

CHAPTER 13 CALENDAR CONFIGURATION

Rochester Only

First & Second Business Monday of the Month: (Typically)– 2006 calendars are:

July: 7th & 10th
August: 7th & 14th
September: 5th & 11th
October: 2nd & 10th
November: 6th & 13th
December: 4th & 11th

CONFIRMATION HEARINGS shall be scheduled at:

9:00, 10:00, 11:00,- break- 1:00, 2:00, 3:00

4:00 pm - Confirmation Hearings may be adjourned to the 4:00 time slot at the Trustee's discretion if the Debtor's attorney fails to timely file an amended plan to comport with the Trustee's Report.

MOTIONS

(1) **All Motions relating to cases on for confirmation** - with corresponding confirmation hearing

All Trustee motions¹ and Orders to Show Cause by the Court² related the status of a Chapter 13 case scheduled for Confirmation will be scheduled with and appear on the calendar corresponding with the Confirmation Hearing. These motions include relief requested pursuant to both old law and new law Code provisions.

(2) **Trustee Motions to Dismiss³ (not related to a case scheduled for Confirmation)** shall be scheduled at **4:00**. If the basis for the Dismissal is a New Law provision, the Trustee may also schedule the motions on any Wednesday Calendar at **1:00**.

(3) **Non-Default Debtor Motions⁴** shall be scheduled at **4:00**.

(4) **Default Debtor and Default Trustee Motions⁵** shall be scheduled on the **Wednesday Motion Calendar at 11:00**.

(5) **Discharge Hearings** will be scheduled at **1:30 on the Second Calendar Wednesday of every other month**.

¹ Motion to Dismiss for: (1) failure to start payments within 30 days of filing; (2) failure to maintain plan payments (related to case scheduled for confirmation); (3) failure to file statements and/or plan; (4) failure to file credit counseling certificate; (5) failure to file a statement of pre-confirmation adequate protection; (6) failure to start plan payments; (7) failure to appear at 341 meeting; (8) unreasonable delay; (9) feasibility.

² (1) failure to file statement of SS#; (2) failure to pay filing fee, etc.

³ Motions to Dismiss for: (1) failure to maintain plan payments; (2) failure to file tax returns, etc.

⁴ Motions to Vacate Order of Dismissal (reinstate Chapter 13 Plan), miscellaneous relief.

⁵ Motion to Modify Plan; Hardship Discharge; Trustee Sale Motions.