



UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF MISSISSIPPI

SUMMARY OF
NEW AND AMENDED FEDERAL BANKRUPTCY RULES AND FORMS
Effective on December 1, 2007

BANKRUPTCY RULES effective on December 1, 2007

Amended Rules

Rule 1014 (Dismissal and Change of Venue)

Rule 3007 (Objections to Claims)

Rule 4001 (Relief From Automatic Stay; Prohibiting or Conditioning the Use, Sale or Lease of Property; Use of Cash Collateral; Obtaining Credit, Agreements)

Rule 6006 (Assumption, Rejection or Assignment of Executory Contract or Unexpired Lease)

Rule 7007.1 (Corporate Ownership Statement)

New Rules

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)

Rule 9005.1 (Constitutional Challenge to a Statute - Notice, Certification, and Intervention)

Rule 9037 (Privacy Protection for Filings Made With the Court)

BANKRUPTCY FORMS effective on December 1, 2007

New Form

Form 19 (Declaration and Signature of Non-Attorney Bankruptcy Petition Prepared) - Replaces Form 19A and 19B.

Amended Forms

Form 1 (Voluntary Petition)

Form 3A (Application to Pay Filing Fees in Installments) - The amendments are stylistic.

Form 3B (Application for Waiver of the Chapter 7 Filing Fee for Individuals Who Cannot Pay the Filing Fee in Full or in Installments) - The amendments are stylistic.

Form 4 (List of Creditors Holding 20 Largest Unsecured Claims)

Form 5 (Involuntary Petition)

Form 6 (A - J), Schedules

Form 7 (Statement of Financial Affairs)

Form 9 (A - I), Notice of Commencement of Case Under the Bankruptcy Code, Meeting of Creditors and Deadlines

Form 10 (Proof of Claim)

Form 16A (Caption (Full))

Form 18 (Discharge of Debtor)

Form 21 (Statement of Social-Security Number or Individual Taxpayer-Identification Number)

Form 23 (Debtor's Certification of Completion of Postpetition Instructional Course Concerning Personal Financial Management)

Form 24 (Certification to Court of Appeals by All Parties)



UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF MISSISSIPPI

NOTICE CONCERNING NEW & AMENDED FEDERAL BANKRUPTCY RULES
Effective on December 1, 2007

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

Rule 1014 (Dismissal and Change of Venue): explicitly states that a court on its own motion may dismiss or transfer a case that has been initially filed in an improper district.

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 party to join a maximum of 100 claims in a single, omnibus objection and limits the nature of objections that may be joined in the single filing. It also establishes minimum standards intended to protect the claimants' due process rights.

Rule 4001 (Relief from Automatic Stay; Prohibiting or Conditioning the Use, Sale, or Lease of Property; Use of Cash Collateral; Obtaining Credit; Agreements): requires a movant 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.

Rule 6003 (NEW) (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): sets limits on the granting of certain relief by the court during the first 20 days of a case.

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

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

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

Rule 9037 (NEW) (Privacy Protection for Filings Made with the Court): 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.



UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF MISSISSIPPI

NOTICE OF AMENDMENTS TO OFFICIAL FEDERAL BANKRUPTCY FORMS
Effective on December 1, 2007

Summary of Amendments to Official Bankruptcy Forms:

Official Form 1, Voluntary Petition [revised 12/07]

The amendments increase the number of ranges for the estimated number of creditors, estimated assets, and estimated liabilities; replace the word Statement in “Statement by a Debtor Who Resides as a Tenant of Residential Property” with Certification, and provides a checkbox for the debtor to certify he/she has served the landlord with the certification; and provides a notice advising the attorney that the attorney’s signature constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules filed with the petition is incorrect.

Official Form 3A, Application to Pay Filing Fees in Installments [revised 12/07] The amendments are stylistic.

Official Form 3B, Application for Waiver of the Chapter 7 Filing Fee for Individuals Who Cannot Pay the Filing Fee in Full or in Installments [revised 12/07] The amendments are stylistic.

Official Form 4, List of Creditors Holding 20 Largest Unsecured Claims [revised 12/07]

The amendments add a direction to include, for noticing purposes, the name, address, and legal relationship to the child of “a person described” in Rule 1007(m), and require that a minor included in the list of creditors be identified only by the minor’s initials.

Official Form 5, Involuntary Petition [revised 12/07]

The amendments require the use of only the last four digits of an individual debtor’s taxpayer-information number.

Official Form 6, Schedules, including Schedules A-J [revised 12/07]

The amendments require only the initials of a minor instead of the minor’s full name; and make stylistic changes. Amendments to Schedules I and J of Official Form 6 include a statement advising debtors that the income and expense amounts of the schedules may differ from the income and expense amounts listed on the means test form. Amendments to the Declaration Sheet in Official Form 6 clarify the reference to page totals.

Official Form 7, Statement of Financial Affairs [revised 12/07]

The amendments add a direction to include, for noticing purposes, the name, address, and legal relationship to the child of “a person described” in Rule 1007(m); require that a minor be identified by initials instead of full name on the form; require, in Question 3, a debtor with primarily non-consumer debts to report only those transfers that aggregate more than \$5,475 to any creditor in the 90-day period prior to the filing of the petition, and clarify the language of the question.

Official Form 9 (A - I), Notice of Commencement of Case under the Bankruptcy Code, Meeting of Creditors, and Deadlines [revised 12/07]

The amendments include only the last four digits of any individual taxpayer-identification number in accordance with Rule 9037. In addition to stylistic changes, the forms are revised to clarify the references to creditors with foreign addresses.

Official Form 10, Proof of Claim [revised 12/07]

The amendments provide for more accurate addresses for transmittal of payments and notices; indicate that a particular proof of claim has been replaced; and update the Instructions and Definitions portions of the form.

Official Form 16A, Caption (Full)

The amendment conforms with Rule 9037 by directing the filer to provide only the last four digits of any individual debtor's taxpayer-identification number.

Official Form 18, Discharge of Debtor in a Chapter 7 Case [revised 12/07]

The amendment conforms with Rule 9037 by directing the filer to provide only the last four digits of any individual debtor's taxpayer-identification number.

Official Form 19, Declaration and Signature of Non-Attorney Bankruptcy Petition Preparer [NEW 12/07]

Replaces Forms 19A and 19B (which were abrogated). Form 19 must be completed upon the initial and any subsequent filings.

Official Form 21, Statement of Social-Security Number [revised 12/07]

The amendments direct an individual debtor who does not have a social-security number, but does have another government-issued individual taxpayer-identification number, to furnish that number to the court.

Official Form 23, Debtor's Certification of Completion of Instructional Course Concerning Financial Management [revised 12/07]

The amendments include instructions that certification must be filed in chapter 7, chapter 11 in which §1141(d)(3) applies, and chapter 13 cases, and reminds the debtor that the form is not to be used for filing a certification of pre-petition credit counseling.

Official Form 24, Certification to Court of Appeals by All Parties [revised 12/07]

The amendments include a signature line for the appellee and the appellee's attorney.

Use of the current version of the Official Bankruptcy forms are required.

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