

**AMENDMENTS TO BANKRUPTCY RULES AND FORMS  
EFFECTIVE DECEMBER 1, 2010**

**The following changes to the Federal Rules of Bankruptcy Procedure were approved by the U.S. Supreme Court on April 28, 2010, and will be effective December 1, 2010, unless Congress acts to the contrary:**

**Rule 1007** shortens the time for debtors to file a list of creditors after the entry of an order for relief in an involuntary case. The rule also extends the time for individual Chapter 7 debtors to file a statement of completion of the personal financial management course.

**Rule 1014** includes Chapter 15 cases in the rule that authorizes the court to determine where cases should go forward when multiple petitions involving the same debtor are pending.

**Rule 1015** includes Chapter 15 cases in the rule that authorizes the court to order consolidation or joint administration of cases.

**Rule 1018** reflects enactment of Chapter 15 in 2005.

**Rule 1019**, with some exceptions, provides a new time period to object to a claim of exemption when a case is converted to Chapter 7 from Chapter 11, 12, or 13.

**Rule 4001** includes a technical and conforming amendment on the computation of time.

**Rule 4004** is amended to: (a) include a new deadline for the filing of motions (rather than complaints) under Rule 7001(b) objecting to a debtor's discharge; (b) direct the court not to grant a discharge if a motion or complaint objecting to discharge has been filed unless the objection has been decided in the debtor's favor; and (c) direct the court in Chapter 11 and 13 cases to withhold the entry of the discharge if the debtor has not filed with the court a statement of completion of a course concerning personal financial management. .

**Rule 5009** is amended to add new subdivisions (b) and (c). Subdivision (b) requires the clerk to provide notice to individual debtors in Chapter 7 and 13 cases that their cases may be closed if they fail to file a statement of completion of the financial management course. Subdivision (c) requires a foreign representative in a Chapter 15 case to file and give notice of the filing of a final report.

**Rule 5012** is a new rule establishing procedures in Chapter 15 cases for obtaining approval of an agreement regarding communications and coordination of proceedings with cases involving the debtor pending in other countries. **\*\*This rule differs from Interim Rule 5012. If you adopted a local rule in conformance with Interim Rule 5012, you should review your local rule for needed changes.**

**Rule 7001** provides that specified objections to a discharge in Chapter 7 and 13 cases are not treated as adversary proceedings.

**Rule 9001** is amended to add words and phrases in § 1502 to the list of definitions.

**Additionally, there are amendments to Official Forms that will be effective December 1, 2010, pending Judicial Conference approval. The form changes include:**

- 9A, 9C, 9I**      -objections to discharge by motion if based on a discharge in a previous case  
                     -deadline for objections to discharge in Chapter 13 for the first time
- 20A, 20B**      -technical amendments
- 22A, 22C**      -“household” and “household size” changed to “family size” or “number of  
                     persons” in several places on 22A and 22C
- 22A, 22B,  
22C**            -the forms instruct that regular payments by another person for household  
                     expenses should not be reported twice. Just one of the joint debtors should report  
                     the

The approved rules may be reviewed at

[www.uscourts.gov/RulesAndPolicies/FederalRulemaking/PendingRules.aspx](http://www.uscourts.gov/RulesAndPolicies/FederalRulemaking/PendingRules.aspx)