



UNITED STATES BANKRUPTCY COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS

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November 2, 2017

ATTENTION
NEW AND AMENDED BANKRUPTCY RULES
AMENDED BANKRUPTCY FORMS
EFFECTIVE DECEMBER 1, 2017

TO ALL BANKRUPTCY PRACTITIONERS

On April 27, 2017, the Supreme Court of the United States adopted changes to the following rules: Bankruptcy Rules 1001, 1006, 1015, 2002, 3002, 3007, 3012, 3015, 4003, 5009, 7001, and 9009, and new Rule 3015.1. These rules will take effect on December 1, 2017, unless Congress enacts legislation to reject, modify, or defer them. The amendments may be accessed at: <http://www.uscourts.gov/rulesandpolicies/rules/pending-rules.aspx>.

Service and Notice Requirement: When filing a motion pursuant to F.R.B.P. 5009(d), the debtor is required to provide notice, which shall allow 30 days from the date of filing to file objections. The debtor shall file the notice and certificate of service with the Court when filing the motion. Service of the motion and notice must be made pursuant to F.R.B.P. 5009(d) and upon parties required to receive notice under applicable Federal Rule(s) of Bankruptcy Procedure. In the event an objection is filed, a hearing will be set by the Court. Any motion filed pursuant to F.R.B.P. 5009(d) not accompanied by the notice of motion and a certificate of service shall be stricken as deficient by the Court.

Additionally, please note that service requirements have been revised requiring service to a registered agent by certified mail, and to the Attorney General of the United States when service is required to a federal agency.

Several Official Bankruptcy Forms will be amended effective December 1, 2017. Copies of the pending changes in the Bankruptcy Forms and Committee Notes can be found at: <http://www.uscourts.gov/rules-policies/pending-rules-amendments/pending-changes-bankruptcy-forms>. The local chapter 13 form plan is available on the Court's website.