

# **2018 PROPOSED AMENDMENTS TO LOCAL RULES**

## **\*\*SUMMARY\*\***

---

In 2018, the Bankruptcy Court, with the assistance of a local rules sub-committee of the Bankruptcy Practice Committee, embarked on a project to update its local rules. The last such amendment took place in 2014. A red-lined version is not provided because the amendments were voluminous, took place in several phases and input was received from many sources. The intent of the revision process was to (i) eliminate or reduce unnecessary or redundant information; (ii) incorporate eleven new rules or procedures that had previously been adopted by General Orders of the Court since the last Local Rules revision; and (iii) clarify existing rules and modify the rules to be in compliance with recent changes to the Federal Rules of Bankruptcy Procedure.

During this process, the following General Orders were incorporated into the revised Local Rules:

General Order 14-04 - AUTHORIZING LIMITED NOTICE IN CHAPTER 13 PROCEEDINGS

Neb. R. Bankr. P. 9013-1(E) and (F) amended

Amended General Order 15-01 - CERTIFICATION AND REQUEST FOR CONFIRMATION TRIAL IN CHAPTER 13 PROCEEDINGS

Neb. R. Bankr. P. Rule 3015-2 (D)(e) amended and Appendix "O" added

General Order 15-02 - NATIONAL FORM REFERENCES WITHIN THE LOCAL RULES - FORMS

Nebr. R. Bankr. P. 1005-1, 1006-1 and 1007-(B)(1)(2)(C)(D)(E) stricken; 4008-11 amended and Appendix M amended

General Order 16-01 - SETTLEMENT AND STIPULATIONS

Neb. R. Bankr. P. 9019-1 (B) amended

General Order 16-02 - MEDIATION

Neb. R. Bank. R. 7016-1 (B)(3) amended

General Order 16-03 - ORDER REGARDING DEPOSIT AND INVESTMENT OF REGISTRY FUNDS

Neb. R. Bank. R. 7067-1 amended in its entirety

General Order 17-02 CHAPTER 12 - DISMISSAL OF CASE UPON PAYMENT DEFAULT

Neb. R. Bank. R. 3015-3 amended to include both Chapter 12 and Chapter 13 cases

Amended General Order 17-03 - CLAIMS – OBJECTIONS  
Neb. R. Bank. R. 3007-1 amended

General Order 17-04 CHAPTER 13 - CHAPTER 13 - GENERAL  
Appendix “D” amended

General Order 18-01 - SIGNATURES AND DOCUMENT RETENTION  
Neb. R. Bankr. P. 9011-1 amended in its entirety

General Order 18-02 - ELECTRONIC FILINGS – REGISTRATION  
Neb. R. Bankr. P. 5001-1 amended in its entirety

In addition the changes resulting from incorporation of the General Orders, additional substantive changes to include:

--In Chapter 13 cases the Standard Allowable Amount No-Look Compensation Plan is increased from \$3,900 to \$4,200.00 (\$4,000.00 fees and \$200.00 expenses) – Appendix “K”.

--Rule 3015-1(G) (for Chapter 12 cases) and 3015-2(J) (for Chapter 13 cases) have been amended to address the practice of filing stipulations resolving plan confirmation objections. Under the revised rules, such agreements or stipulations resolving plan objections constitute modifications to the plan and must be incorporated into an amended plan with notice and opportunity to object provided to all creditors and parties in interest as required by Fed. R. Bankr. P. 2002.