-day objection period. If the parties seek immediate entry of the proposed order, they must inform the court in their email that they have filed Local Form *Certification Concerning Order to be Submitted*.
- (e) Objection period.** An objection to an order submitted under subdivision (d) must be submitted to the chambers's email address and served on all interested parties not later than 7 days after submission of the order. The objection must include an alternative proposed order. The court may conduct a hearing on the objection in its discretion.

#### 2018 Comment

This Rule has been amended to reflect the prevailing practice of attorneys requesting that a calendar be marked "order to be submitted" and to clarify the procedure for seeking immediate entry of a proposed order. Local Form *Certification Concerning Order to be Submitted* is new and is intended to document the parties' consent to entry of the proposed order.

Consent orders resolving adversary proceedings and those filed in lieu of a motion are governed by Local Bankruptcy Rule [9021-1](#).

#### 2015 Comment

This Rule is new. It is derived from former Local Bankruptcy Rules 9072-1 and 9072-2, which have been deleted.

The 7-day objection period in subdivision (e) does not apply if the parties inform the court that they agree to entry of the revised order.

Local Bankruptcy Rule [7058-1](#) addresses proposed judgments in adversary proceedings.

Local Bankruptcy Rule [9021-1](#) addresses consent orders.