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-9011-1
Signing of Papers

(a) Signature of ECF Users:

(1) The use of an ECF User's login and password for the electronic filing of any paper, including proofs of claim, constitutes that ECF User's signature for all purposes, including Rule 9011 of the Federal Rules of Bankruptcy Procedure.

(2) Unless the electronically filed paper has been scanned and shows the individual's original signature, the signature of the ECF User shall also be indicated by "/s/ ECF User's Full Name" on the line where the signature would otherwise appear.

(3) Electronically filed papers must include a signature block that sets forth the name, complete mailing address, and telephone number of the ECF User.

(b) Signatures on Jointly Signed Papers Filed Electronically:

(1) In the case of a stipulation, agreed order, joint motion or other paper which bears the signature of two or more persons, the signatures may be indicated by either:

(A) Submitting a scanned copy of the originally signed paper, or its signature page(s); or

(B) Through the use of "/s/ Name" in the signature block where the signature(s) would otherwise appear. The use of "/s/ Name" constitutes the filer's representation that the filer has obtained the affirmative consent of all other signatories to the paper submitted.

(c) Signatures on Electronically Filed Documents Signed Under Penalties of Perjury:

(1) Signatures upon any paper filed electronically signed under penalties of perjury—including, but not limited to, debtor's signature upon the bankruptcy petition, schedules, statements and lists, and any amendment thereto—may be indicated by any of the following methods:

(A) Submitting a scanned copy of the originally signed paper(s);

(B) Attaching a scanned copy of the originally signed signature page(s) to the electronic paper;

(C) Separately submitting a scanned copy of the originally signed signature pages(s) immediately after the electronic filing of the signed paper; or

(D) Using a digital signature created with a commercially available digital signature software product that provides signature authentication.

(d) Signatures on Non-Electronic Filings

(1) All non-electronic filings shall be submitted in accordance with Local Bankruptcy Rule B-5005-2.

(2) All documents submitted for filing other than through the court's ECF system must:

(A) Bear the original wet (holographic) signatures of all signers or a copy thereof.

(e) Record Retention Requirements

(1) All documents containing an original or digitally produced signature must be maintained by the electronic filer in its original paper form for three (3) years following the entry of a final order terminating the case or proceeding. These required documents shall include all petitions, statements, lists, and amendments thereto and shall be produced upon request of the court.

(2) Failure to produce the document upon request may result in the imposition of sanctions on the court's own initiative or appropriate motion.

HISTORICAL AND REGULATORY NOTES

Pursuant to Order Amending Local Bankruptcy Rules dated October 28, 2003, this rule was abrogated.