



UNITED STATES BANKRUPTCY COURT
Western District of New York

Paul R. Warren
Clerk of Court

Buffalo (716) 551-4130
Rochester (585) 263-3148

706(a) MOTIONS TO CONVERT A CHAPTER 7 CASE TO A CHAPTER 13 CASE

No. 01-11

November 19, 2001

All motions to convert a case from Chapter 7 to Chapter 13 pursuant to 11 U.S.C. § 706(a) must be accompanied by an affidavit of service of the motion and should be captioned "Motion to Convert Under § 706(a)." At a minimum, service must include the Chapter 7 Trustee and the United States Trustee. No hearing will be scheduled on the motion to convert unless the Court directs. No deadline to file objections to the motion will be fixed unless the Court directs.

Motions not complying with 11 U.S.C. § 706(a), and Bankruptcy Rules 1017(b) and 9013 will result in the issuance of a deficiency notice. No further processing of the conversion papers by the Court will occur until the deficiency is cured.

Please direct any questions you may have in this regard to the Clerk's Office at the telephone numbers listed above.

PAUL R. WARREN
Clerk of Court