UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NEW YORK

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NOTICE OF AMENDMENT TO INTERIM BANKRUPTCY RULE 1007 AND AMENDMENTS TO OFFICIAL BANKRUPTCY FORMS EFFECTIVE OCTOBER 1, 2006

No. 06-03

September 20, 2006
[revised October 1, 2006]

Summary of Amendment to Interim Bankruptcy Rule 1007:

Interim Rule 1007 is amended to require a debtor to file an Official Form that includes a statement of the debtor's compliance with the pre-petition credit counseling obligations of §109(h) of the Code. "Official Form 1, Exhibit D" is a new form created by the Judicial Conference in connection with said amendment. [Note: The completion of this Form is required in addition to the filing of any certificate or motions necessary to comply with BAPCPA requirements.]

Summary of Amendments to Official Bankruptcy Forms:

Official Form 1, Voluntary Petition The amendments to this form implement the statistical reporting requirements of the 2005 Bankruptcy Act that take effect on October 17, 2006

Official Form 5, Involuntary Petition The amendments to this form implement the statistical reporting requirements of the 2005 Bankruptcy Act that take effect on October 17, 2006

Official Form 6, Schedule of Assets and Liabilities The amendments to this form implement the statistical reporting requirements of the 2005 Bankruptcy Act that take effect on October 17, 2006. [Note: This is a two page form. The first page is a summary of schedules. The second page is the statistical summary of certain liabilities and related data.]

Official Form 1, Exhibit D This new form highlights the debtor's obligation to seek credit counseling before filing a bankruptcy petition and the consequences for failing to timely do so, as provided by Interim Bankruptcy Rule 1007.

Official Form 9G The amendments to this form add 'family fisherman' to the category of debtors eligible for relief under Chapter 12.

Official Form 9H The amendments to this form add 'family fisherman' to the category of debtors eligible for relief under Chapter 12.

Official Form 9I The amendments to this form provide general notice of the potential for the Internal Revenue Service to file a claim – based on the debtor's income tax return – well after the normal deadline for filing a proof of claim in a Chapter 13 case.

Official Form 22A The amendments to this form are stylistic and conform to the new terms adopted in the 2005 Bankruptcy Act.

Official Form 22C The amendments to this form are stylistic and conform to the new terms adopted in the 2005 Bankruptcy Act.

Official Form 23 The amendments to this form require th e debtor to verify completion of an instructional course on personal financial management by including the identification number from the certificate of completion issued by the provider. [Note: Failure to include the certificate identification number on Official Form 23 will affect the issuance of a discharge order.]

New and Revised Director's Procedural Bankruptcy Forms:

Form 104 Adversary Proceeding Cover Sheet [revised 10/06] The amendments to this form implement statistical reporting requirements of the Bankruptcy Act.

Form 202 Statement of Military Service [new 9/06] This form is to be completed by parties in a bankruptcy case who may be eligible for relief under the Servicemembers' Civil Relief Act of 2003.

Form 210A Transfer of Claim Other than Security [new 10/06] This form is intended to serve as evidence of the transfer of claim.

Form 240 Reaffirmation Agreement [revised 9/06] The amendments to this form implement the statistical reporting requirements of the Bankruptcy Act. The form now includes a checkbox to indicate whether or not a presumption of undue hardship exists and a space for address information for the creditor.

Form 281 Appearance of Child Support Creditor or Representative [revised 9/06]

Changes to the Official Forms become effective on October 1, 2006. Draft versions of the form changes, in non-writable PDF format, are posted to the U.S. Courts website, bankruptcy form page [www.uscourts.gov/bankform]. Writable versions of these amended Official Bankruptcy Forms are not yet available on the Court's website.

The Court will be upgrading to Release v3.1 of CM/ECF on October 17, 2006. Due to the additional case opening statistical information captured in CM/ECF Release v3.1, attorneys will need to upgrade their petition preparation software and/or templates in order to file petitions, schedules, etc. after this release is implemented. The petition preparation software vendors have been provided with information regarding the Official Forms amendments.

Use of the current version of the Official Bankruptcy forms and Director's Procedural Bankruptcy Forms are required.

Additional information regarding these amendments may be found at www.uscourts.gov/bankform. This notice if for informational purposes only. You should refer to the Interim Rules of Bankruptcy Procedures, Official Forms, and official comments for complete information and guidance.

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