

Proposed change to the local rules for the United States Bankruptcy Court for the Northern District of Indiana. New material is indicated by redline, and deleted material is indicated by ~~strikeout~~.

B-7056-1
Motions for Summary Judgment

1 (a) In addition to complying with the requirements of N.D. Ind. L.B.R. B-7007-1, all motions
2 for summary judgment shall be accompanied by a “Statement of Material Facts” which shall
3 either be filed separately or as part of the movant's initial brief. The “Statement of Material
4 Facts” shall identify those facts as to which the moving party contends there is no genuine issue
5 and shall be supported by appropriate citations to discovery responses, depositions, affidavits,
6 and other admissible evidence. Any party opposing the motion shall, within thirty (30) days of
7 the date the motion is served upon it, serve and file a “Statement of Genuine Issues” setting forth
8 all material facts as to which it is contended there exists a genuine issue, supported with
9 appropriate citations to discovery responses, affidavits, depositions or other admissible evidence,
10 together with any affidavits or other documentary material controverting the movant's position.
11 The “Statement of Genuine Issues” may either be filed separately or as part of the responsive
12 brief. In determining the motion for summary judgment, the court will assume that the facts as
13 claimed and supported by admissible evidence by the moving party are admitted to exist without
14 controversy, except to the extent that such facts are controverted in the “Statement of Genuine
15 Issues” filed in opposition to the motion, as supported by the depositions, discovery responses,
16 affidavits and other admissible evidence on file.

17 (b) A party opposing a summary judgment motion may file a surreply brief only if the
18 movant cites new evidence in the reply or objects to the admissibility of the evidence cited in the

19 non-movant's response to the motion. The surreply must be filed within 7 days after the movant
20 serves the reply and must be limited to the new evidence and objections.