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2 UNITED STATES BANKRUPTCY COURT  
3 WESTERN DISTRICT OF WASHINGTON  
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5 In re:

6  
7 Amending Interim Rule 1007-I to Comport  
8 with time-period amendments to the Federal  
9 Bankruptcy Rules

GENERAL ORDER NO. 2010-2  
(Adopting amended Interim Rule 1007-I)

10 WHEREAS Interim Rule 1007-I was adopted by General Order 2008-4 and made  
11 effective to all cases filed on and after December 19, 2008 through and including December 18,  
12 2011; and

13 WHEREAS Interim Rule 1007-1 includes time deadlines contained in Fed.R.Civ.P. 1007,  
14 which were revised effective December 1, 2009;

15 NOW, THEREFORE, it is hereby ORDERED that Interim Rule 1007-I as amended in the  
16 form attached hereto as Exhibit A is adopted in its entirety without any change by the majority of  
17 the judges of this Court to be effective, *nunc pro tunc*, on and after December 1, 2009 through  
18 and including December 18, 2011.

19 DATED: March 1, 2010.

20 FOR THE COURT:

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22 \_\_\_\_\_  
23 Honorable Karen A. Overstreet  
24 Chief Judge

24 Honorable Samuel J. Steiner  
25 Honorable Thomas T. Glover  
26 Honorable Philip H. Brandt  
27 Honorable Paul B. Snyder

**Interim Rule 1007-I. Lists, Schedules, Statements, and Other Documents; Time Limits; Expiration of Temporary Means Testing Exclusion**

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(b) SCHEDULES, STATEMENTS, AND OTHER DOCUMENTS REQUIRED.

\* \* \* \* \*

(4) Unless either: (A) § 707(b)(2)(D)(i) applies, or (B) § 707(b)(2)(D)(ii) applies and the exclusion from means testing granted therein extends beyond the period specified by Rule 1017(e), an individual debtor in a chapter 7 case shall file a statement of current monthly income prepared as prescribed by the appropriate Official Form, and, if the current monthly income exceeds the median family income for the applicable state and household size, the information, including calculations, required by § 707(b), prepared as prescribed by the appropriate Official Form.

\* \* \* \* \*

(c) TIME LIMITS. In a voluntary case, the schedules, statements, and other documents required by subdivision (b)(1), (4), (5), and (6) shall be filed with the petition or within 14 days thereafter, except as otherwise provided in subdivisions (d), (e), (f), (h), and (n) of this rule. In an involuntary case, the list in subdivision (a)(2), and the schedules, statements, and other documents required

21 by subdivision (b)(1) shall be filed by the debtor within 14 days of  
22 the entry of the order for relief. In a voluntary case, the documents  
23 required by paragraphs (A), (C), and (D) of subdivision (b)(3) shall  
24 be filed with the petition. Unless the court orders otherwise, a debtor  
25 who has filed a statement under subdivision (b)(3)(B), shall file the  
26 documents required by subdivision (b)(3)(A) within 14 days of the  
27 order for relief. In a chapter 7 case, the debtor shall file the statement  
28 required by subdivision (b)(7) within 45 days after the first date set  
29 for the meeting of creditors under § 341 of the Code, and in a chapter  
30 11 or 13 case no later than the date when the last payment was made  
31 by the debtor as required by the plan or the filing of a motion for a  
32 discharge under § 1141(d)(5)(B) or § 1328(b) of the Code. The court  
33 may, at any time and in its discretion, enlarge the time to file the  
34 statement required by subdivision (b)(7). The debtor shall file the  
35 statement required by subdivision (b)(8) no earlier than the date of  
36 the last payment made under the plan or the date of the filing of a  
37 motion for a discharge under §§ 1141(d)(5)(B), 1228(b), or 1328(b)  
38 of the Code. Lists, schedules, statements, and other documents filed  
39 prior to the conversion of a case to another chapter shall be deemed  
40 filed in the converted case unless the court directs otherwise. Except  
41 as provided in § 1116(3), any extension of time to file schedules,  
42 statements, and other documents required under this rule may be

43 granted only on motion for cause shown and on notice to the United  
44 States trustee, any committee elected under § 705 or appointed under  
45 § 1102 of the Code, trustee, examiner, or other party as the court may  
46 direct. Notice of an extension shall be given to the United States  
47 trustee and to any committee, trustee, or other party as the court may  
48 direct.

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50 (n) TIME LIMITS FOR, AND NOTICE TO, DEBTORS  
51 TEMPORARILY EXCLUDED FROM MEANS TESTING.

52 (1) An individual debtor who is temporarily excluded from  
53 means testing pursuant to § 707(b)(2)(D)(ii) of the Code shall file any  
54 statement and calculations required by subdivision (b)(4) no later  
55 than 14 days after the expiration of the temporary exclusion if the  
56 expiration occurs within the time specified by Rule 1017(e) for filing  
57 a motion pursuant to § 707(b)(2).

58 (2) If the temporary exclusion from means testing under  
59 § 707(b)(2)(D)(ii) terminates due to the circumstances specified in  
60 subdivision (n)(1), and if the debtor has not previously filed a  
61 statement and calculations required by subdivision (b)(4), the clerk  
62 shall promptly notify the debtor that the required statement and  
63 calculations must be filed within the time specified in subdivision  
64 (n)(1).