

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY

**NOTICE TO THE BAR AND PUBLIC CONCERNING  
MODIFIED 11 U.S.C. § 1111(b) ELECTION DEADLINE  
IN SUBCHAPTER V CASES**

Federal Rule of Bankruptcy Procedure 3014 specifies when secured creditors may elect the application of 11 U.S.C. § 1111(b)(2) of the Bankruptcy Code in a chapter 9 or 11 case and, with respect to cases filed under subchapter V of chapter 11, states that “the election may be made not later than a date the court may fix.”

In accordance with FRBP 3014, please be advised that the Court will direct creditors seeking a § 1111(b)(2) election to make such election **no later than 14 days** from the filing of the debtor’s plan, unless extended by further order of the Court.

This modified deadline supersedes the deadline set forth in the *Notice to the Bar and Public Concerning 11 U.S.C. §1111(b) Election Deadline in Subchapter V Cases*, dated February 6, 2023, which set a previous deadline of no later than 60 days from the petition date.

Dated: January 22, 2024

Jeanne A. Naughton, Clerk