UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NEW YORK

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NOTICE CONCERNING AMENDMENTS TO BANKRUPTCY RULES EFFECTIVE DECEMBER 1, 2007

No. 07-02

November 1, 2007

PLEASE BE ADVISED THAT THE FOLLOWING RULES ARE EFFECTIVE DECEMBER 1, 2007:

Bankruptcy Rule 1014 (Dismissal and Change of Venue): explicitly states that the court can order the change of venue of a case on its own motion.

Bankruptcy Rule 3007 (Objections to Claims): prohibits a party in interest from including in a claim objection a request for relief that requires an adversary proceeding; also, allows omnibus claims objections up to 100 claims in a single-filed objection and limits the nature of objections that may be joined in the single filing.

Bankruptcy Rule 4001 (Relief from Automatic Stay; Prohibiting or Conditioning the Use, Sale, or Lease of Property; Use of Cash Collateral; Obtaining Credit; Agreements): requires movants seeking approval of agreements relating to the automatic stay, approval of certain other agreements, or authority to use cash collateral or obtain credit, to submit a proposed order and to provide more extensive notice to parties in interest of the requested relief.

Bankruptcy Rule 6003 (Interim and Final Relief Immediately Following the Commencement of the Case – Applications for Employment; Motions for Use, Sale or Lease of Property; and Motions for Assumption or Assignment of Executory Contracts) (NEW): sets limits on the granting of certain relief by the court during the first 20 days of a case.

Bankruptcy Rule 6006 (Assumption, Rejection or Assignment of an Executory Contract or Unexpired Lease): authorizes omnibus motions to reject executory contracts and unexpired leases and to assume or assign multiple executory contracts and unexpired leases under specific circumstances.

Bankruptcy Rule 7007.1 (Corporate Ownership Statement): provides that a party must file its corporate ownership statement with the first paper filed with the court in an adversary proceeding.

Bankruptcy Rule 9005.1 (Constitutional Challenge to a Statute – Notice, Certification, and Intervention) (NEW): makes Fed. R. Civ. P. Rule 5.1 applicable to all contested matters and other proceedings within the bankruptcy case.

Bankruptcy Rule 9037 (Privacy Protection for Filings Made with the Court) (NEW): implements the privacy and security provisions of § 205 of the E-Government Act of 2002, protecting the privacy and security concerns that arise from the filing of documents, both electronically and in paper form, with the court.

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

PAUL R. WARREN
Clerk of Court