



SPRING 2007

Volume 8 Number 2

done. We appreciate your cooperation.

ECF Filings

Court filings continue to run below normal levels. The filings are approximately 40-45 % of pre BAPCPA statistics. March 2007 was the first post-BAPCPA month with more than 1000 petitions filed.

The monthly percentages of ECF filing for the past three months are as follows:

2007	Feb	Mar	Apr
BK/AP Filing	78%	80%	77%
Event Docketing	38%	36%	39%
Claims Filing	46%	58%	60%
Participants	583	593	591

More than 3000 legal professionals have attended ECF training in the Eastern District, more than 3200 participants have received a password and over 2100 have docketed into the system.

A big thank you and congratulations to all participating attorneys, their staff members and the new creditor group for a job well

ECF General Order/Local Rules

Each month we feature a different section of the ECF General Order, our Local Rules, Administrative Orders or the Interim Bankruptcy Rules effective October 17, 2005. All are located on our web page and we ask all attorneys to review them before filing to ensure accuracy of submissions.

This month we highlight the Interim Bankruptcy Rules effective October 2005.

RULE 4002. DUTIES OF DEBTOR

(b) INDIVIDUAL DEBTOR'S DUTY TO PROVIDE DOCUMENTATION.

(1) *Personal Identification.* Every individual debtor shall bring to the meeting of creditors under § 341:

(A) a picture identification issued by a governmental unit, or other personal identifying information that establishes the debtor's identity; and

(B) evidence of social security number(s), or a written statement that such documentation does not exist.

HelpDesk Question of The Month

Question: If there a limit on PACER charges?

Answer: Yes. The total charge for any size document, docket sheet or report will not exceed the fee for thirty pages (\$2.40).

Please be advised that HelpDesk calls may be directed to either the Central Islip or Brooklyn office. The number in Central Islip is (631) 712-6200, and press six. The number in Brooklyn is 347-394-1700, and press six. Hours for the HelpDesk are Monday to Friday from 9:00 a.m. to 4:00 p.m.

Form Changes

Adjustments have been made to the maximum dollar amounts regarding eligibility to file under certain chapters of the bankruptcy code. These changes are effective for all cases filed on or after April 1, 2007. Make sure that you have received updates from your software vendor.

The following official bankruptcy forms have changed:

- A) Voluntary Petition (Official Form 1)
- B) Schedule of Property Claimed as Exempt (Official Form 6C)
- C) Schedule of Creditors Holding Claims Entitled to Priority (Official Form 6E)
- D) Statement of Financial Affairs (Official Form 7),
- E) Official Form 22A, Statement of Current Monthly Income and Means Test Calculation (Chapter 7)
- F) Official Form 22C, Statement of Current Monthly Income and Calculation of Commitment Period and Disposable Income (Chapter 13)

The updated forms are available at <http://www.uscourts.gov/bankform/index.html>

Claims Filing

With the advent in January of electronic filing of claims over the Internet, a number of questions have arisen. Please be aware of the following:

A) There is a revised proof of claim form for use in cases commenced on or after April 1, 2007. The revised form reflects adjusted dollar limits on wages, salaries or commissions and deposits towards purchase, rental or rental of property. These amounts are subject to adjustment again on April 1, 2010.

B) Please be advised that the court has posted interactive PDF claim forms that are easy to fill out, save and submit electronically.* The forms are located on our forms page at:
<http://www.nyeb.uscourts.gov/forms.html>

*You must have the full version of Adobe Acrobat in order to save such documents.

C) All current account holders may file claims with their present password.

Redacting Information

The Court would like to remind attorneys to please redact social security numbers and personal identifying information such as bank account numbers, etc. from all filings. Please be aware that with the implementation of electronic claims filing, claims should not contain this type of information as well.

Error Message-File Size

A recent change to the ECF software may produce an alternate message when the document you are attempting to file is larger

than our specified limit of 2 MB. If you receive the message “**The document you specified is not a valid PDF document,**” please double-check to make sure your document is not larger than 2 MB.

If your scanned document is larger than 2 MB, please double-check your scanner settings or break up the document into smaller sections.

Keylogging Software—Security Update

The ECF System has revolutionized the way attorneys file pleadings, the public views cases, and the courts store and manage their case files.

Use of the Internet poses security challenges that affect professional users and personal users alike. One such security challenge is keylogging.

Keylogging software applications, or keyloggers, are forms of malware designed to capture keystrokes from unsuspecting computer users. The keystrokes captured give a hacker access to account names, passwords, and other personal and financial data extracted from the unsuspecting user's computer.

Keylogging software is often installed inadvertently when an infected e-mail attachment is opened or when a security vulnerability in the computer's operating system is exploited.

If a keylogger is installed on a computer, it is possible that personal data is being captured and potentially used for criminal purposes, including identity theft, unauthorized access to accounts and theft of sensitive data.

As a public service, the PACER Service Center notifies owners of compromised PACER accounts of their computer's condition. The PACER Service Center also

notifies the courts of compromised ECF accounts. The court would be required to disable access to your ECF account if this occurs.

Keylogging programs are generally inconspicuous. Unless the computer's user knows how to look for them, they can remain undetected and active.

With increasing numbers of e-mail viruses, network worms, and spyware, it is very important for users to protect their computers, whether at work, home, or while traveling. Firewalls, antivirus software, and antispyware software are essential tools in this battle.

It is important to install these programs correctly, update them regularly, install security patches promptly, and scan computer systems regularly.

Reminders

- The remittance address for PACER has changed. Please ensure that payments are now mailed to:
PACER Service Center
P.O. Box 70951
Charlotte, NC 28272-0951

Eastern District Newsletter

This newsletter and previous issues are available for online viewing at http://www.nyeb.uscourts.gov/ecf_news.htm

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