

United States Bankruptcy Court
Southern District of Mississippi

Amendments to Federal Rules of Bankruptcy Procedure

Effective: December 1, 2012

Applies to: Attorneys

Case type: All

Issue: Amendments to Fed. R. Bankr. P. 1007, 2015, 3001, 7054, and 7056

Rule 1007(c)

This proposed amendment is a technical and conforming amendment to remove an inconsistency created by an amendment to Rule 1007(a) that went into effect on December 1, 2010.

Rule 2015(a)(3)

The proposed amendment to Rule 2015(a) corrects a reference to 11 U.S.C. § 704 of the Bankruptcy Code. Changes the reference from § 704(8) to § 704(a)(8).

Rule 3001(c)(3) *(New Subsection)*

The proposed amendment addresses the documents required for proofs of claim based on an open-end or revolving consumer credit account, such as credit card debt.

Rule 7054(b)

Rule 7054 incorporates Civil Rule 54(a)–(c) for adversary proceedings.

- Extends time from 1 to 14 days to respond to the prevailing party's bill of cost.
- Extends time from 5 to 7 days to file a motion for court review of the bill of cost.

Rule 7056

Rule 7056 makes Civil Rule 56 applicable in adversary proceedings. Requiring a summary judgment motion to be filed 30 days before the initial date set for an evidentiary hearing on any issue for which summary judgment is sought, unless a local rule or court order sets a different deadline.

For additional information on the amendments to the Federal Rules of Bankruptcy Procedures, go to US Courts website: www.uscourts.gov/RulesAndPolicies/rules/pending-rules.aspx

Dated: November 19, 2012

Danny L. Miller
Clerk of Court