

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

**GENERAL ORDER PENDING ADOPTION OF AMENDMENTS TO
D.N.J. LBR 9013-2. MOTIONS: FILING AND SERVICE; HEARING DATE**

The Court having determined the need for a *General Order Pending Adoption of Amendments to D.N.J. LBR 9013-2. Motions: Filing and Service; Hearing Date* to account for expedited motion practice under the Court's local rules, it is hereby

ORDERED that, pending adoption during the Court's 2019 Local Rules Cycle, the proposed amendments to *D.N.J. LBR 9013-2. Motions: Filing and Service; Hearing Date* are effective August 1, 2018.

DATE: July 12, 2018

/s/ Kathryn C. Ferguson

KATHRYN C. FERGUSON, CHIEF JUDGE
UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

D.N.J. LBR 9013-2. Motions: Filing and Service; Hearing Date

(a) Filing and service.

(1) Unless specified elsewhere in these Rules, a motion must be filed and served not later than 21 days before the hearing date.

(2) Any (i) opposition to a motion or (ii) cross-motion must be filed and served not later than 7 days before the hearing date. A cross-motion must relate to the original motion.

(3) Any (i) reply or (ii) opposition to a cross-motion must be filed and served not later than 4 days before the hearing date.

(b) Hearing date. Unless specified elsewhere in these Rules, the movant must schedule the hearing date for the motion. Hearing dates for each judge are available on the court's website.

(c) Application to shorten time. A movant seeking shortened time for hearing on a motion must file Local Forms *Application for Order Shortening Time* and *Order Shortening Time Period for Notice, Setting Hearing and Limiting Notice*.

2018 Comment

Subdivisions (a)(1) and (b) are amended to include the phrase “unless specified elsewhere in these Rules” to account for Local Bankruptcy Rules, such as 4001-4, that permit an expedited motion procedure.

2015 Comment

This Rule is new. It is derived from Local Bankruptcy Rule 9013-1.

A motion or cross-motion must be served by non-electronic means under Local Bankruptcy Rule 5005-1(c)(1)(B). Service of a motion or cross-motion by e-mail or Notice of Electronic Filing is not proper service.

Local Bankruptcy Rule 5071-1 addresses adjournment requests.

Local Bankruptcy Rule 7065-1 addresses use of an order to show cause.