

U.S. Bankruptcy Court Northern District of Texas

ECF



Event/Procedural Updates

[Effective: May 14, 2007]

Attorney/Trustee Guide

(Information Distributed May 14, 2007)

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I. Overview

The events/procedures in this guide will take effect Monday, May 14, 2007.

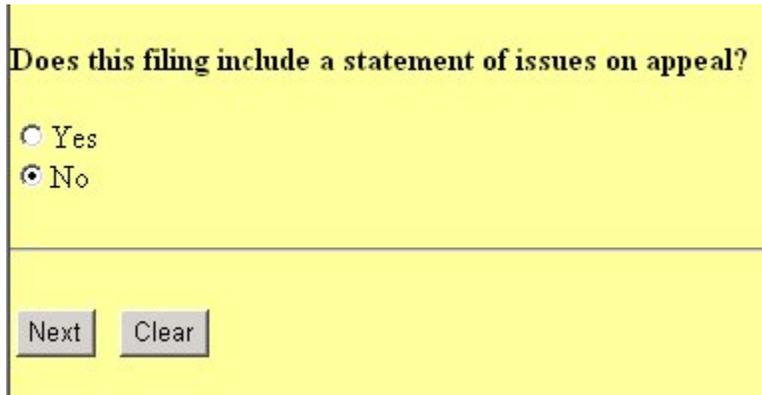
Each month we will post guides with updated procedures and events to the on-line ECF User Manual.

Please feel free to contact the ECF Help Desk at 214-753-2600, if you have any questions or need assistance docketing any events.

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II. Appellant designation event

The Appellant designation event [**Bankruptcy>Appeal> Appellant designation**] has been modified to add the following prompt. (See Figure A)



Does this filing include a statement of issues on appeal?

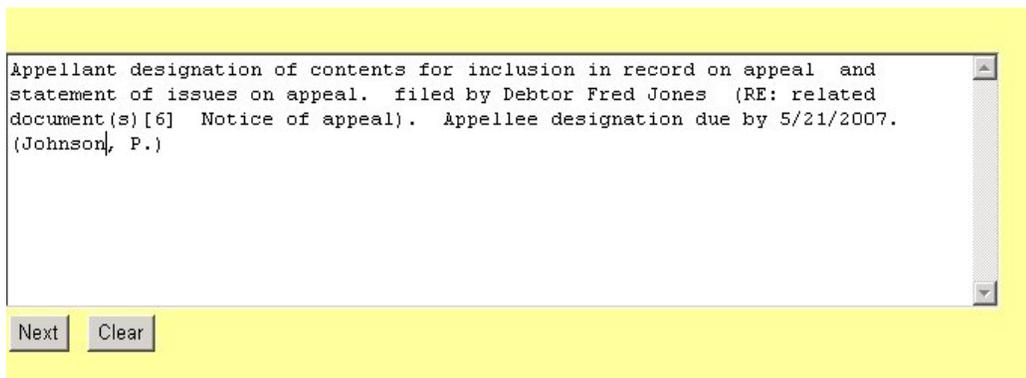
Yes

No

Next Clear

Figure A

If the answer to the above question is [**Yes**], the following text will be inserted in the final docket text box: **“and statement of issues on appeal”**. (See Figure B)



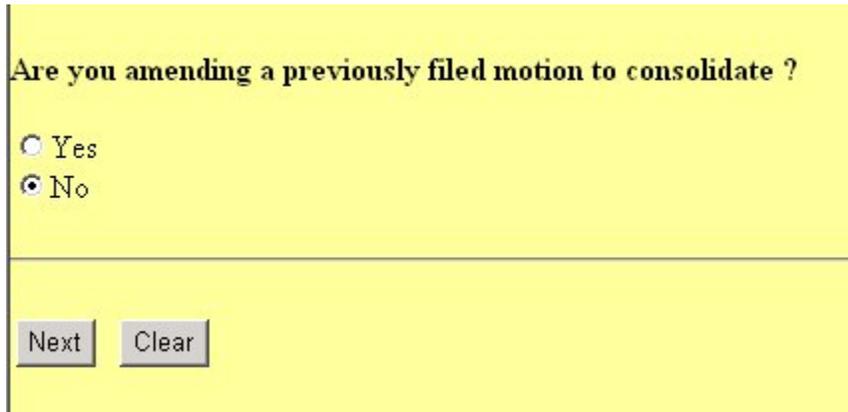
Appellant designation of contents for inclusion in record on appeal and statement of issues on appeal. filed by Debtor Fred Jones (RE: related document(s)[6] Notice of appeal). Appellee designation due by 5/21/2007. (Johnson, P.)

Next Clear

Figure B

III. Motion to consolidate event

The Motion to consolidate [**Bankruptcy>Motions/Applications>Consolidate**] event still functions the same; however, the following screen has been added to address amended motions. (See *Figure C*)



Are you amending a previously filed motion to consolidate ?

Yes

No

Next Clear

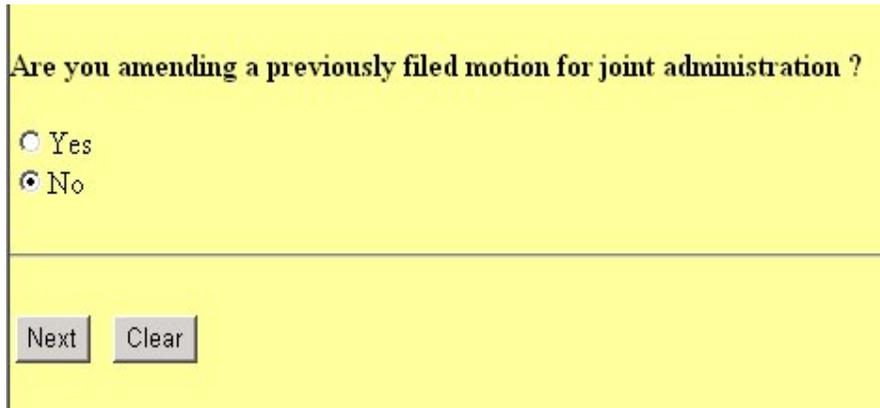
Figure C

If [**Yes**] is selected, the user will be directed to another screen to select the appropriate docket entry that relates to the event.

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IV. Motion for joint administration event

The Motion for joint administration [**Bankruptcy>Motions/Applications>Joint administration**] event still functions the same; however, the following screen has been added to address amended motions. (See Figure D)



Are you amending a previously filed motion for joint administration ?

Yes

No

Next Clear

Figure D

If [**Yes**] is selected, the user will be directed to another screen to select the appropriate docket entry that relates to the event.

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V. Motion to set aside event

The Motion to set aside event [**Bankruptcy>Motions/Applications>Set Aside**] – [**Bankruptcy>Trustee/US Trustee>Set Aside**] has been modified to add a warning message that will prevent filers from using the Set aside event to docket a Motion to vacate discharge (in a discharged case). (See Figure E)

THIS CASE HAS BEEN DISCHARGED. DO NOT USE THIS EVENT TO VACATE DISCHARGE. IF TRUSTEE, SELECT TRUSTEE/UST CATEGORY FOR ALL OTHERS, SELECT THE MOTIONS/APPLICATIONS: VACATE DISCHARGE.

Date document filed (mandatory)
5/11/2007

Select the pdf document (for example: CA199cv501-21.pdf).
Filename
 Browse...

Attachments to Document: No Yes

Next Clear

Figure E

THIS CASE HAS BEEN DISMISSED. DO NOT USE THIS EVENT TO VACATE DISMISSAL ORDER AND REINSTATE. IF TRUSTEE, SELECT TRUSTEE/UST CATEGORY FOR ALL OTHERS, SELECT THE MOTIONS/APPLICATIONS: VACATE DISMISSAL ORDER AND REINSTATE.

Date document filed (mandatory)
5/11/2007

Select the pdf document (for example: CA199cv501-21.pdf).
Filename
 Browse...

Attachments to Document: No Yes

Next Clear

Figure F

In addition, the event has been modified to add a warning message that will prevent filers from using the Set aside event to docket a Motion to vacate dismissal and reinstate case (in a dismissed case). (See Figure F)

VI. Motion to vacate discharge event

The Motion to vacate discharge event [**Bankruptcy>Motions/Applications> Vacate discharge**] has been added to the Trustee/US Trustee category/pick list to avoid filer from using Set aside event to docket a Motion to vacate discharge. (See Figure G)



The screenshot shows the ECF (Electronic Case Filing) interface for a Trustee action. The header includes the ECF logo and navigation links: Bankruptcy • Adversary • Query • Reports • Utilities • Logout. The main heading is "Trustee action:" followed by the case identifier "07-30014-7 Beverly Johnson". Below this, case details are listed: Type: bk, Chapter: 7 v, Office: 3 (Dallas), Assets: n, and Case Flag: REFORM. A series of tabs are visible: Summary, History, Parties, Filers, Docket Sheet, Deadlines/Hearings, Status, and Pending. A dropdown menu is open, displaying a list of trustee actions. The selected item is "Vacate dismissal order and reinstate". Other items in the list include "Trustee's notice of additional claims filed", "Trustee's recommendation concerning claims/plan", "Trustee's statement pursuant to 11USC 1302", "UST 30 day statement - Motion to dismiss is not appropriate", "UST Report of final account", and "UST appointment of committee". At the bottom of the dropdown menu are "Next" and "Clear" buttons.

Figure G

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VII. NEW PROCEDURES RE: [Notice of dismissal and Stipulation of dismissal]

If a plaintiff's attorney files a Notice of dismissal or Stipulation of dismissal in an adversary case, an order will not be routed to the judge for the case to be closed **(nor should an attorney upload an order to dismiss the adversary)**.

After case review of the filed Notice of dismissal or Stipulation of dismissal, the court will immediately close the adversary.

Since Notices of non-suit are handled in State Court, these notices should not be filed in bankruptcy or adversary cases.

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