

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA**

IN THE MATTER OF:

RULES OF PRACTICE

ORDER ADOPTING LOCAL RULES

The Local Rules of the United States Bankruptcy Court for the Northern District of Indiana, as adopted on January 1, 1994 are hereby amended as set out below. This amendment is effective September 1, 2000. It is so ordered.

1. The following local rules are abrogated:

N.D. Ind. L.B.R. B-2(a), Applicability of Local District Court Rules;
N.D. Ind. L.B.R. B- 401, Modification of Stay for Assessment of Taxes;
N.D. Ind. L.B.R. B- 503, Counsel’s Liability for Costs and Special Charges;
N.D. Ind. L.B.R. B- 708, *Pro Se* Complaints, and;
N.D. Ind. L.B.R. B-913.3, Service List.

2. (a) N.D. Ind. L.B.R. B- 2(b) shall be renumbered as B-9002-1 and titled “Meaning of Words in Local Rules.”

(b) The words “these and other” in the first line of paragraph (b) shall be replaced with “any”.

3. The words “and all entities on the service list” shall be deleted from the following rules:

B-107.3(b), B-109(b), B-214(a), B-215.1(b), B-318(c), B-404(a), B-604(a), B-606(a), B-741.2(a), B-910.2(e), and B-913.2(c).

4. The following rules and all references to them, wherever appearing in the text of the local rules, shall be renumbered, as follows:

<u>Rule Name</u>	<u>Present L.B.R.</u>	<u>Renumbered L.B.R.</u>
Title and Scope of Rules	B-1	B-1001-1

<u>Rule Name</u>	<u>Present L.B.R.</u>	<u>Renumbered L.B.R.</u>
Continuances	B-3	B-5071-1
Minimum Filing Requirements to Commence a Case	B-102	B-1002-1
Payment by Check and Returned Checks	B-106	B-5081-1
Matrix of Creditors	B-107.1	B-1007-1
Statement Concerning Status of Filing of Tax Returns & Tax Review Proceedings	B-107.2	B-1007-2
Statement of Insider Compensation	B-107.3	B-1007-3
Schedule of Income and Expenditures for Corporations and Partnerships	B-107.4	B-1007-4
Scheduling of Departments, Agencies or Instrumentalities of the United States of America	B-107.5	B-1007-5
Amendments	B-109	B-1009-1
Treatment of Returned Notices	B-202	B-2002-1
Employment of Professionals by Debtor-in-Possession	B-214	B-2014-1
Report of Operations	B-215.1	B-2015-1
Post-Petition Taxes and Tax Returns	B-215.2	B-2015-2
Objections to Claims; Default	B-307	B-3007-1
Payment of Unclaimed Funds	B-311	B-3011-1
Chapter 11 Confirmation: Balloting	B-318	B-3018-1
Chapter 11 Confirmation: Hearing	B-320	B-3020-1
Final Decree in Chapter 11 Cases	B-322	B-3022-1
Debtor's Duties	B-402	B-4002-1
Manner of Claiming Exemptions	B-403	B-4003-1
Extensions of Time for Filing Discharge Objections and Dischargeability Complaints	B-404	B-4004-1
Discharge and Reaffirmation Hearings	B-408.1	B-4008-1

<u>Rule Name</u>	<u>Present L.B.R.</u>	<u>Renumbered L.B.R.</u>
Rescission of Reaffirmation Agreements	B-408.2	B-4008-2
Assignment of Cases	B-504.1	B-1073-1
Reassignment Upon Recusal	B-504.2	B-5004-1
Form and Style of Papers; Number of Copies	B-505.1	B-5005-1
Requirements and Place of Filing	B-505.2	B-5005-2
Sales Outside the Ordinary Course of Business	B-604	B-6004-1
Extensions of Time to Assume or Reject Executory Contracts	B-606	B-6006-1
Initial Enlargement of Time	B-706	B-9006-1
Motion Practice; Length and Form of Briefs	B-707.1	B-7007-1
Oral Argument on Motions	B-707.2	B-7007-2
Amended Pleadings	B-715	B-7015-1
Pre-Trial Procedure	B-716	B-7016-1
Requests for Filing of Discovery Materials	B-726	B-7026-3
Jury Trial of Right	B-738	B-7038-1
Failure to Prosecute	B-741.1	B-7041-1
Dismissal of Objections to Discharge	B-741.2	B-7041-2
Costs	B-754	B-7054-1
Motions for Summary Judgment	B-756	B-7056-1
Enforcement of Judgments	B-769	B-7069-1
Attorneys	B-910.1	B-9010-1
Appearance and Withdrawal	B-910.2	B-9010-2
Signing of Papers	B-911	B-9011-1
Motions Initiating Contested Matters and Other Requests for Relief	B-913.1	B-9013-1
Service of Motions and Objections	B-913.2	B-9013-2

<u>Rule Name</u>	<u>Present L.B.R.</u>	<u>Renumbered L.B.R.</u>
Service Upon Committees	B-913.4	B-9013-3
Proof of Service	B-913.5	B-9013-4
Objections and Responses to Motions Initiating Contested Matters and to Other Requests for Relief	B-914	B-9014-1
Stipulations and Settlements	B-919.1	B-9019-1
Arbitration/Alternate Dispute Resolution	B-919.2	B-9019-2
Post Judgment Motions	B-923	B-9023-1
Remand of Removed Actions	B-927	B-9027-1

5. Paragraph (a) of N.D. Ind. L.B.R. B-107.2 (renumbered as B-1007-2) shall be amended by adding “Except in cases under Chapter 7,” to the beginning of the first sentence.

6. N.D. Ind. L.B.R. B-202 (renumbered as B-2002-1) shall be amended by:

(a) replacing the language of paragraph (a), with the following:

“Envelopes containing notices of the § 341 meeting will bear the return address of debtor’s counsel or the debtor if *pro se*. Debtor or debtor’s counsel shall retain all such notices returned by the postal service for no less than one hundred eighty (180) days after the case is closed or dismissed.”;

(b) adding the words “or dismissed” to the end of current paragraph (b); and

(c) adding a new paragraph (c) after the current paragraph (b):

“(c) Any notice served by the clerk which is returned by the postal service may be destroyed upon the closing of the case.”

7. N.D. Ind. L.B.R. B-505.1 (renumbered as B-5005-1) shall be amended by:

(a) inserting the following sentence immediately before the last sentence of paragraph (a):

“The filings shall have no covers or backs and shall be fastened together at the top left corner and at no other place.”;

(b) replace the language of paragraph (c) with the following:

“(1) Except as set forth below, an original and three (3) copies of all pleadings, motions, briefs, and other papers presented for filing will be required.

Proof of claim, including attachments - original and two (2) copies.

Matrix of Creditors - original and one (1) copy

Petition, Schedules and Statements -

Chapter 7 -	original and four (4) copies
Chapter 9 -	original and seven (7) copies
Chapter 11, railroad -	original and seven (7) copies
Chapter 11, non-railroad -	original and six (6) copies
Chapter 12 -	original and four (4) copies
Chapter 13 -	original and five (5) copies

(2) For cases pending in the Hammond Division at Lafayette, in addition to the number of copies set forth above, one (1) additional copy of every paper presented for filing will be required.”

8. (a) N.D. Ind. L.B.R. B-505.2 (renumbered as B-5005-2) shall be amended by deleting the words “where the case file is located or” from the last sentence of paragraph (a).

(b) paragraph (e) is revised to read as follows:

“(e) If any party wishes to receive, by return mail, a file-stamped copy of any pleading, motion, or other paper which is not presented for filing in person, the party shall provide a self-addressed envelope of adequate size and postage.”

9. N.D. Ind. L.B.R. B-106 (renumbered as B-5081-1) shall be amended by:

(a) revising the title of the rule to read as: “Payment by Check, Credit Card and Returned Checks” and

(b) paragraph (a) is revised to read as follows:

“(a) No personal or business checks or credit cards will be accepted from debtors while the case is pending.”

10. N.D. Ind. L.B.R. B-716 (renumbered as B-7016-1) shall be amended by:

(a) deleting the word “and” from the end of paragraph (8);

(b) changing the “.” at the end of paragraph (9) to “; and”; and

(c) adding a new sub-paragraph, following paragraph (9), as follows: “(10) the estimated amount of time required for trial.”

11. N.D. Ind. L.B.R. B-726 (renumbered as B-7026-3) shall be amended to read as follows:

“On its own motion or upon request of a party in interest and for cause shown, the court may order that discovery materials in any adversary proceeding or contested matter which would not otherwise be filed, be filed, distributed or otherwise made available to parties in interest.”

12. N.D. Ind. L.B.R. B-741.2 (renumbered as B-7041-2) shall be amended by revising current paragraph (a) to read as follows:

“(a) A motion for the voluntary dismissal of a complaint containing an objection to a debtor's discharge, pursuant to 11 U.S.C. § 727, or a stipulation between the parties for the dismissal of such a complaint shall be served upon the United States trustee and any trustee.”

13. N.D. Ind. L.B.R. B-911 (renumbered as B-9011-1) shall be amended by revising current paragraph (b) to read as follows:

“(b) Any petition, pleading, motion or other paper not signed as required by paragraph (a) that is accepted for filing shall be stricken unless the omission is promptly corrected upon notice.”

14. N.D. Ind. L.B.R. B-913.5 (renumbered as B-9013-4) shall be amended by inserting the following at the beginning of paragraph (a):

“In addition to identifying the pleading, motion or other paper served and showing the date upon which service was made.”.

15. The name of N.D. Ind. L.B.R. B-914 (renumbered as B-9014-1) shall be changed by deleting “and to Other Requests for Relief”.

16. (a) Adopt a new rule, designated as N.D. Ind. L.B.R. B-7026-4 and named “Applicability of Rule 26 (a) and (f) of the Federal Rules of Civil Procedure”, as follows:

“The requirements of Rule 26(a) and 26(f) of the Federal Rules of Civil Procedure shall not apply to any contested matter under Rule 9014 of the Federal Rules of Bankruptcy Procedure, except as otherwise ordered by the court or agreed to by the parties.”

(b) General Order 94-2, dated September 21, 1994 is vacated.

17. (a) Replace the language of N.D. Ind. L.B.R. B-307 (renumbered as B-3007-1) with the following:

“(a) An objection to a proof of claim shall be limited to the claim or claims filed by a single creditor, unless the objection is directed to a claim which has been filed jointly by more than one creditor.

(b) An objection to a proof of claim shall identify the creditor by name and the claim number as assigned by the court and shall state with specificity the basis for disallowance or allowance in an amount or with a priority other than that claimed. The objection shall be served upon the claimant or claimant's attorney if an appearance has been filed, any entity that filed the claim on the claimant's behalf, the United States Trustee or any trustee, debtor and debtor's counsel, any committee and/or the entities included on any list required by Fed.R.Bankr.P. Rule 1007(d). If the objection is to a claim of the United States of America, or any agency, instrumentality, or department thereof, the objection shall also be served on the appropriate office of the United States Attorney and the agency, instrumentality, or department as designated in the list filed with the clerk pursuant to N.D. Ind. L.B.R. B-1007-5.

(c) Local Bankruptcy Form 2 (LBF-2) shall be used to

given the claimant notice of the claim objection and the opportunity to respond thereto, instead of Official Bankruptcy Form 20(B).

(d) The objector shall be responsible for completing LBF-2 and serving it, along with the claim objection, upon the claimant, claimant's attorney if an appearance has been filed, and any entity that filed the claim on the claimant's behalf, and making due proof thereof.

(e) Unless a response to the objection is filed within thirty (30) days following service of the notice of objection, the court may disallow or modify the claim in accordance with the objection, without further hearing.”

(b) Local Bankruptcy Form 2 (LBF-2), as attached, is approved.

18. Adopt a new rule, designated as N.D. Ind. L.B.R. B-9029-2 and named “Limitations on Sanctions for Errors as to Form”, as follows:

“The court may sanction any attorney or person appearing *pro se* for violation of any local rule governing the form of pleadings and other papers filed with the court by the imposition of a fine not to exceed \$1,000.00, or by ordering stricken, after notice and opportunity to be heard or to cure the defect, a paper which does not comply with these Rules. Local rules governing the form of pleadings and other papers filed with the court include, but are not limited to, those local rules regulating the paper size, the number of copies filed with the court, and the requirement of a special designation in the caption.”

19. Adopt a new rule, designated as N.D. Ind. L.B.R. B-7023-1 and named “Designating Class Action in the Caption” as follows:

(a) In any case sought to be maintained as a class action, the complaint shall bear next to its caption the legend “Complaint -- Class Action.” The complaint shall also contain a reference to the portion or portions of Rule 23, Federal Rules of Civil Procedure, under which it is claimed that the suit is properly maintained as a class action.

(b) Unless it is not practicable within the meaning of Rule 23(c)(1) of the Federal Rules of Civil Procedure to do so, a person seeking certification of a class action shall file a motion seeking class certification within ninety (90) days of the filing of a complaint brought as a class action. In ruling upon such a motion, the

court may allow the action to be maintained as a class action, may disallow the action to be so maintained, or may order postponement of the determination pending discovery or other such preliminary procedures as appear to be appropriate and necessary in the circumstances. Whenever possible, where it is held that the determination should be postponed, a date will be fixed by the court for renewal of the motion.

(c) The provisions of this Rule shall apply, with appropriate adaptations, to any counterclaim or crossclaim alleged to be brought for or against a class.

20. Adopt a new rule, designated as N.D. Ind. L.B.R. B-7024-1 and named “Procedure for Notification of Any Claim of Unconstitutionality” as follows:

(a) Whenever (1) the constitutionality of any act of Congress affecting the public interest is drawn into question in any action, suit or proceeding to which the United States, or any agency, officer or employee thereof, is not a party, or (2) the constitutionality of any statute of a State affecting the public interest is drawn into question in any action, suit, or proceeding in which a State or any agency, officer, or employee thereof is not a party, counsel for the party raising or intending to raise such constitutional issue shall immediately notify the clerk, in writing, specifying the act or the provisions which are attacked, with a proper reference to the title and section of the relevant act if available.

(b) Failure to comply with this rule will not be grounds for waiving the constitutional issue or for waiving any other rights the party may have. Any notice provided under this rule, or lack of notice, will not serve as a substitute for, or as a waiver of, any pleading requirement set forth in statute or the Federal Rules of Civil Procedure.

21. Adopt a new rule, designated as N.D. Ind. L.B.R. B-7026-1 and named “Form of Certain Discovery Documents”, as follows:

(a) The party propounding written interrogatories pursuant to Rule 33, Federal Rules of Civil Procedure, requests for production of documents or things pursuant to Rule 34, Federal Rules of Civil Procedure, or requests for admission pursuant to Rule 36, Federal Rules of Civil Procedure, shall number each such interrogatory or request sequentially. The party answering, responding or objecting to such interrogatories or requests shall quote each such interrogatory or request in full immediately preceding the statement of any answer, response or objection thereto, and shall number each such response to correspond with the number

assigned to the request.

(b) No party shall serve on any other party more than thirty (30) interrogatories or thirty (30) requests for admission without leave of court. Interrogatories and requests relating to the authenticity or genuineness of documents are not subject to this limitation. Subparagraphs are not counted as separate interrogatories or requests for admission. Subparagraphs shall relate directly to the subject matter of the interrogatory or request for admission. Any party desiring to serve additional interrogatories or requests for admission, beyond the first 30 served in the case, shall file a written motion setting forth the proposed additional interrogatories or requests for admission and the reason(s) for their use.

22. Adopt a new rule, designated as N.D. Ind. L.B.R. B-7026-2 and named “Filing of Discovery Materials”, as follows:

Because of the considerable cost to the parties of furnishing discovery materials, and the serious problems encountered with storage, this court adopts the following procedure for filing of discovery materials with the court:

(a) Disclosures under Rule 26(a)(1), Federal Rules of Civil Procedure, interrogatories under Rule 33, Federal Rules of Civil Procedure, and the answers thereto, requests for production or inspection under Rule 34, Federal Rules of Civil Procedure and responses thereto, and depositions shall not be filed with the court. Requests for admission under Rule 36, Federal Rules of Civil Procedure, and responses thereto, shall be filed with the court. Notices of depositions need not be filed. The party responsible for service of the discovery material shall retain the original and become the custodian.

(b) If relief is sought under Rules 26(c) or 37, Federal Rules of Civil Procedure, concerning any Rule 26(a)(1) disclosures, interrogatories, requests for production or inspection, answers to interrogatories or responses to requests for production or inspection, copies of the portion of the interrogatories, requests, answers or responses in dispute shall be filed with the court contemporaneously with any motion filed under these rules.

(c) If interrogatories, requests, answers, responses or depositions are to be used at trial or are necessary to a pretrial motion which might result in a final order on any issue, the portions to be used shall be filed with the clerk at the outset of the trial or at the filing of the motion insofar as their use can be reasonably anticipated.

(d) No motions to publish depositions are required.

(e) In *pro se* litigation, discovery shall be filed.

23. Adopt a new rule, designated as N.D. Ind. L.B.R. B-7037-1 and named “Informal Conference to Settle Discovery Disputes”, as follows:

Any certification required to be made under Rules 26(c), 37(a)(2)(A), 37(a)(2)(B), and 37(d) of the Federal Rules of Civil Procedure shall recite, in addition to the information required under the appropriate Federal Rule, the date, time, and place of the conference or attempted conference and the names of all persons participating therein. If counsel for any party advises the court in writing that opposing counsel has refused or delayed meeting and discussing the problems covered in this Rule, the court may take such action as is appropriate to avoid unreasonable delay.

24. Adopt a new rule, designated as N.D. Ind. L.B.R. B-7065-1 and named “Motions for Preliminary Injunctions and Temporary Restraining Orders”, as follows:

The court will consider a request for a preliminary injunction or a temporary restraining order only when:

(1) the party seeking the relief files a separate verified motion for such relief;

(2) the verified motion establishes the willingness of the moving party to provide security as the court might deem proper;

(3) the moving party files an accompanying brief in support of the requested relief; and

(4) in the case of a temporary restraining order, the further requirements of Federal Rule of Civil Procedure 65(b) are fully complied with.

25. Adopt a new rule, designated as N.D. Ind. L.B.R. B-7067-1 and named “Deposits” as follows:

(a) **Deposit into Registry Account and Other Interest-bearing Accounts.** All funds deposited into the court pursuant to Rule 67 of the Federal Rules of Civil Procedure and 28 U.S.C. § 2041 shall be deposited into an interest-bearing Registry Account maintained by the Clerk. The Order of deposit should

direct the clerk, without further order of the court, to deduct from the income earned on the investment a fee not exceeding the fee authorized from time to time by the Judicial Conference of the United States, as soon as such fee becomes available for deduction from the investment income.

(b) **Orders Directing Investments of Funds by Clerk of Court.** A party may petition the court for an Order of Investment which directs the clerk to hold the funds in a form of interest-bearing account other than the Registry Account. Whenever a party seeks a court order for money to be invested by the clerk into an interest-bearing account, the party shall personally deliver a proposed order to the clerk, who will inspect the order for proper form, content, and compliance with this rule. The clerk shall immediately forward the proposed order to the judge for whom the order was prepared.

Any order which, pursuant to 28 U.S.C. § 2041, directs the clerk to invest funds in an interest-bearing account or instrument shall include the following:

- (1) The amount to be invested;
- (2) The name of the financial institution in which the money will be invested;
- (3) The type of instrument or account;
- (4) The term of the investment; and
- (5) If the deposit and/or interest received during the time of investment will exceed the FDIC Insurance amount, then the petitioning party shall obtain a collateral pledge by the financial institution for the remainder of the investment. The collateral pledge shall be approved by the judge.

26. Adopt a new rule, designated as N.D. Ind. L.B.R. B-9070-1 and named “Custody of Files and Exhibits”, as follows:

(a) **Custody During Pendency of Action.** After being marked for identification, models, diagrams, exhibits and material offered or admitted in evidence in any cause pending or tried in this court shall be placed in the custody of the clerk, unless otherwise ordered by the court, and shall not be withdrawn until after the time for appeal has run or the case is disposed of otherwise. Such items shall not be withdrawn until the final mandate of the reviewing court is filed in the office of the clerk and until the case is disposed of as to all issues, unless

otherwise ordered.

(b) **Removal After Disposition of Action.** Subject to the provisions of subsections (a) and (d) hereof, unless otherwise ordered, all models, diagrams, exhibits or material placed in the custody of the clerk shall be removed from the clerk's office by the party offering them in evidence within ninety (90) days after the case is decided. In all cases in which an appeal is taken these items shall be removed within thirty (30) days after the mandate of the reviewing court is filed in the clerk's office and the case is disposed of as to all issues, unless otherwise ordered. At the time of removal a detailed receipt shall be given to the clerk and filed in the cause. No motion or order is required as a prerequisite to the removal of an exhibit pursuant to this rule.

(c) **Neglect to Remove.** Unless otherwise ordered by the court, if the parties or their attorneys shall neglect to remove models, diagrams, exhibits or material within thirty (30) days after notice from the clerk, the same shall be sold by the United States Marshal at public or private sale or otherwise disposed of as the court may direct. If sold, the proceeds, less the expense of sale, shall be paid into the registry of the court.

(d) **Contraband Exhibits.** Contraband exhibits, such as controlled substances, money, and weapons, shall be released to the investigative agency at the conclusion of the trial and not placed in the custody of the clerk. A receipt shall be issued when such contraband exhibits are released.

(e) **Withdrawal of Original Records and Papers.** Except as provided above with respect to the disposition of models and exhibits, no person shall withdraw any original pleading, paper, record, model or exhibit from the custody of the clerk or other officer of the court having custody thereof except upon order of a judge of this court.

27. Adopt a new rule, designated as N.D. Ind. L.B.R. B-5072-1 and named "Courtroom and Courthouse Decorum" as follows:

At its March 1979 meeting the Judicial Conference of the United States amended its March 1962 resolution pertaining to courtroom photographs to read as follows:

"RESOLVED, That the Judicial Conference of the United States condemns the taking of photographs in the courtroom or its environs in connection with any judicial proceedings, and the broadcasting of judicial proceedings by radio, television, or other

means, and considers such practices to be inconsistent with fair judicial procedure and that they ought not be permitted in any federal court. A judge may, however, permit the broadcasting, televising, recording, or photographing of investitive, ceremonial, or naturalization proceedings.

In the Northern District of Indiana the term “environs” has been generally interpreted to mean all areas upon the same floor of the building on which a courtroom is located.

Consistent with the Resolution of the Judicial Conference of the United States, and this court’s interpretation of the term “environs,” the taking of photographs, sound recording (except by the official court reporters in the performance of their duties), broadcasting by radio, television, or other means, in connection with any judicial proceeding on or from the same floor of the building on which a courtroom is located are prohibited. *Provided*, however, that incidental to investitive, ceremonial or naturalization proceedings, a judge of this court may, in his or her discretion, permit the taking of photographs, broadcasting, televising, or recording.

28. Adopt a new rule, designated as N.D. Ind. L.B.R. B-2090-1 and named “Student Practice Rule” as follows:

(a) Purpose. Effective legal service for each person in the Northern District of Indiana, regardless of that person’s ability to pay, is important to the directly affected person, to our court system, and to our whole citizenry. Law students, under supervision by a member of the bar of the District Court for the Northern District of Indiana, may staff legal aid clinics organized under city or county bar associations or accredited law schools, or which are funded pursuant to the Legal Service Corporation Act. Law students and graduates may participate in legal training programs organized in the offices of United States Attorneys.

(b) Procedure. A member of the legal aid clinic, in representation of clients of such clinic, shall be authorized to advise such persons and to negotiate and appear on their behalf. These activities shall be conducted under the supervision of a member of the bar of the District Court for the Northern District of Indiana. Supervision by a member of this bar shall include the duty to examine and sign all pleadings filed on behalf of a client. Supervision shall not require that any such member of the bar be present in the room while a student or law graduate is advising a client or negotiating on his or her behalf nor that the supervisor be present in the courtroom during a student’s or graduate’s appearance. In no case shall any such student or graduate appear without first having received the

approval of the judge of that court for the student's appearance. Where such permission has been granted, the judge of any court may suspend the trial proceedings at any stage where the judge in his or her sole discretion determines that such student's or graduate's representation is professionally inadequate and substantial justice so requires. Law students or graduates serving in a United States Attorney's program may be authorized to perform comparable functions and duties as assigned by the United States Attorney subject to all the conditions and restrictions in this rule and the further restriction that they may not be appointed as Assistant United States Attorneys.

(c) Eligible Students. Any student in an accredited law school who has received a passing grade in law school courses and has completed the freshman year shall be eligible to participate in a legal aid clinic if (1) the student meets the academic and moral standards established by the dean of that school, and (2) the school certifies to the court that the student has met the eligibility requirements of this rule.

29. N.D. Ind. L.B.R. B-102(a)(1) (renumbered as B-1002-1) shall be amended by replacing the word "where" with "if"; deleting the words "a corporation"; and inserting "has issued publicly traded securities and" between the "debtor" and "is".

30. N.D. Ind. L.B.R. B-109 (renumbered as B-1009-1) shall be amended by adding a new paragraph (b) as follows:

"(b) If a schedule of creditors (Schedule D, E, or F) is amended to add a creditor or to change a creditor's name or address, the amendment shall be accompanied by a supplement to the matrix of creditors. This supplement shall contain the name and address of any creditor that was added to a schedule and the new name and address of any creditor whose name or address was changed on the amended schedule."

and by redesignating existing paragraph "(b)" as paragraph "(c)".

31. N.D. Ind. L.B.R. B-910.1(c) (renumbered as B-9010-1) shall be amended to read as follows:

"A person not a member of the bar of this court shall not be permitted to practice in this court or before any officer thereof as an attorney, unless (1) such person appears on his or her own behalf as a party, or (2) such person is admitted to practice in any other United States Court or the highest court of any state and is, on application to this court, granted leave to appear in a specific action, or (3)

such person appears as attorney for the United States.”

Dated this 16th day of June, 2000.

/ 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