

D.N.J. LBR 3003-1. Filing Proof of Claim or Equity Security Interest in a Chapter 11 Case

(a) Time for filing.

(1) Creditors and Equity Security Holders. A creditor (other than a governmental unit) or equity security holder subject to Bankruptcy Rule 3003(c)(2) must file a proof of claim or interest not later than 70 days after the date of the order for relief.

(2) Governmental Units. A governmental unit subject to Bankruptcy Rule 3003(c)(2) must file a proof of claim not later than 180 days after the date of the order for relief.

(b) Rejection damages. A proof of claim arising from the rejection of an executory contract or unexpired lease must be filed by the later of:

(1) 30 days after rejection; or

(2) 70 days after the date of the order for relief.

2019 Comment

Subdivisions (a)(1) and (b)(2) are modified to fix under Federal Rule 3003(c) a bar date for filing proofs of claim in a Chapter 11 case. The timeframes are consistent with the amendments to Federal Rule 3002(c).

Subdivision (a)(2) is new. It fixes the deadline for the filing of a proof of claim by a governmental unit in a Chapter 11 case, as provided by Bankruptcy Rule 3003(c)(3).

2015 Comment

An adjournment of the meeting of creditors does not affect the deadlines in this Rule.