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UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA

In re)
) GENERAL ORDER NUMBER 17
COMPLIANCE WITH CREDIT)
COUNSELING REQUIREMENT)
_____)

Whereas the Advisory Committee on Bankruptcy Rules has recommended that Interim Local Bankruptcy Rule 1007 be amended to require individual debtors to file with the court certificates that they have obtained required credit counseling; and

Whereas, the court is reviewing its Bankruptcy Local Rules and elects to comply with the above recommendation by means of this General Order.

Accordingly, IT IS HEREBY ORDERED, effective as of October 1, 2006, B.L.R. 1007 shall be deemed amended as follows (strikeouts deleted; underlining added):

(b) SCHEDULES, STATEMENTS, AND OTHER DOCUMENTS REQUIRED.

* * * * *

(3) Unless the United States trustee has determined that the credit counseling requirement of § 109(h) does not apply in the district, an individual debtor must file ~~the certificate and debt repayment plan, if any, required by § 521(b), a certification under § 109(h)(3), or a request for a determination by the court under § 109(h)(4).~~ a statement of compliance with the credit counseling requirement, prepared as prescribed by the appropriate Official Form which must include one of the following:

(A) an attached certificate and debt repayment plan, if any, required by § 521(b);

(B) a statement that the debtor has received the credit counseling briefing required by § 109(h)(1) but does not have the

1 certificate required by § 521(b);
2 (C) a certification under § 109(h)(3); or
3 (D) a request for a determination by the court under §
4 109(h)(4).

* * * * *

5 (c) TIME LIMITS. In a voluntary case, the schedules, and
6 statements, and other documents required by subdivision (b)(1),
7 (4), (5), and (6) shall be filed with the petition or within 15
8 days thereafter, except as otherwise provided in subdivisions (d),
9 (e), (f), and (h) of this rule. In an involuntary case, the list
10 in subdivision (a)(2), and the schedules, statements, and other
11 documents required by subdivision (b)(1) shall be filed by the
12 debtor within 15 days of the entry of the order for relief. ~~The~~
13 ~~documents required by subdivision (b)(3) shall be filed with the~~
14 ~~petition in a voluntary case. The statement required by~~
15 ~~subdivision (b)(7) shall be filed by the debtor within 45 days~~
16 ~~after the first date set for the meeting of creditors under § 341~~
17 ~~of the Code in a chapter 7 case, and no later than the last~~
18 ~~payment made by the debtor as required by the plan or the filing~~
19 ~~of a motion for entry of a discharge under § 1328(b) in a chapter~~
20 ~~13 case. The statement required by subdivision (b)(8) shall be~~
21 ~~filed by the debtor not earlier than the date of the last payment~~
22 ~~made under the plan or the date of the filing of a motion for~~
23 ~~entry of a discharge under §§ 1141(d)(5)(B), 1228(b), or 1328(b).~~
24 In a voluntary case, the documents required by paragraphs (A),
25 (C), and (D) of subdivision (b)(3) shall be filed with the
26 petition. Unless the court orders otherwise, if the debtor has
27 filed a statement under subdivision (b)(3)(B), the documents
28 required by subdivision (b)(3)(A) shall be filed within 15 days of
the order for relief. In a chapter 7 case, the debtor shall file
the statement required by subdivision (b)(7) within 45 days after
the first date set for the meeting of creditors under § 341 of the
Code, and in a chapter 13 case no later than the date when the
last payment was made by the debtor as required by the plan or the
filing of a motion for a discharge under § 1328(b). The debtor
shall file the statement required by subdivision (b)(8) no earlier
than the date of the last payment made under the plan or the date
of the filing of a motion for a discharge under §§ 1141(d)(5)(B),
1228(b), or 1328(b) of the Code. Lists, schedules, statements,
and other documents filed prior to the conversion of a case to
another chapter shall be deemed filed in the converted case unless
the court directs otherwise. Except as provided in § 1116(3) of
the Code, any extension of time for the filing of the schedules,
statements, and other documents required under this rule may be
granted only on motion for cause shown and on notice to the United
States trustee, and to any committee elected under § 705 or
appointed under § 1102 of the Code, trustee, examiner, or other
party as the court may direct. Notice of an extension shall be
given to the United States trustee and to any committee, trustee,
or other party as the court may direct.

1 October 20, 2006

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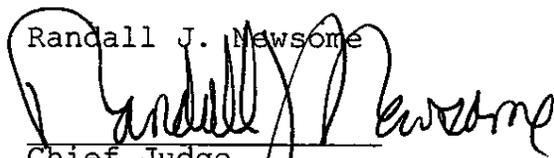
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Randall J. Newsome

Chief Judge
United States Bankruptcy Court