UNITED STATES BANKRUPTCY COURT
WESTERN DISTRICT OF NEW YORK

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IN THE MATTER OF

DEFAULTS IN ADVERSARY PROCEEDINGS

STANDING ORDER

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TO ALL PLAINTIFFS AND DEFENDANTS:

Entry of default and judgments by default are governed by Rule 55, Federal Rules of Civil Procedure, as incorporated by Rule 7055, Rules of Bankruptcy Procedure.

Under section (a) of Rule 55, the Clerk of this Court shall enter the fact of default only when requested to do so by the nondefaulting party.

Upon entry of the fact of default under Rule 55(a), the nondefaulting party may seek judgment by default from the Clerk or the Court as appropriate under Rule 55(b), (d), and (e).

Where relief has been sought against multiple parties, not all of whom have failed to plead or defend, the fact of default may be entered as to any party who failed to plead or defend, but no judgment by default shall be entered against such party until the case shall have been decided with

Superceded by Local Rule