

U. S. Bankruptcy Court  
District of Oregon  
M e m o r a n d u m

**To:** Bankruptcy Community  
**From:** Chief Judge Alley  
**Date:** February 2, 2011  
**Subject:** Case Assignments

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We face the prospect of running as a four judge court for the next 10-14 months. In order to keep the caseload evenly distributed among the judges we are reassigning existing Eugene Division cases and adversary proceedings, and will change the assignment of new cases until a new judge is sworn in.

Generally, all cases filed in the Eugene Division will continue as Eugene cases, even if assigned to a Portland Judge. Case numbers will continue to start with “6”, and include the assigned judge’s initials. Hearings may be by phone or video, or in court in either city, depending on the judge and the case. If a case is set for court in Portland and you wish to appear by phone, make sure you comply with the assigned judge’s requirements for phone requests.

**Filing and Administration:** Eugene Division cases will still be filed in Eugene, and assigned to Case Administrators in the same manner as before.

**Chapter 7:** All cases originating in Benton, Lincoln, Linn, Marion and Polk Counties (“Northern Counties”) will be reassigned to Judge Brown. All cases originating in Coos, Curry, Douglas, Jackson, Josephine, Klamath and Lake and Lane Counties (“Southern”) will be assigned to me.

**Chapter 13:** Cases from Northern Counties will be assigned to Judge Perris and “Fast Track” rules in accordance with LBR 3015-3 (c)(2) will apply. Judge Dunn will be taking on more Portland Division cases to even the load. Southern cases will all be assigned to me.

**Chapter 11:** For the time being, all Eugene Division Chapter 11 cases will stay with me. After review, some will be transferred to Portland Judges. Criteria will include location of the case and parties, location of the attorneys, complexity of the case, and the Judges’ workloads. New Eugene 11 cases will be assigned to me initially, subject to the same reassignment process. I will hear expedited matters such as emergency first day orders, payroll motions, and the like unless the case has been reassigned. Filers should check with the Clerk, or Chambers.

**Chapter 12:** All Chapter 12 cases in the Eugene Division will be assigned to me.

**Current matters:** Current matters include cases that were previously assigned hearing

times in Judge Radcliffe's court. Initial Chapter 13 confirmation hearings scheduled to be heard before March 16 will all be reassigned to me, and heard at the time originally scheduled. Judge Perris will handle further activity in the Northern cases. Initial confirmation hearings originally set on April 5 and 19 will be terminated and Southern cases transferred to me, Northern cases transferred to Judge Perris. All initial confirmation hearings scheduled in Northern cases filed on or after January 27 will be heard by Judge Perris. Non-evidentiary hearings will be scheduled via telephone. Other matters arising in Northern cases may be reassigned, or kept in my court in Eugene. Please check the docket or the judges' calendars on the court website if you have questions.

**Adversary Proceedings:** Adversary proceedings out of the North will be reassigned to the judge the main case is assigned. However, Northern cases originally assigned to me may stay if close to trial, or if I have already done a material amount of pre-trial work in the case.

**Motions for Relief:** I will hear the currently scheduled initial motions for relief on February 3 and 10. Cases heard on these two dates will be reassigned based on our "rules" after the hearing. If a case is continued it will be reset according to the assigned judge's preference. All future initial motions for relief will be heard by Portland Judges on the regular Tuesday calendar. In light of our heavier case loads, waivers of the 30 day rule will be helpful.