

### **1001-3. Designation of Bankruptcy Divisions.**

The United States Bankruptcy Court for the Northern District of California consists of the divisions shown in subparagraphs (a)-(d). The regular hours of the Offices of the Clerk are from 9:00 a.m. to 4:30 p.m. each day except Saturdays, Sundays, and Court holidays.

**(a) Santa Rosa.**

Division 1 shall consist of the counties of Del Norte, Mendocino, Humboldt, Napa, Sonoma, ~~Marin~~ and Lake. The division office is located at the United States Courthouse, 99 South "E" Street, Santa Rosa, California 95404.

**(b) San Francisco.**

Division 3 shall consist of the counties of San Francisco, Marin and San Mateo. The division office is located at ~~235 Pine Street, 19th Floor, San Francisco, California 94104 (mailing address: P. O. Box 7341, San Francisco, California 94120)~~450 Golden Gate Avenue, 18<sup>th</sup> Floor, San Francisco, California 94102.

**(c) Oakland.**

Division 4 shall consist of the counties of Alameda and Contra Costa. The division office is located at 1300 Clay Street, Room 300, Oakland, California 94612 ~~(mailing address: P. O. Box 2070, Oakland, California 94604).~~

**(d) San Jose.**

Division 5 shall consist of the counties of Santa Clara, Santa Cruz, Monterey and San Benito. The division office is located at the United States Courthouse, 280 South First Street, Room 3035, San Jose, California 95113.

### **1007-1. Use of Practice Forms.**

The Court may approve and require the use of pre-printed practice forms. The Court may also approve practice forms which are not pre-printed but the format of which is required to be followed. Practice forms may be adopted on a district-wide or division-wide basis. Required forms will be available in the Clerk's office, on the Court's website (<http://www.canb.uscourts.gov>) and, with respect to Chapter 13 practice, in the office of the Chapter 13 Trustee or on the Chapter 13 Trustee's website. Any other provisions of this Rule notwithstanding, the Court has adopted, and refers counsel to, General Order 34, effective as of December 1, 2017, which identifies and attaches the form of Chapter 13 plan that must be used in this district, in accordance with the requirements of Federal Rule of Bankruptcy Procedure 3015.1.

### **1015-1. Related Cases.**

#### **(a) Defined.**

Related cases are cases where assignment to a single Judge would promote efficient administration of the estates or avoid conflicting or inconsistent rulings. Related cases may include: ~~husband and wifespouses~~; a partnership and one or more of its general partners; two or more general partners; two or more debtors having an interest in the same asset; or a debtor and an affiliate.

#### **(b) Notice of Related Cases.**

In the event there are related bankruptcy cases, the debtor shall file a Notice of Related Case(s) at the time of filing of a petition for relief, and shall serve a copy of the notice upon the United States Trustee, other than when filed by ECF. The notice shall list the name, filing date, and case number of any related cases.

#### **(c) Transfer.**

The Court may, on its own motion or upon the motion of a party in interest, order a case transferred to another Bankruptcy Judge based on the Court's determination as to whether a case is related and whether the transfer will promote the efficient administration of the estates or avoid inconsistent or conflicting rulings.

### **3007-1. Objections to Claim.**

#### **(a) Copy of Claim.**

Unless the Court orders otherwise, on an objection to claim, a copy of the claim, absent any attachments or exhibits, shall be included.

#### **(b) Factual Dispute.**

Where a factual dispute is involved, the initial hearing on an objection shall be deemed a status conference at which the Court will not receive evidence. Where the objection involves only a matter of law, the matter may be argued at the initial hearing. Any notice of hearing on a claim objection shall so state.

#### **(c) ~~Schedule for Filing Papers~~ Time and Manner of Service.**

~~Notwithstanding Bankruptcy Rule 3007(a), the schedules set forth in~~ B.L.R. 9014-1(b) and (c) shall apply to Objections to Claims, except for purposes of an objection made under this rule, the 21 day notice provision of B.L.R. 9014-1(b)(3)(A)(time to object and request a hearing), the 28 day notice provision of B.L.R. 9014-1(c)(1) and the 21 day notice provision of B.L.R. 9014-1(c)(2)(notice of scheduled hearing date) shall each be 30 days. Service of the objection shall be in accordance with Bankruptcy Rule 3007(a)(2).

## **3015-1. Chapter 12 and 13 Plans.**

### **(a) Chapter 12 Plans.**

**(1) Hearing on Plan and Objections Thereto.** Unless otherwise ordered, notice of the hearing on confirmation of the plan shall be served not less than 35 days prior to the hearing. Objections to confirmation of the plan shall be filed and served on the debtor, the United States Trustee, the Chapter 12 trustee, and on any other entity designated by the Court, not less than 7 days before the hearing.

**(2) Confirmation of Plan.** The order of confirmation shall be similar to the Official Form for confirmation of plans in Chapter 11 cases, with appropriate changes made for Chapter 12.

### **(b) Chapter 13 Plans.**

**(1) Notice by Clerk of the Court.** At least 28 days before the first date set for the 11 U.S.C. § 341 meeting of creditors, copies ~~or an adequate summary~~ of the Chapter 13 plan shall be served by the Clerk of the Court on all creditors with the notice of commencement of the case. The Clerk shall certify to the Court that service has been made in accordance with this rule and pursuant to Bankruptcy Rule 2002(b). If the plan is not filed in time for the Clerk to serve it with the notice, the debtor shall serve the plan and provide certification as specified above.

**(2) Notice by the Debtor.** Prior to confirmation the debtor shall serve all amended plans, together with at least 21 days notice of the date and time of the hearing on confirmation of the amended plan, on the trustee and all adversely affected creditors. Notwithstanding the foregoing, when plans are amended in response to trustee objections, and no creditors are adversely affected, the trustee may schedule confirmation of such amended plan on the next available confirmation calendar without further notice to creditors.

**(3) Objections.** At or before the 11 U.S.C. § 341 meeting of creditors, a creditor objecting to confirmation shall file with the Court and serve upon the debtor, the debtor's counsel, and the trustee a written objection to confirmation stating the basis for the objection. Objections to amended plans shall be filed and served within 14 days of service of the amended plan. Objections to confirmation need not be considered by the Court unless service has been made in accordance with this rule. Once timely filed, an objection to a plan will be considered an objection to all subsequent versions and amendments until the objection is withdrawn or the objecting party fails to appear at a hearing on confirmation.

**(4) Late Objections.** Notwithstanding the previous paragraph, late objections will be considered if the objection is raised before the plan is confirmed and the objecting party shows that it acted diligently.