

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA

IN RE:)
) General Order 2002-01
LOCAL RULES OF PRACTICE)
)

ORDER AMENDING LOCAL BANKRUPTCY RULES B-5005-1 AND B-5005-2

With the implementation of electronic case filing (ECF) on September 3, 2002, the official record of the court will be the electronic version maintained by the clerk of the court. Under ECF the court will no longer have a need for multiple copies of paper documents. It is, therefore, appropriate to amend local bankruptcy rules N.D. Ind. L.B.R. B-5005-1, concerning the number of copies of documents to be presented for filing, and N.D. Ind. L.B.R. B-5005-2, concerning the return of file stamped copies of documents by mail. The court also concludes that the nature of these amendments and the circumstances surrounding their adoption are such that public notice and an opportunity for comment upon it prior to adoption are not necessary, feasible, or appropriate.

IT IS, THEREFORE, ORDERED that, effective September 3, 2002:

1. Paragraph (c) of N.D. Ind. L.B.R. B-5005-1 is amended to read as follows:

(c)(1) For any document presented for filing in a hard copy format by any party - including the bankruptcy petition, statements, schedules and lists and any amendments thereto - the original and one copy of the document will be required.

(2) Any attorney presenting (or having presented on their behalf), other than in person at the clerk's office, an affidavit or any other document signed under oath or penalties of perjury for filing in a hard copy format - including a bankruptcy petition, statement, schedule or list or any amendment thereto - must also provide, at the time the document is presented, a self-addressed, stamped envelope of sufficient size and with sufficient postage to permit the return of the document to the attorney in a manner by which delivery can be confirmed, such as express mail, registered mail, or first class mail/return receipt requested.

2. N.D. Ind. L.B.R. B-5005-1 is amended to add a new paragraph (d) to read as follows:

(d) Any attorney presenting (or having presented on their behalf), an affidavit or any other document signed under oath or penalties of perjury for filing in a hard copy format - including a bankruptcy petition, statement, schedule or list or any amendment thereto - shall retain the originally signed document for no less than three (3) years following the closing of the case and shall promptly produce the originally signed document upon request. The failure to do so may result in the imposition of sanctions, on the court's own initiative or upon the motion of the case trustee, United States Trustee, United States Attorney, or other appropriate party.

3. Paragraph (e) of N.D. Ind. L.B.R. B-5005-2 is amended to read as follows:

(e) If a party wishes to receive, by return mail, a stamped copy of any document presented for filing in a hard copy format, the party shall provide a self-addressed, stamped envelope of adequate size and postage.

Dated: August 27, 2002

/s/ _____
Kent Lindquist, Chief Judge
United States Bankruptcy Court

/s/ _____
Harry C. Dees, Jr., Judge
United States Bankruptcy Court

/s/ _____
Robert E. Grant, Judge
United States Bankruptcy Court