UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NEW YORK

In the Matter of:
Debtors Asserting an Exception to the Limitation of the Automatic Stay Under 11 U.S.C. §362(l) and Procedure for Receiving Rent Deposits.

STANDING ORDER

(REVISED)

WHEREAS, the Bankruptcy Abuse Prevention and Consumer Protection Act of 2005 amended 11 U.S.C. §101 *et seq.* ("Code") including the automatic stay provisions of 11 U.S.C. §362 in regards to actions to recover possession of residential property occupied by a Debtor by the enactment of 11 U.S.C. §362(l), and

WHEREAS, the Court requires uniformity in the procedure for the deposit of rent by Debtors and transmittal of rent to Lessors under §362(l)(1)(B) and §362(5)(D) of the Code, it is hereby

ORDERED, that any deposit of rent made by or on behalf of a Debtor, pursuant to §362(l)(1)(B) of the Code, must be in the form of a **certified check or money order payable to the order of the Lessor,** and delivered to the Clerk of Court upon filing of the Petition and the Certification made under §362(l)(1)(A) of the Code, and it is further

ORDERED, that the debtor must file a copy of the Judgment of Eviction together with the Petition, and it is further

ORDERED, that upon the Clerk's receipt of a **certified check or money order payable to the order of the Lessor,** with a copy of the Judgment of Eviction, tendered by a Debtor pursuant §362(l)(1) of the Code, the Clerk is directed to promptly transmit the certified check or money order to the Lessor, by certified mail/return receipt requested, to the address listed on the Petition.

Dated: October 17, 2005

Honorable John C. Ninfo, II, Chief Judge

Honorable Michael J. Kaplan, USBJ

Honorable Carl L. Bucki, USBJ