

UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NEW YORK

IN RE: FEDERAL RULES OF BANKRUPTCY PROCEDURE 3007 -
OBJECTIONS TO CLAIMS -- PROCEDURE IN
ROCHESTER AND WATKINS GLEN

STANDING
ORDER

(1) All objections to the allowance of a claim filed pursuant to Federal Rules of Bankruptcy Procedure 3007 that are returnable in Rochester or Watkins Glen shall be served on the parties at least thirty (30) days prior to the hearing date. Responses, if any, shall be in writing and shall be served and filed not less than three (3) days prior to the return date. Pursuant to Federal Rules of Bankruptcy Procedure 9006(a), Saturdays, Sundays and legal holidays shall be excluded from the computation of the three (3) day response time. Unless a request for a hearing is served and filed within the time permitted, the Court may grant the objection without a hearing after it has considered the objection and determined the sufficiency of the claim and the objection.

(2) All objections referred to in paragraph (1) of this order shall also meet the following requirements:

(a) The notice of objection to claim shall include the following language in bold print:

PURSUANT TO FEDERAL RULES OF BANKRUPTCY PROCEDURE 3007 AND 9014 AND THE STANDING ORDER ENTITLED "FEDERAL RULES OF BANKRUPTCY PROCEDURE 3007-OBJECTIONS TO CLAIMS - PROCEDURE IN ROCHESTER AND WATKINS GLEN" DATED MAY 20, 1993, IF YOU OPPOSE THE OBJECTION AND REQUEST A HEARING, YOU MUST SERVE ON THE OBJECTING PARTY AND FILE WITH THE CLERK, A WRITTEN REQUEST FOR A HEARING TO THE OBJECTION TO CLAIM NO LATER THAN THREE (3) BUSINESS DAYS PRIOR TO THE RETURN DATE AS SET FORTH IN THIS NOTICE AND APPEAR AT THE HEARING AS SCHEDULED. IN THE EVENT NO WRITTEN REQUEST FOR A HEARING AND RESPONSE TO THE OBJECTION IS SERVED AND FILED, NO HEARING ON THE OBJECTION WILL BE HELD ON THE RETURN DATE. THE COURT WILL CONSIDER THE OBJECTION, DETERMINE THE SUFFICIENCY OF THE CLAIM, AND IF THE OBJECTION IS DETERMINED BY THE COURT TO BE VALID, THE ORDER WILL BE ENTERED. THE UNITED STATES IS SPECIFICALLY EXEMPT FROM THE REQUIREMENT THAT IT MUST REQUEST A HEARING IN WRITING. A HEARING INVOLVING THE UNITED STATES WILL BE HELD AS SCHEDULED UNLESS IT CONSENTS TO THE RELIEF REQUESTED.

IF YOU OPPOSE THE OBJECTION TO YOUR CLAIM, YOU MAY ALSO WISH TO IMMEDIATELY CONTACT THE OBJECTING PARTY IN A SEPARATE WRITING WITH A COPY TO THE COURT BEFORE YOU FILE THE FORMAL WRITTEN REQUEST FOR A HEARING AND RESPONSE TO THE OBJECTION IN ORDER TO ATTEMPT TO RESOLVE AND SETTLE THE CLAIM OBJECTION WITHOUT THE NEED FOR AN ATTORNEY AND/OR A COURT APPEARANCE.

(b) The objection to claim shall be served and filed in the format as prescribed by the Clerk and available from the Clerk's Office.

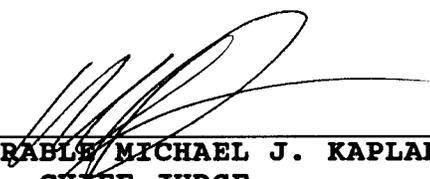
(c) The objection to claim to be served and filed shall include a copy of the proposed order. The original proposed order shall appear on the reverse of the original objection to claim when filed.

(d) Only one claim objection will be allowed per notice or order unless the objecting party is granted permission by the presiding judge to use another format.

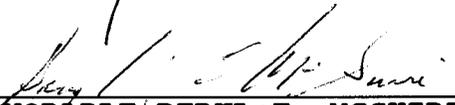
(e) The United States is specifically exempt from the requirement that it must request a hearing in writing. A hearing involving the United States will be held as scheduled unless it consents to the relief requested.

IT IS SO ORDERED

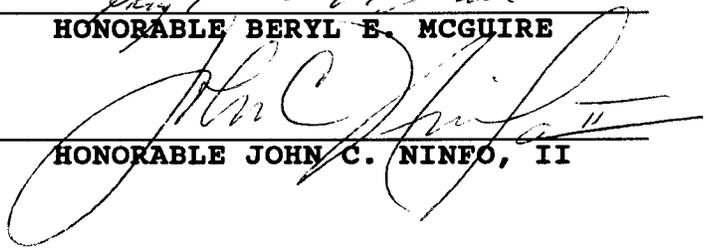
DATED: May 20, 1993



HONORABLE MICHAEL J. KAPLAN
CHIEF JUDGE



HONORABLE BERYL E. MCGUIRE



HONORABLE JOHN C. NINFO, II