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UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA

In re:
ORDER EXTENDING CERTAIN
DEADLINES.

AMENDED GENERAL ORDER 40

WHEREAS, as a result of the COVID-19 pandemic a) the State of California has announced a general shelter-in-place order directing individuals to stay inside their residences and practice social distancing, b) there is no public access to the Bankruptcy Courts in the Northern District of California and to several of the locations where 341 meetings are generally conducted within the Northern District of California, and c) the United States Trustee, effective March 17, 2020, has discontinued all in-person 341 meetings in the Northern District of California through May 10, 2020 and is determining how and where to conduct the 341 meetings; and

WHEREAS, under the Bankruptcy Code, the Federal Rules of Bankruptcy Procedure and/or the Bankruptcy Local Rules, the date first set for the meeting of creditors under 11 U.S.C. § 341(a) (the “Initial Meeting of Creditors”) establishes certain deadlines in bankruptcy cases;

It is hereby **ORDERED** that:

1. This Amended General Order applies to all bankruptcy cases in which the date for the Initial Meeting of Creditors is scheduled on or after March 17, 2020. In these cases, the following deadlines under the Federal Rules of Bankruptcy Procedure are extended to 120 days after the date of the Initial Meeting of Creditors:

a. The deadline under Federal Rule of Bankruptcy Procedure 1017(e) for the

1 United States Trustee to file a motion to dismiss for abuse.

2 b. The deadline under Federal Rule of Bankruptcy Procedure 4004(a) for
3 objections to the debtor's discharge.

4 c. The deadline under Federal Rule of Bankruptcy Procedure 4007(c) for filing a
5 complaint as to the dischargeability of certain debts under 11 U.S.C. § 523(c).

6 d. The deadline under Federal Rule of Bankruptcy Procedure 4008(a) for filing a
7 reaffirmation agreement.

8 e. The deadline under Federal Rule of Bankruptcy Procedure 1007(c) for
9 Chapter 7 debtors to file the statement required under Federal Rule of Bankruptcy Procedure
10 1007(b)(7).

11 2. If the Initial Meeting of Creditors in a Chapter 13 case is not conducted but instead is
12 continued by the Chapter 13 trustee due to restrictions arising from the COVID-19 pandemic, the
13 deadline under 11 U.S.C. § 1308(a) for a Chapter 13 debtor to file pre-petition tax returns is
14 extended to the day before the date of the continued meeting of creditors. If there is no such
15 continued meeting of creditors, the deadline is unchanged.

16 3. If the Initial Meeting of Creditors is not conducted but instead is continued due to
17 restrictions arising from the COVID-19 pandemic in a case where a trustee or debtor is required,
18 under Federal Rule of Bankruptcy Procedure 2015.3(b), to file a financial report regarding each
19 entity that is not a publicly traded corporation or a debtor in a bankruptcy case and in which the
20 estate holds a substantial or controlling interest, the deadline for filing such a financial report is
21 extended to seven days before the date of the continued meeting of creditors. If there is no such
22 continued meeting of creditors, the deadline is unchanged.

23 4. If the Initial Meeting of Creditors in an individual Chapter 7 or Chapter 13 case is not
24 conducted but instead is continued due to restrictions arising from the COVID-19 pandemic, the
25 deadline under 11 U.S.C. § 521(e) for the debtor to provide to the trustee (and any requesting
26 creditor) a copy of the Federal income tax return or tax transcript for the most recent tax year ending
27 immediately before the commencement of the case and for which a Federal income tax return was
28 filed, is extended to seven days before the date of the continued meeting of creditors. If there is no

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such continued meeting of creditors, the deadline is unchanged.

5. This Amended General Order does not prejudice or alter any interested party's right to apply for an extension of time regarding any of the above deadlines.

SO ORDERED this 9th day of April 2020.



Charles Novack
Chief Bankruptcy Judge

* * *END OF ORDER* * *